

SENATE JOURNAL

REGULAR AND FIRST EXTRAORDINARY
SESSIONS

FORTY-SIXTH LEGISLATURE STATE OF WASHINGTON

AT

OLYMPIA, the State Capitol — 1979 —

Convened Regular Session January 8, 1979.
Adjourned Regular Session *SINE DIE* March 8, 1979.
Convened First Extraordinary Session March 21, 1979.
Adjourned First Extraordinary Session *SINE DIE* June 1, 1979.

VOLUME 2

Compiled, Edited and Indexed by
SIDNEY R. SNYDER, *Secretary of the Senate*



DOROTHY GREELEY
Minute and Journal Clerk

JOHN A. CHERBERG, *President of the Senate*
AL HENRY, *President Pro Tempore*
JAMES E. KEEFE, *Vice President Pro Tempore*

SENATE CAUCUS OFFICERS

DEMOCRATIC CAUCUS

Majority Leader GORDON L. WALGREN
Chairman GARY M. ODEGAARD
Assistant Majority Leader DAN MARSH
Vice Chairman GEORGE FLEMING
Secretary BRUCE A. WILSON

REPUBLICAN CAUCUS

* *Minority Leader* JIM MATSON
** *Chairman* CHARLES NEWSCHWANDER
Floor Leader GEORGE W. CLARKE
Minority Whip JOHN D. JONES
*** *Assistant Floor Leader* R. H. (BOB) LEWIS
Vice Chairman F. (PAT) WANAMAKER

* Jeannette Hayner replaced Jim Matson as
Republican Leader, May 29, 1979
** George W. Scott replaced Charles Newschwander
as Caucus Chairman, May 29, 1979
*** R. H. (Bob) Lewis elected Executive Chairman,
May 29, 1979
Assistant Secretary BILL GLEASON
Sergeant at Arms CHARLES L. R. JOHNSON
Secretary to the Secretary PATRICIA McNULTY
Reader VERNE SAWYER

CONTENTS

VOLUME I	January 8, 1979 through April 11, 1979
VOLUME II	April 12, 1979 through June 1, 1979
	also
APPENDIX, HISTORY OF BILLS, INDEX	

TWENTY-THIRD DAY

MORNING SESSION

Senate Chamber, Olympia, Thursday, April 12, 1979.

The Senate was called to order at 11:00 a.m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senators Benitz, Jones, Keefe and Lewis. On motion of Senator Wilson, Senator Keefe was excused. On motion of Senator Sellar, Senators Benitz and Jones were excused.

The Color Guard, consisting of Pages Stefani Gissberg and Matt Durham, presented the Colors. Reverend George M. Mitchell, pastor of the First Christian Church of Olympia, offered the following prayer:

"ETERNAL GOD, THE ONE WHO HAS CREATED US INTO ONE NATION UNDER GOD, WE SET ASIDE THIS MOMENT TO STAND IN YOUR PRESENCE, FACE TO FACE WITH YOU IN PRAYER. IN DOING SO, WE ASK YOUR BLESSING AND GUIDANCE UPON EACH OF THESE SENATORS AS THEY FACE THEIR WORK THIS DAY.

"WHEN THEY ARE GENUINELY PERPLEXED, GIVE THEM THE WISDOM TO DISCERN THE REAL ISSUES FROM THE FALSE ONES, AND TO CHOOSE RIGHTLY BETWEEN THEM. WHEN THEY ARE PRESSURED FROM EVERY SIDE, GIVE THEM THE COURAGE TO MOVE AHEAD IN A MANNER WHICH REMAINS TRUE TO THEIR INNER CONVICTIONS. WHEN THEY ARE CONFRONTED WITH DIFFICULT DECISIONS, GIVE THEM THE READINESS TO ACT WITHOUT WAVERING OR DELAY. MAKE EACH OF THEM AWARE OF YOUR CONSTANT PRESENCE ALONGSIDE OF THEM DURING THESE DECISION-FILLED DAYS JUST AHEAD. AMEN."

MOTION

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

MESSAGES FROM THE HOUSE

April 11, 1979.

Mr. President: The House has passed:

SENATE BILL NO. 2173,

SENATE BILL NO. 2218,

SENATE BILL NO. 2467, and the same are herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

April 11, 1979.

Mr. President: The House has passed:

SENATE BILL NO. 2060,

ENGROSSED SENATE BILL NO. 2630,

SUBSTITUTE SENATE BILL NO. 2798, and the same are herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

April 11, 1979.

Mr. President: The House has passed:

SUBSTITUTE SENATE BILL NO. 2032,

SUBSTITUTE SENATE BILL NO. 2144,

SENATE BILL NO. 2175,

ENGROSSED SENATE BILL NO. 2242,

SENATE BILL NO. 2290,

SENATE BILL NO. 2296,

SENATE BILL NO. 2297,

SUBSTITUTE SENATE BILL NO. 2301,

SENATE BILL NO. 2385,

SUBSTITUTE SENATE BILL NO. 2411,

SENATE BILL NO. 2430,

SENATE BILL NO. 2753,

SENATE BILL NO. 2923,

SENATE BILL NO. 3077,

SENATE BILL NO. 3115,

SENATE CONCURRENT RESOLUTION NO. 112, and the same are herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

April 11, 1979.

Mr. President: The House has passed ENGROSSED HOUSE BILL NO. 461, and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

April 11, 1979.

Mr. President: The House has passed:

HOUSE BILL NO. 465,

SUBSTITUTE HOUSE BILL NO. 841,

SUBSTITUTE HOUSE BILL NO. 943,

SUBSTITUTE HOUSE BILL NO. 1084, and the same are herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

April 11, 1979.

Mr. President: The House has passed ENGROSSED SUBSTITUTE HOUSE BILL NO. 958, and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

April 10, 1979.

Mr. President: The Speakers have signed:

HOUSE BILL NO. 113,

SUBSTITUTE HOUSE BILL NO. 201,

HOUSE BILL NO. 413,

HOUSE BILL NO. 862,

HOUSE BILL NO. 1325, and the same are herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

April 11, 1979.

Mr. President: The House has failed to pass SUBSTITUTE SENATE BILL NO. 2394, and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

April 11, 1979.

Mr. President: The Speakers have signed:

SENATE BILL NO. 2015,

SENATE BILL NO. 2053,

SUBSTITUTE SENATE BILL NO. 2194,

SUBSTITUTE SENATE BILL NO. 2306, and the same are herewith

transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

INTRODUCTION AND FIRST READING

ENGROSSED HOUSE BILL NO. 461, by Representatives Wilson and Vrooman:

Requiring improvement of property acquired under eminent domain.

Referred to Committee on Energy and Utilities.

HOUSE BILL NO. 465, by Representatives Douthwaite, Burns and Lux:

Clarifying ownership of leased personal property for tax purposes.

Referred to Committee on Ways and Means.

SUBSTITUTE HOUSE BILL NO. 841, by Committee on Revenue (originally sponsored by Representatives Keller, Winsley, Vrooman and Kreidler):

Modifying the law on the listing of omitted property.

Referred to Committee on Ways and Means.

SUBSTITUTE HOUSE BILL NO. 943, by Committee on Revenue (originally sponsored by Representatives G.A. Nelson and Sommers):

Limiting the growth of certain county tax levies.

Referred to Committee on Ways and Means.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 958, by Committee on Revenue (originally sponsored by Representatives Polk, McCormick, Struthers, Adams and Sanders):

Allowing deduction of condominiums and residential association maintenance, repair, etc. fees from business and occupation taxes.

Referred to Committee on Ways and Means.

SUBSTITUTE HOUSE BILL NO. 1084, by Committee on Local Government (originally sponsored by Representatives Zimmerman and Charnley):

Partially reimbursing counties for certain costs in criminal cases involving a change of venue.

Referred to Committee on Ways and Means.

MOTION

On motion of Senator Walgren, the Senate returned to the first order of business.

REPORT OF STANDING COMMITTEE

April 9, 1979.

SUBSTITUTE HOUSE BILL NO. 1308, changing the laws concerning landlords and tenants in mobile home parks (reported by Judiciary Committee):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Marsh, Chairman; Talmadge, Vice Chairman; Bottiger, Jones, Woody.

MOTION

On motion of Senator Walgren, the rules were suspended, Substitute House Bill No. 1308 was advanced to second reading and placed on the second reading calendar.

SIGNED BY THE PRESIDENT

The President signed:
 HOUSE BILL NO. 113,
 SUBSTITUTE HOUSE BILL NO. 201,
 HOUSE BILL NO. 413,
 HOUSE BILL NO. 862,
 HOUSE BILL NO. 1325.

MOTIONS

On motion of Senator Walgren, the Senate advanced to the sixth order of business.

On motion of Senator Walgren, the Senate commenced consideration of House Bill No. 460.

SECOND READING

HOUSE BILL NO. 460, by Representatives Vrooman, Schmitten, Martinis, Wilson, Adams and Fuller:

Regulating processing and transportation of specialized forest products.

The bill was read the second time by sections.

Senator McDermott moved adoption of the following amendment by Senators McDermott, Vognild and Peterson:

On page 13, after line 16, insert the following:

"NEW SECTION. Sec. 16. Unless the context clearly requires otherwise, the definitions in this section apply throughout this chapter.

(1) "Commissioner" means the commissioner of public lands for the state of Washington.

(2) "Cedar" means any western red cedar wood in tree form, whether standing or down, log form, or any other condition not receiving primary processing.

(3) "Public lands" means all lands owned or administered by the state of Washington or its political subdivisions.

(4) "Primary processing" means that stage where cedar from public lands has been processed into:

(a) Lumber sawn to the dimensions commonly produced by mills in the state of Washington or to metric dimensions for building construction as determined by the commissioner in rules promulgated pursuant to section 27 of this 1979 act, but excluding the item commonly called the "waney cant";

(b) Pulp and pulp products broken down to the state where the wood fibers have been separated;

(c) Veneer and plywood;

(d) Poles, posts, or pilings cut or treated with preservative for use as such and not intended to be further processed;

(e) Chips; or

(f) Shakes and shingles processed to the dimensions and standards of the Uniform Building Code and Related Standards, published by the International Conference of Building Officials, as of the effective date of this 1979 act.

(5) "Purchaser" means a person, company, or any other entity that is the successful bidder, buyer, transferee, or successor in interest of a sale of cedar from public lands.

(6) "Affiliate" means the purchaser's parent company, subsidiary, any other entity being a portion of the conglomerate of which the purchaser is a unit, or any other entity which the purchaser has the power to control, or any other entity which has the power to control the purchaser. In determining whether the purchaser's parent company or subsidiary, or any other entity, is an "affiliate," consideration shall be given to all appropriate factors to include, but not exclusively, common ownership, common management, and contractual relationships.

(7) "Surplus permit" means the permit granted by the commissioner under section 18 of this 1979 act.

(8) "Sold for export," as used in section 17 of this 1979 act, means the intent to export or sell for export or the knowledge or reason to believe that the purchaser, his affiliates, or others will export or sell for export.

(9) "Timber sale," as used in section 17 of this 1979 act, means the sale of a unit of timber, whether standing or down, including one or more species of trees, that has not been previously processed in any manner.

(10) "Cedar in tree form," as used in section 17 of this 1979 act, means any western red cedar wood in tree form, whether standing or down, that has not been previously processed in any manner.

NEW SECTION. Sec. 17. All cedar from public lands shall receive primary processing in the United States.

One year after the effective date of this 1979 act, if a purchaser desires to purchase cedar from public lands and he or his affiliate has exported or sold for export to a foreign country, within a one-year period prior to the subject sale, cedar from private or public lands located in the state of Washington, he may only purchase a timber sale from public lands containing less than one hundred thousand board feet Scribner of cedar in tree form. When the purchaser comes under this restriction, he is expressly prohibited from purchasing any cedar from public lands other than cedar in tree form he may purchase at a timber sale from public lands containing less than one hundred thousand board feet Scribner of cedar in tree form.

NEW SECTION. Sec. 18. A surplus permit to authorize the primary processing of cedar from public lands at locations outside the United States may be issued by the commissioner if there is currently no reasonable location in the United States where the cedar could economically receive primary processing. In arriving at such findings, the commissioner shall take into account, among any other relevant factors:

(1) The price established for the sale of cedar between the state of Washington or any of its political subdivisions and the original purchaser, or if no sale price is established for cedar in a timber sale from public lands of which cedar is an included species, the fair market value for cedar of a comparable quality and location as the cedar included in the sale. If a price is established for the sale of cedar between the state of Washington or any of its political subdivisions and the original purchaser, the commissioner shall consider the average price for cedar of comparable quality and location as the cedar subject to the sale, and if the actual sale price is not in reasonable compliance with the average price, at the time of sale, the commissioner shall take into account this factor in arriving at his findings;

(2) The costs of logging and transporting the cedar from the place where it was cut to the nearest facility capable of performing primary processing; and in so doing, the commissioner may consider the average costs for logging and transportation used in the appraisal of cedar by the commissioner that is currently or will shortly be used in the locality considered;

(3) The general level of price being offered for the grades and sizes of the sale cedar by facilities capable of performing primary processing situated within economic transportation distance of the then location of the cedar;

(4) Whether the general level of price for grades and sizes of cedar described in subsection (3) of this section affords a profit over and above the price described in subsection (1) of this section, and the costs described in subsection (2) of this section; and

(5) Whether the applicant has solicited in good faith, but unsuccessfully, offers for the purchase of such cedar at or below the general level of price described in subsections (3) and (4) of this section from persons that are customarily engaged in primary processing of cedar of the type involved at timber processing facilities within economic transportation distance of the location of the cedar.

NEW SECTION. Sec. 19. A surplus permit may be granted only after a public hearing has been held. The commissioner shall publish notice of the public hearing on the same day of each week for two consecutive weeks in a legal newspaper of general circulation in the areas where the cedar which is the subject of the hearing is located. The decision by the commissioner to grant a surplus permit may be appealed by any aggrieved party to the forest practices appeals board pursuant to chapter 76.09 RCW.

NEW SECTION. Sec. 20. Any seller of cedar from public lands, whether it be the state of Washington or any other person, shall make it a condition of the sale contract that the purchaser and any of his affiliates will abide by and have not, heretofore, violated any provision of section 17 of this 1979 act, unless a surplus permit has been issued under section 18 of this 1979 act. All contracts for the sale of cedar from public lands shall be filed with the commissioner at his main office in Olympia.

NEW SECTION. Sec. 21. Any purchaser of cedar from public lands shall give written notice to the commissioner, at his main office in Olympia, of any locations where the cedar is processed.

NEW SECTION. Sec. 22. Any purchaser of a sale of cedar from public lands shall make available to the commissioner, upon his request, (1) all of his records dealing with the origin and disposition of the cedar from the sale, and (2) all records pertaining to the purchaser's or his affiliates' export or sale for export of cedar for the one-year period prior to the sale if a one-year period has passed since the effective date of this 1979 act, and the date of sale. The purchaser and his affiliates shall preserve all records dealing with the origin and disposition of the cedar from the sale for a period of three years after the date of purchase of the cedar.

NEW SECTION. Sec. 23. (1) Except as provided in subsection (2) of this section, any person exporting cedar from private or public lands to a foreign country shall file with the commissioner, no later than sixty days after the actual date of shipment, a statement containing:

(a) The quantities and grades of the cedar exported; and

(b) The origin of the cedar, including the name of the original harvester, the location where harvested, and the names of any purchasers of the cedar and his affiliates.

(2) Any persons exporting cedar but not purchasing timber from public lands may make a written request to the commissioner for an exemption from the requirements of subsection (1) of this section. Persons granted this exemption may later purchase timber from public lands if they have complied with subsection (1) of this

section for at least one year prior to the date of purchase, in addition to satisfying the other requirements of this chapter.

NEW SECTION. Sec. 24. All cedar from public lands shall be marked with a brand by the purchaser to be specified in the sale contract for the cedar.

NEW SECTION. Sec. 25. (1) Any person violating any provision of section 17 of this 1979 act shall be guilty of a gross misdemeanor and subject to a fine not to exceed fifty thousand dollars plus three times the value of the cedar which was exported, and shall be prohibited from becoming a purchaser or exporter of timber from public lands, to include all species of trees, for a period not to exceed five years.

(2) Any person violating any provision of sections 20 through 23 of this 1979 act is guilty of a misdemeanor and shall be prohibited from becoming a purchaser or exporter of timber from public lands, to include all species of trees, for a period not to exceed three years.

NEW SECTION. Sec. 26. All cedar originating from timber sales on public lands made prior to the effective date of this 1979 act, is exempt from this chapter.

NEW SECTION. Sec. 27. The commissioner may adopt rules for the implementation of this chapter.

NEW SECTION. Sec. 28. Sections 16 through 27 of this 1979 act shall constitute a new chapter in Title 76 RCW."

Renumber the sections consecutively

POINT OF ORDER

Senator Bausch: "Mr. President, I would like to raise the point of scope and object.

"I will not belabor the point except that I think the amendment deals with, as was explained, with logs, and I think that the bill itself has to do with restrictions and protection as far as Christmas trees, shrubs and certain other types of things as they are transported within the state. They have nothing to do with exports, commerce and free trade and I therefore feel that it is definitely outside the scope and object of the bill itself."

RULING BY THE PRESIDENT

President Cherberg: "In ruling upon the Point of Order presented by Senator Bausch, the President finds that House Bill 460 is a measure which amends the Specialized Forest Products Act by strengthening the requirements for documenting the origin of certain forest products.

"The amendment proposed by Senator McDermott, Senator Vognild and Senator Peterson requires domestic primary processing of western red cedar from state public lands.

"The President therefore finds that the proposed amendment does expand the scope and object of the bill and the Point of Order is well taken."

The amendment by Senators McDermott, Vognild and Peterson was ruled out of order.

Senator Quigg moved adoption of the following amendment:

On page 13, line 17, insert the following new section:

NEW SECTION. Sec. 16. There is added to chapter 84.33 RCW a new section to read as follows:

(1) In addition to the excise tax levied in RCW 82.04.291 as last amended by chapter 6, Laws of 1979, harvesters of Western Red cedar (*Thuja plicata* D. Don) shall also pay a timber excise tax equal to twenty-five percent of the stumpage value of such timber: PROVIDED, That the proceeds of this additional tax shall be

refunded to the harvester upon providing proof of sale of such timber to a domestic primary processor for processing in this state.

(2) For the purposes of this section, "domestic primary processor" shall mean a person or firm located in the state of Washington which produces:

(a) Lumber sawn to the dimensions commonly produced by mills in the state of Washington for building construction as determined by the board of natural resources, but excluding the item commonly called the "waney cant";

(b) Pulp and pulp products broken down to the state where the wood fibers have been separated;

(c) Veneer and plywood;

(d) Poles, posts, or pilings cut or treated with preservative for use as such and not intended to be further processed;

(e) Chips; or

(f) Shakes and shingles processed to the dimensions and standards of the Uniform Building Code and Related Standards, published by the International Conference of Building Officials."

Re-number remaining sections consecutively and correct internal references as necessary.

POINT OF ORDER

Senator Donohue: "I raise the scope and object on this particular amendment and I would like to speak to that.

"Mr. President, the bill before you, 460, deals with permits and the policing of those permits and it is an upgrading of the Specialized Forest Products Act. Senator Quigg's amendment deals with taxes on forest products and I think is clearly out of the scope of the bill."

RULING BY THE PRESIDENT

President Cherberg: "The President, in ruling upon the Point of Order presented by Senator Donohue, has already indicated the purpose of House Bill No. 460.

"The amendment proposed by Senator Quigg places a tax on the sale of western red cedar to non-domestic primary processors.

"The President therefore finds that the proposed amendment does expand the scope and object of the bill and the Point of Order is well taken."

The amendment by Senator Quigg was ruled out of order.

On motion of Senator Peterson, the rules were suspended, House Bill No. 460 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 460, and the bill passed the Senate by the following vote: Yeas, 46; excused, 3.

Voting yea: Senators Bausch, Bluechel, Bottiger, Clarke, Conner, Day, Donohue, Fleming, Gallagher, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Henry, Lee, Lewis, Lysen, Marsh, Matson, McDermott, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—46.

Excused: Senators Benitz, Jones, Keefe—3.

HOUSE BILL NO. 460, 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.

MOTIONS

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

On motion of Senator Walgren, the following resolution was unanimously adopted:

SENATE RESOLUTION 1979-69

By Senators McDermott, Scott, Guess, North, Benitz, Bausch, Bluechel, Bottiger, Clarke, Conner, Day, Donohue, Fleming, Gallagher, Gaspard, Goltz, Gould, Hansen, Hayner, Henry, Jones, Keefe, Lee, Lewis, Lysen, Marsh, Matson, Moore, Morrison, Newschwander, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody; Lieutenant Governor John A. Cherberg; Secretary of the Senate Sid Snyder; Assistant Secretary of the Senate Bill Gleason; and Sergeant at Arms Charlie Johnson:

WHEREAS, Dr. Hugh A. Bone has reached the age of retirement from active faculty status with the University of Washington and will become Professor Emeritus at the end of the current academic year; and

WHEREAS, For thirty consecutive years, Dr. Bone has served with distinction as Professor of Political Science, including a decade as Chairman of his Department; and

WHEREAS, Dr. Bone participated in one of the nation's first Ford Foundation grants to develop a state legislative internship program for outstanding undergraduate students, which has grown to encompass most senior institutions of higher education in Washington; and

WHEREAS, Dr. Bone is nationally and internationally recognized as a scholar and researcher in government and politics, whose published works include many devoted to Washington State; and

WHEREAS, Dr. Bone's classes, which have spanned two generations of students, are still among the most popular at his University; and

WHEREAS, Dr. Bone has further demonstrated his commitment to sound public policy and citizenship education as consultant to numerous local, state and national organizations, in addition to directing the Washington State-Northern Idaho Center for Education in Politics for fifteen years; and

WHEREAS, Dr. Bone is warmly reckoned as friend, advisor and teacher by countless public servants, community leaders and peers;

NOW, THEREFORE, BE IT RESOLVED, By the Senate of the State of Washington, that in recognition of this memorable occasion, Dr. Hugh A. Bone be extended sincere congratulations on many jobs well done and our loyal support for his continuing service in the public interest; and

BE IT FURTHER RESOLVED, That the Secretary of the Senate is hereby directed to present a complete and certified copy of this Resolution to Hugh A. Bone, Ph.D., Professor of Political Science, University of Washington, the Board of Regents and Governor Dixy Lee Ray.

MOTION

On motion of Senator Wilson, Senator Donohue was excused.

MOTION

At 11:40 a.m., on motion of Senator Walgren, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The President called the Senate to order at 1:30 p.m.

The President declared the Senate to be at ease.

The President called the Senate to order at 1:40 p.m.

APPOINTMENT OF SPECIAL COMMITTEE

The President announced the presence in the Senate Chamber of Dr. Hugh A. Bone and appointed Senators Van Hollebeke, Scott, Gould, Goltz, McDermott and Wanamaker to escort the honored guest to the Senate rostrum.

With permission of the Senate, business was suspended to permit Dr. Bone to address the Senate.

The President presented a Distinguished Citizens Award to Professor Bone.

The honored guest was escorted from the Senate Chamber and the committee was discharged.

APPOINTMENT OF SPECIAL COMMITTEE

The President announced the birthday today of President Pro Tempore Henry and appointed a special committee consisting of Senators Talley, Peterson, Guess, Hayner, Rasmussen and Newschwander to escort Senator Henry to the Senate rostrum.

The President presented a Distinguished Citizens Award to Senator Henry.

With permission of the Senate, business was suspended to permit Senator Henry to respond.

The committee of honor was discharged.

MOTION

At 2:15 p.m., on motion of Senator Walgren, the Senate recessed until 3:00 p.m.

SECOND AFTERNOON SESSION

The President called the Senate to order at 3:00 p.m.

MOTIONS

On motion of Senator Jones, Senator Lee was excused.

On motion of Senator Wilson, Senator Talmadge was excused.

There being no objection, the Senate returned to the third order of business.

MESSAGE FROM THE GOVERNOR
GUBERNATORIAL APPOINTMENT

Office of the Governor, April 12, 1979.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

LADIES AND GENTLEMEN:

I have the honor to submit the following reappointment, subject to your confirmation:

Anthony I. Eyring, reappointed April 11, 1979, for a term ending March 1, 1983, as a member of the Health Care Facilities Authority.

Sincerely,
DIXY LEE RAY
Governor.

Referred to Committee on Social and Health Services.

SIGNED BY THE PRESIDENT

The President signed:

SUBSTITUTE SENATE BILL NO. 2042,
SENATE BILL NO. 2131,
SUBSTITUTE SENATE BILL NO. 2158,
SUBSTITUTE SENATE BILL NO. 2482,
SENATE BILL NO. 2602,
SENATE BILL NO. 2736,
SENATE BILL NO. 2925,
SENATE JOINT RESOLUTION NO. 112.

MOTIONS

On motion of Senator Walgren, the Senate advanced to the sixth order of business.

Senator Walgren moved the Senate do now consider Substitute House Bill No. 1308.

PARLIAMENTARY INQUIRY

Senator Clarke: "The question is as to whether 1308 would survive the cutoff rule and by way of observation, I might state that it is the position of our caucus and the position we will take that without regard to the merits of any particular bill, it is our feeling that having adopted cutoff resolutions that we should adhere strictly to those cutoff resolutions, and for that reason the question as to any bill which comes upon the floor which, in the opinion of our caucus there is some question as to survival, we will respectfully ask the President for his ruling with respect thereto."

REMARKS BY SENATOR WALGREN

Senator Walgren: "Just responding to the remarks of Senator Clarke, it is rather remarkable to me that the Republican Caucus would take a position with regard to this very meritorious senior citizen measure and yet not raise that question this morning when we were talking about a measure involving the timber interests on this floor. I can think of the measures that we were considering in the last few moments of the session last night involving insurance measures, involving matters relating to major corporate activities in the King county area which they were of course very interested in seeing were considered by this body within the cutoff, and certainly allowing us to proceed with measures that obviously benefit those activities which are of great concern to the Republican side and not be willing to consider what I thought at least had been a tentative agreement to consider a very meritorious senior citizen measure."

REMARKS BY SENATOR CLARKE

Senator Clarke: "Responding to the remarks of Senator Walgren, the matters that we were considering yesterday, of course, were prior to the expiration of the cutoff time, or at least had been started to be worked upon prior to that time and the matter of determination that the Senator is talking about is a matter that was discussed in our caucus that we just came down from, and it was the consensus arrived

at at that time that we should take a position because there are many, many bills still remaining on the calendar or in Rules which would have some question as to whether they would or would not survive the cutoff. We do not think it is fair in effect to exercise partiality by simply not raising the question on those bills that we think obviously do not survive the cutoff and in effect circumvent the cutoff by that type of selection, particularly since it should not be our prerogative to make that determination as to what bills do or do not survive the cutoff because this is a joint cutoff resolution which relates both to action by the House and the Senate.

"So it was our determination, I think a very proper one, that we should respectfully ask the President to be prepared to rule upon each and every bill which comes upon the calendar as to whether or not it does survive the cutoff. This to us was the fairest and most noncontroversial manner in which we could approach this very important subject, because there are many, many bills remaining that various people have interest in and if, in substance, we exempt one bill from the cutoff without amending the cutoff resolution, not only do we create a precedent in this Senate but we also create a situation where the House is put in somewhat the same position."

REMARKS BY THE PRESIDENT

President Cherberg: "The President appreciates Senator Clarke's suggestion and will review those bills remaining on the Senate calendars, but would appreciate sufficient time in which to examine and study these measures. The measure before the Senate, Substitute House Bill No. 1308, is rather an involved bill changing the laws concerning landlord and tenant in mobile park homes. Therefore, if the members do not object the President would like to include this along with the other measures that are on the calendar."

MOTION

On motion of Senator Walgren, the Senate commenced consideration of Substitute House Bill No. 76.

SECOND READING

SUBSTITUTE HOUSE BILL NO. 76, by Committee on Local Government (originally sponsored by Representatives Charnley, Zimmerman, Garrett, Keller and Brekke) (by House Committee on Local Government of 45th Legislature request):

Clarifying grant of home rule power to local governments.

PARLIAMENTARY INQUIRY

Senator Clarke: "We would raise the same point of parliamentary inquiry as to this particular bill. It is true that this occupies a slightly different position in that we had started to work on this bill prior to the time of the cutoff but we would like a ruling as to whether the fact that we had so started to work extends the time of the cutoff during the complete consideration of the bill regardless of whether it is on one or more succeeding days."

Debate ensued.

POINT OF INQUIRY

Senator Matson: "Senator Walgren, was this House Bill 1308 before the body yesterday, before the floor of the Senate yesterday?"

Senator Walgren: "It was on the desk, Senator Matson."

Senator Matson: "It was my understanding it was in the Rules Committee."

Senator Walgren: "No, you are in error again."

Senator Matson: "Senator Walgren, I am curious to know what the motion made on the floor this morning then was."

Senator Walgren: "The motion today was to place the measure on second reading calendar."

Debate ensued.

REMARKS BY THE PRESIDENT

President Cherberg: "Senator Pullen, in reply to your remarks, the President believes your remarks are well taken. However, the President believes that the Chair is precluded from making a decision on this matter because the records show that Senator Walgren made a motion that further consideration of Substitute House Bill No. 76 be held over until tomorrow and evidently there were no objections. Thus, it must be considered that the motion was adopted by the body."

REMARKS BY THE PRESIDENT

President Cherberg: "The President hopes that he is not being redundant but the Senate acted upon this, said that the members were going to consider the measure today. It does follow in the tradition, as you pointed out, Senator Pullen, that the Senate has completed action on the measure under consideration prior to the cutoff time and whereas most assuredly if this bill were to come up today it would not fit within the concurrent resolution. However, inasmuch as the Senate has voted to consider it, I believe that the will of the majority at least prevails. Therefore the Substitute House Bill No. 76 is properly before the Senate."

Consideration of Substitute House Bill No. 76 was ruled to be in order.

The Senate resumed consideration of Substitute House Bill No. 76. The following amendment moved for adoption by Senator Wilson on Wednesday, April 11, 1979 is pending:

On page 1, strike everything after the enacting clause and insert the following:

NEW SECTION. Section 1. It is the purpose of this chapter to expressly grant by statute home rule powers and authorities to counties, cities, charter counties, and charter cities, but it is not the purpose of this chapter to grant to counties, cities, charter counties, and charter cities any greater powers and authorities in relation to each other or in relation to any other municipal or quasi municipal corporation than exist on the effective date of this act.

Further, this chapter establishes which entities of local government are empowered to adopt any police power measures and engage in and provide for any related programs and projects without specific authorization by state law, and those which are limited to adopting measures concerning subjects of a local nature and engage in and provide for any related programs and projects without specific authorization by state law. The powers and authorities granted by this chapter are not exclusive and are in addition to any other powers and authorities that have been or may be generally, specifically, or implicitly granted.

As used in this chapter, "city" includes every city and town in this state.

NEW SECTION. Sec. 2. Any county or city is empowered to make and enforce within its boundaries any local police power measure unless it is expressly or by clear implication prohibited by general state law from making and enforcing such measure: **PROVIDED,** That a county or city may also act concurrently with the state on any subject that is of a local nature and may adopt measures which complement the provisions of such state law unless expressly or by clear implication prohibited from so acting by state law.

NEW SECTION. Sec. 3. Any charter county or charter city is empowered with the authority granted to noncharter counties and cities in section 2 of this act,

'3 and in addition is empowered to make and enforce within its boundaries any police power measure unless expressly or by clear implication prohibited by general state law from making and enforcing such measure: PROVIDED, That a charter county or a charter city may also act concurrently with the state on any subject and may adopt measures which complement the provisions of such state laws unless expressly or by clear implication prohibited from so acting by state law.

NEW SECTION. Sec. 4. The powers and authorities delegated pursuant to sections 2 and 3 of this act shall not include powers of taxation or eminent domain, nor shall such powers and authorities permit a county, city, charter county, or charter city to dissolve, disincorporate, regulate, or assume the operations of any other municipal or quasi municipal corporation.

NEW SECTION. Sec. 5. Nothing in sections 2 or 3 of this act shall be construed to grant any additional authority to counties or cities over subjects regulated by the utilities and transportation commission pursuant to Titles 80 and 81 RCW.

NEW SECTION. Sec. 6. If any provision of this chapter or its application to any person or circumstance is held invalid, the remainder of the chapter or the application of the provision to other persons or circumstances is not affected.

NEW SECTION. Sec. 7. Sections 1 through 6 of this act shall constitute a new chapter in Title 35 RCW."

Senator Pullen moved adoption of the following amendment to the amendment by Senator Wilson:

On pages 1 and 2, delete all of section 1.

Debate ensued.

The motion by Senator Pullen failed and the amendment to the amendment was not adopted.

Senator Pullen moved adoption of the following amendment to the amendment by Senator Wilson:

On page 2, line 29, after "measure" strike "unless" and insert "if"

POINT OF INQUIRY

Senator Rasmussen: "Senator Wilson, in order that I can vote intelligently on these amendments, what are the powers that the cities and the counties are lacking now that you are asking for in this bill specifically? I heard Senator Talley, who is a long-time mayor, mention the fact that he did not know of anything that they needed. I was a short-time mayor and I did not know of anything that they were lacking in their everyday life. Could you enlighten me so I would know? What specifically now is it that they are asking?"

Senator Wilson: "Senator Rasmussen, I will try to give you a few examples as to the beneficial effects of this bill with respect to local government. One very clear cut example has occurred at this session. It pertains to the fact that times change and new and unforeseen problems or needs or desires come up in local areas and it would be preferable if those local areas could respond to these new needs as long as they are not running contrary to state laws or state preemptions without having to run to the legislature every year or every other year to secure specific authorization.

"Now an example of that that has occurred at this session pertains to senior citizen programs. Some entities of local government have wanted to participate in senior citizen programs but they could not because they had no specific authorization under state law and they had to come to Olympia and get a bill passed that would permit local governments to participate in senior citizen programs. Wouldn't it have been much more simple and logical and more related to local control if these local entities of government could have gotten involved in this area if they wanted to?

"A second example I might recite pertaining to this session pertains to a bill we had to pass because either one or a very small number of counties which are authorized to purchase uniforms for their deputy sheriffs wanted authorization to purchase civilian-type clothing for certain deputy sheriffs who needed that type of clothing in their work. I cannot think of any reason why a board of county commissioners and a sheriff's department should not have been able to do something as simple as that without having to come to the legislature in order to get a bill passed.

"I suppose another possible example might be that if some cities or some counties would like to provide their citizens with initiative and referendum authority, they cannot presently do that.

"So these are just three, I think, of numerous examples, many related to relatively unimportant matters, but where the passage of this bill would enable the local entities to take care of these problems themselves rather than having to come to the legislature and try to get state laws passed."

POINT OF INQUIRY

Senator Scott: "Senator Wilson, looking lower in that paragraph, would this paragraph make it possible for a city to institute any one of the taxes imposed by the state, excepting the income tax, since it would be a concurrent matter?"

Senator Wilson: "No, Senator Scott, and I will refer to page 3, section 4, 'the powers and authorities delegated pursuant to sections 2 and 3 of this act shall not include the powers of taxation'."

The motion by Senator Pullen failed and the amendment to the amendment by Senator Wilson was not adopted.

There being no objection, the amendments by Senator Pullen on the desk of the Secretary of the Senate were withdrawn.

On motion of Senator Wilson, the following amendment to the amendment by Senator Wilson was adopted:

On page 3, line 12, between "corporation" and the period, insert ": PROVIDED, That nothing in this section shall diminish any present regulatory authority granted by the legislature"

MOTION

Senator Rasmussen moved that Substitute House Bill No. 76 be rereferred to the Committee on Ways and Means.

Debate ensued.

POINT OF INQUIRY

Senator Talley: "Senator Fleming, the theory of home rule is the most beautiful thing we have ever considered for twenty years before this Senate. Now you had four nursing home bills which have established standards, uniformity throughout the state, which are very good bills, according to your interpretation. You worked very hard on them. I think you did a very fine job. All right, we pass this home rule and does this allow every city, town and county to pass their own nursing home rules?"

Senator Fleming: "Another thing we have here is this jail commission. This jail commission will probably take about two hundred million. If we pass this home rule bill, it would be a simple thing to just pass the bill and say, 'Cities, you have got to do this. We do not have to furnish the money any more.' All right?"

REMARKS BY SENATOR FLEMING

Senator Fleming: "Mr. President, just responding to my ways and means chairman, I would hope that our ways and means chairman and other members of this

body, including Senator Rasmussen, would probably support our majority leader and also the Senate as a whole.

"Speaking to what he said and probably an upcoming amendment that talks about a study, we have been studying this thing to death. I was chairman of local government committee for about four years and we studied this issue time and time again. The Senate okayed or recommended or agreed to allow the Senate local government committee to serve as the official representative of this body on an ad hoc local government committee with the Speaker of the House and the House of Representatives. They did study this measure and this had thorough study and it was recommended as one of the top priorities of that committee representing both of those bodies.

"So what you are talking about here is not necessary. I think we have studied it to death. I think the same comment that you are making now, Senator Donohue, that is some of the same comments you people made to me three years ago when this bill came up here and I have studied it a little more and it was a good bill then and it is a good bill now."

POINT OF INQUIRY

Senator Guess: "Would Senator North join us in sponsoring this amendment, that you so eloquently spoke for?"

Senator North: "Thank you for your invitation, Senator Guess. You invited me to join you before and I declined because I believe in the bill as it stands and I believe that we should pass it as it is before you today."

Senator Rasmussen demanded a roll call and the demand was sustained.

The President declared the question before the Senate to be the motion by Senator Rasmussen that Substitute House Bill No. 76 be rereferred to the Committee on Ways and Means.

ROLL CALL

The Secretary called the roll and the motion failed by the following vote: Yeas, 22; nays, 24; excused, 3.

Voting yea: Senators Clarke, Conner, Day, Donohue, Gallagher, Guess, Hayner, Henry, Jones, Marsh, Matson, Moore, Morrison, Newschwander, Peterson, Pullen, Rasmussen, Scott, Talley, Van Hollebeke, Wanamaker, Woody—22

Voting nay: Senators Bausch, Bluechel, Bottiger, Fleming, Gaspard, Goltz, Gould, Hansen, Lewis, Lysen, McDermott, North, Odegaard, Quigg, Ridder, Sellar, Shipoch, Talmadge, Vognild, von Reichbauer, Walgren, Williams, Wilson, Wojahn—24.

Excused: Senators Benitz, Keefe, Lee—3.

There being no objection, on motion of Senator Pullen an amendment to page 3 on the desk of the Secretary of the Senate was withdrawn.

Senator Guess moved adoption of the following amendment by Senators Guess, Day, Donohue, Rasmussen, Quigg, Gould, Gallagher, Scott, Conner, Hayner, Hansen, Clarke, Marsh and Morrison to the amendment by Senator Wilson.

On page 1, line 7, after "Section 1." strike the remainder of the amendment and insert:

"The legislature finds that confusion and ambiguity exists in relation to "home rule" powers of cities and counties. The legislature further recognizes that expansion of home rule powers creates questions of conflict and duplication of laws and ordinances, the effects of which are of concern to all the citizens of the state of Washington.

Therefore, the legislature hereby empowers and directs that a joint committee composed of six members of the Senate and six members of the House of Representatives be appointed to study the issue of "home rule." The committee shall be composed of three members of the majority and three members of the minority from each house of the legislature appointed by the President of the Senate and the Speaker(s) of the House of Representatives. The joint committee shall hold hearings and report to the legislature their findings and recommendations on or before February 1, 1980."

On motion of Senator Guess, the following amendment to the amendment was adopted:

On the last line of the amendment, strike "1980" and insert "1981"

Debate ensued.

Senator Guess demanded a roll call and the demand was sustained.

The President declared the question before the Senate to be the roll call on the amendment by Senator Guess and others, as amended, to the amendment by Senator Wilson.

ROLL CALL

The Secretary called the roll and the amendment, as amended, to the amendment was adopted by the following vote: Yeas, 25; nays, 20; absent or not voting, 1; excused, 3.

Voting yea: Senators Bausch, Clarke, Conner, Day, Donohue, Gallagher, Gould, Guess, Hansen, Hayner, Henry, Jones, Marsh, Matson, Moore, Morrison, Newschwander, Odegaard, Peterson, Pullen, Rasmussen, Scott, Talley, Wanamaker, Woody—25.

Voting nay: Senators Bluechel, Bottiger, Fleming, Gaspard, Goltz, Lewis, McDermott, North, Quigg, Ridder, Sellar, Shinpoch, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Williams, Wilson, Wojahn—20.

Absent or not voting: Senator Lysen—1.

Excused: Senators Benitz, Keefe, Lee—3.

The motion by Senator Wilson carried and the amendment, as amended, was adopted.

On motion of Senator Wilson, the rules were suspended, Substitute House Bill No. 76, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 76, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 31; nays, 14; absent or not voting, 1; excused, 3.

Voting yea: Senators Bausch, Bluechel, Clarke, Conner, Day, Donohue, Gallagher, Gaspard, Gould, Guess, Hansen, Hayner, Jones, Lewis, Lysen, Marsh, McDermott, Moore, Morrison, Newschwander, Odegaard, Peterson, Rasmussen, Scott, Talley, Talmadge, Walgren, Wanamaker, Williams, Wojahn, Woody—31.

Voting nay: Senators Bottiger, Fleming, Goltz, Matson, North, Pullen, Quigg, Ridder, Sellar, Shinpoch, Van Hollebeke, Vognild, von Reichbauer, Wilson—14.

Absent or not voting: Senator Henry—1.

Excused: Senators Benitz, Keefe, Lee—3.

SUBSTITUTE HOUSE BILL NO. 76, as amended by the Senate, 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 4:00 p.m., on motion of Senator Marsh, the Senate adjourned until 10:00 a.m., Friday, April 13, 1979.

JOHN A. CHERBERG, President of the Senate.
SIDNEY R. SNYDER, Secretary of the Senate.

TWENTY-FOURTH DAY

MORNING SESSION

Senate Chamber, Olympia, Friday, April 13, 1979.

The Senate was called to order at 10:00 a.m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senators Benitz and Keefe. On motion of Senator Wilson, Senator Keefe was excused. On motion of Senator Sellar, Senator Benitz was excused.

The Color Guard, consisting of Pages Cynthia Nims and Wade Briggs, presented the Colors. Reverend George M. Mitchell, pastor of First Christian Church of Olympia, offered the following prayer:

"ETERNAL GOD, ON THIS SPECIAL HOLY DAY MAY WE NOT FORGET THE AGONY SUFFERED BY YOUR SON AT THE HANDS OF POLITICAL AND RELIGIOUS AUTHORITIES: HIS BETRAYAL, HIS FALSE TRIAL, HIS MOCKING AND SCOURGING, THE TORTURE OF THE CROSS. REMIND US OF HIS PAIN WHEN WE OURSELVES EXPERIENCE BURDENS, TEARS, AND HEARTACHE.

"UPHOLD US WITH THE HOPE OF THE RESURRECTION BEYOND THAT CROSS WHICH YOU HAVE ASKED US TO TAKE UP AND CARRY IN YOUR NAME. STRENGTHEN US WITH THE FAITH THAT ENABLES US TO TRUST WHERE WE CANNOT KNOW. AND MOST OF ALL, O GOD, GIVE US A CLEARER UNDERSTANDING OF THAT LOVE WHICH WE SAW SO CLEARLY IN CHRIST AS HE HUNG FROM THE CROSS AND PRAYED 'FATHER, FORGIVE THEM, FOR THEY KNOW NOT WHAT THEY DO.' AMEN."

MOTION

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

REPORTS OF STANDING COMMITTEES

April 12, 1979.

SENATE BILL NO. 2794, relating to water (reported by Committee on Agriculture):

MAJORITY recommendation: That Substitute Senate Bill No. 2794 be substituted therefor, and that Substitute Senate Bill No. 2794 do pass.

Signed by: Senators Hansen, Chairman; Day, Gaspard, Wanamaker, Wilson.
Passed to Committee on Rules for second reading.

April 13, 1979.

SUBSTITUTE HOUSE BILL NO. 1359, relating to insurance of juvenile community service workers (reported by Judiciary Committee):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Marsh, Chairman; Talmadge, Vice Chairman; Clarke, Gallagher, Hayner, Jones.

Passed to Committee on Rules for second reading.

PERSONAL PRIVILEGE

Senator Guess: "First, I would like to express my appreciation to the Reverend Dr. Mitchell for the prayer this morning and for reminding us that this is Good Friday and that it is a very grave day and I hope that we will all live in accordance with that prayer.

"I also would like to express my appreciation for the nice little favor that the pages have put on our desks. It is very innovative and shows a great deal of ingenuity."

MOTIONS

On motion of Senator Marsh, the Senate advanced to the sixth order of business.

On motion of Senator Marsh, the Senate commenced consideration of Substitute House Bill No. 1308.

SECOND READING

SUBSTITUTE HOUSE BILL NO. 1308, by Committee on Judiciary (originally sponsored by Representatives Ehlers, May, King, Walk, Grimm, Barnes, Erickson, Bender, Mitchell, Charnley, Gruger and Burns):

Changing the laws concerning landlord and tenant in mobile home parks.

RULING BY THE PRESIDENT

President Cherberg: "The President is mindful of the point presented by Senator Clarke during yesterday's session.

"Members of the Senate, the President wishes to preface this decision with the remarks to this effect, that due to certain circumstances that have developed during the forty-sixth session, the President believes that the legislature deliberately adopted the broadest cutoff resolution at least ever adopted during his experience.

"House Bill 1308, an act relating to landlords and tenants of mobile homes, changing the laws concerning landlord and tenant in mobile home parks. At least it does have a provision on page 4 to this effect . . . beginning on line 4; 'Any provision which allows the landlord to increase the rent or alter the due date for rent payment during the term of the rental agreement: **PROVIDED**, That a rental agreement may include an escalation clause for a pro rata share of any increase in the mobile home park's real property taxes or utility assessments or charges, over the base taxes or utility assessments or charges of the year in which the rental agreement took effect, if the clause also provides for a pro rata reduction in rent or other charges in the event of reduction in real property taxes or utility assessments or charges, below the base year;'

"The President wishes to point out that in the cutoff resolution states . . . beginning on line 19 . . . 'neither the senate nor house shall consider any bills except revenue-related measures, appropriation-related measures, measures relating to energy, measures pertaining to amendments, matters of differences between the two houses,' etc.

"In a very broad interpretation, the President rules that House Bill 1308 is at least revenue and energy related."

MOTION

On motion of Senator Hayner, Substitute House Bill No. 1308 will be held for further consideration on Monday, April 16, 1979.

MOTION

At 10:18 a.m., on motion of Senator Marsh, the Senate was declared to be at ease.

The President called the Senate to order at 11:35 a.m.

MOTION

On motion of Senator Walgren, the Senate commenced consideration of Senate Bill No. 2979.

SECOND READING

SUBSTITUTE SENATE BILL NO. 2979, by Committee on Energy and Utilities (originally sponsored by Senator Bottiger):

Relating to energy.

The Senate resumed consideration of Substitute Senate Bill No. 2979. On Tuesday, April 10, 1979, the following amendment was moved for adoption by Senator McDermott. At that time, an amendment was on the desks which will be proposed by Senator McDermott. On Tuesday, April 10, 1979, Senator Bottiger raised a Point of Order on the following amendment moved for adoption at that time and the proposed amendment which will be considered following the President's ruling on the first amendment by Senator McDermott.

On page 1, after the enacting clause, insert the following additional section:

"Section 1. Section 12, chapter 45, Laws of 1970 ex. sess. as last amended by section 10, chapter 371, Laws of 1977 ex. sess. and RCW 80.50.120 are each amended to read as follows:

(1) Subject to the conditions set forth therein any certification shall bind the state and each of its departments, agencies, divisions, bureaus, commissions, boards, and political subdivisions, whether a member of the council or not, as to the approval of the environmental and ecological safeguards relating to the site and the construction and operation of the proposed energy facility.

(2) The certification shall authorize the person named therein to construct and operate the proposed energy facility subject only to the conditions set forth in such certification.

(3) The issuance of a certification shall be in lieu of any permit, certificate or similar document required by any department, agency, division, bureau, commission, board, or political subdivision of this state, whether a member of the council or not."

Renumber the sections following consecutively, and correct internal references accordingly.

Debate ensued.

RULING BY THE PRESIDENT

President Cherberg: "In ruling upon the Point of Order raised by Senator Bottiger, on Tuesday, April 10, 1979, the President finds that Substitute Senate Bill No. 2979 is a measure which deals with the powers of the Energy Facilities Site Evaluation council and prescribes penalties for violations of permit requirements.

"The amendment proposed by Senator McDermott deals with EFSEC's certification power.

"The President therefore finds that the proposed amendment does not expand the scope and object of the bill and that the Point of Order is not well taken.

The amendment by Senator McDermott was ruled in order.

Debate ensued.

POINT OF INQUIRY

Senator McDermott: "If I follow your argument, Senator Bottiger, it would seem to me that one of the results of not passing this amendment is that we could then become the place where all the power generation was done for the whole Northwest. If Oregon turns down Pebble Springs, the energy people in Oregon are quoted in the newspaper as saying that, 'Well, since we cannot get it here in Oregon we will go up to Washington where they are more pragmatic.' That leaves the questions then of whether they will come up here and build it, put the cost on our rate payers, and then have it go out through the lines to other places and it seems to me that unless we pass this kind of thing, we open the door to become the generating site for the entire Northwest. And I think that by passing this amendment we force the question of a regional bill in the United States Congress and I ask you, is it not possible that if we do not pass this kind of language, we open the door to become the siting place for the whole Northwest?"

Senator Bottiger: "Senator McDermott, I just do not think that that follows. I think Washington could very well have more generating capacity than we use on an average of any one time, but if you take our maximum load, we do not have because we borrow from other people. If any state were likely to have much more than its share, it would be the state of Montana because the population is so low. If you get cold strips one through four built, Montana per population will be grossly overgenerating. I would concede that if everybody else stopped building power plants and we are the only state with any sense, we might have more than our share."

The motion by Senator McDermott failed and the amendment was not adopted.

Senator McDermott moved adoption of the following amendment:

On page 1, after the enacting clause, insert the following additional section:

"Section 1. Section 1, chapter 45, Laws of 1970 ex. sess. as amended by section 29, chapter 108, Laws of 1975-'76 2nd ex. sess. and RCW 80.50.010 are each amended to read as follows:

The legislature finds that the (~~(present and predicted)~~) potential growth in energy demands in the state of Washington requires the development of a procedure for the selection and utilization of sites for energy facilities and the identification of a state position with respect to each proposed site. The legislature recognizes that the selection of sites will have a significant impact upon the welfare of the population, the location and growth of industry, and the use of the natural resources of the state.

It is the policy of the state of Washington to recognize the (~~(pressing)~~) need for (~~(increased)~~) adequate energy facilities, and to ensure through available and reasonable methods, that the location and operation of such facilities will produce minimal adverse effects on the environment, ecology of the land and its wildlife, and the ecology of state waters and their aquatic life.

It is the intent to seek courses of action that will balance the increasing demands for energy facility location and operation in conjunction with the broad interests of the public. Such action will be based on these premises:

(1) To assure Washington state citizens that, where applicable, operational safeguards are at least as stringent as the criteria established by the federal government and are technically sufficient for their welfare and protection.

(2) To preserve and protect the quality of the environment; to enhance the public's opportunity to enjoy the esthetic and recreational benefits of the air, water, and land resources; to promote air cleanliness; and to pursue beneficial changes in the environment.

(3) To provide (~~(abundant)~~) adequate energy at reasonable cost."

Remember the sections following consecutively, and correct internal references accordingly.

RULING BY THE PRESIDENT

President Cherberg: "In ruling upon the Point of Order raised by Senator Bottiger on Tuesday, April 10, 1979, the President finds that Substitute Senate Bill No. 2979 is a measure which deals with the powers of the Energy and Facilities Site Evaluation Council and prescribes penalties for violations of permit requirements.

"The amendment proposed by Senator McDermott modifies the council's powers by amending the purpose section of the same chapter.

"The President therefore finds that the proposed amendment does not expand the scope and object of the bill and that the Point of Order is not well taken."

The amendment by Senator McDermott was ruled in order.

POINT OF INQUIRY

Senator Goltz: "Senator McDermott, I think I understand the thrust of your amendment, but it seems to me that when you use the word 'potential' instead of 'present and predicted', you really are opening up what you have tried to close down in the last part of your amendment where you use the word 'adequate' instead of 'abundant'. I guess my question is, why you have chosen the word 'potential', which seems to me to be a very open-ended kind of quantitative growth factor instead of present and predicted as was in the old language?"

Senator McDermott: "The reason for that is that we presently have no prediction method whatsoever and so we took that language out because we are not doing predictions. There is nothing in the state level that is presently making predictions, and so we are acknowledging that there is the potential for additional power but that it only needs to be brought to the level of adequacy. As long as you allow the predictions to be made by somebody else, and that is the way it presently is, you are really putting us in a position of never asking the question of how much is adequate, and that is the reason we moved away from predictions because the state does not do predictions."

Senator Goltz: "I guess my response to that would be that potential is unlimited growth in energy demand and to me that allows adequate energy facilities to be also unlimited, and I think one part of your amendment, at least in my mind, contradicts the other."

Further debate ensued.

The motion by Senator McDermott failed and the amendment was not adopted.

On motion of Senator Bottiger, the following amendments were adopted:

On page 4, line 14, after "(5)" and before "Civil" insert the following:

"Every person who violates the provisions of certificates and permits issued or administered by the council shall incur, in addition to any other penalty as provided by law, a penalty in an amount of up to five thousand dollars a day for every such violation. Each and every such violation shall be a separate and distinct offense, and in case of a continuing violation, every day's continuance shall be and be deemed to be a separate and distinct violation. Every act of commission or omission which procures, aids, or abets in the violation shall be considered a violation under the provisions of this section and subject to the penalty provided in this section. The penalty provided in this section shall be imposed by a notice in writing, either by certified mail with return receipt requested or by personal service, to the person incurring the same from the council describing such violation with reasonable particularity. The council may, upon written application therefor received within fifteen days after notice imposing any penalty is received by the person incurring the penalty, and when deemed in the best interest to carry out the purposes of this chapter, remit or mitigate any penalty provided in this section upon such terms as the council shall deem proper, and shall have authority to ascertain the facts upon all such applications in such manner and under such regulations as it may deem proper. Any person

incurring any penalty under this section may appeal the same to the council. Such appeals shall be filed within thirty days of receipt of notice imposing any penalty unless an application for remission or mitigation is made to the council. When an application for remission or mitigation is made, such appeals shall be filed within thirty days of receipt of notice from the council setting forth the disposition of the application. Any penalty imposed under this section shall become due and payable thirty days after receipt of a notice imposing the same unless application for remission or mitigation is made or an appeal is filed. When an application for remission or mitigation is made, any penalty incurred hereunder shall become due and payable thirty days after receipt of notice setting forth the disposition of the application unless an appeal is filed from such disposition. Whenever an appeal of any penalty incurred hereunder is filed, the penalty shall become due and payable only upon completion of all review proceedings and the issuance of a final order confirming the penalty in whole or in part. If the amount of any penalty is not paid to the council within thirty days after it becomes due and payable, the attorney general, upon the request of the council, shall bring an action in the name of the state of Washington in the superior court of Thurston county or of any county in which such violator may do business, to recover such penalty. In all such actions the procedure and rules of evidence shall be the same as an ordinary civil action except as otherwise provided in this chapter. All penalties recovered under this section shall be paid into the state treasury and credited to the general fund.

(6)"

On page 4, line 21, after "~~((4))~~" strike "(6)" and insert "(7)"

Senator Lysen moved adoption of the following amendment:

On page 4, line 25, insert:

"**NEW SECTION.** Sec. 3. In order to protect the public health and safety at nuclear power facilities, the legislature hereby directs that any person employed at such a site shall be given one day off in every seven calendar days and shall not be permitted to work more than twelve consecutive hours.

This section shall not apply in case of breakdown of machinery or equipment, or other emergency, requiring the immediate services of experienced and competent labor to prevent serious injury to person, damage to property, or suspension of necessary operations, when such experienced and competent labor is not otherwise immediately available."

Renumber the remaining sections consecutively.

POINT OF ORDER

Senator Jones: "I would raise the question of scope and object.

"Senate Bill 2979 is an act relating to energy, to sitings, and I believe that Senator Lysen's amendment gets into the field of labor. It is clearly not within the scope and object of this measure."

Debate ensued.

RULING BY THE PRESIDENT

President Cherberg: "In ruling upon the Point of Order raised by Senator Jones, the President finds that Substitute Senate Bill 2979 is a measure which deals with the powers of the energy and facility site evaluation council and prescribes penalties for violations of the permit requirements.

"The amendment proposed by Senator Lysen relates to the working schedule of employees of nuclear power facilities.

"The President therefore finds that the proposed amendment does expand the scope and object of the bill and the Point of Order is well taken."

The amendment by Senator Lysen was ruled out of order.

On motion of Senator Bottiger, the rules were suspended, Senate Bill No. 2979 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 2979, and the bill passed the Senate by the following vote: Yeas, 42; nays, 5; excused, 2.

Voting yea: Senators Bausch, Bluechel, Bottiger, Clarke, Day, Donohue, Fleming, Gallagher, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Lysen, Marsh, Matson, McDermott, Moore, Morrison, Newschwander, North, Peterson, Quigg, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—42.

Voting nay: Senators Conner, Odegaard, Pullen, Rasmussen, Ridder—5.

Excused: Senators Benitz, Keefe—2.

ENGROSSED SENATE BILL NO. 2979, 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.

SIGNED BY THE PRESIDENT

The President signed:

SUBSTITUTE SENATE BILL NO. 2032,

SENATE BILL NO. 2060,

SUBSTITUTE SENATE BILL NO. 2144,

SENATE BILL NO. 2173,

SENATE BILL NO. 2175,

SENATE BILL NO. 2218,

SENATE BILL NO. 2242,

SENATE BILL NO. 2290,

SENATE BILL NO. 2296,

SENATE BILL NO. 2297,

SUBSTITUTE SENATE BILL NO. 2301,

SENATE BILL NO. 2385,

SUBSTITUTE SENATE BILL NO. 2411,

SENATE BILL NO. 2430,

SENATE BILL NO. 2467,

SENATE BILL NO. 2630,

SENATE BILL NO. 2753,

SUBSTITUTE SENATE BILL NO. 2798,

SENATE BILL NO. 2923,

SENATE BILL NO. 3077,

SENATE BILL NO. 3115,

SENATE CONCURRENT RESOLUTION NO. 112, and the same are herewith transmitted.

MOTION

At 12:10 p.m., on motion of Senator Marsh, the Senate adjourned until 12:00 noon, Monday, April 16, 1979.

JOHN A. CHERBERG, President of the Senate.

SIDNEY R. SNYDER, Secretary of the Senate.

TWENTY-SEVENTH DAY

NOON SESSION

Senate Chamber, Olympia, Monday, April 16, 1979.

The Senate was called to order at 12:00 noon by President Pro Tempore Henry. The Secretary called the roll and announced to the President Pro Tempore that all Senators were present except Senators Bausch, Gould, Keefe and Scott. On motion of Senator Wilson, Senators Bausch and Keefe were excused, On motion of Senator Jones, Senators Gould and Scott were excused.

The Color Guard, consisting of Pages Ellen Simonis and Rick Barnes, presented the Colors. Reverend Robert M. Keller, pastor of The Lutheran Church of the Good Shepherd of Olympia, offered the following prayer:

"ALMIGHTY GOD, OUR HEAVENLY FATHER, BLESS THOSE WHO HOLD OFFICE IN THE GOVERNMENT OF THIS STATE, THAT THEY MAY DO THEIR WORK IN A SPIRIT OF WISDOM, KINDNESS AND JUSTICE. HELP THEM USE THEIR AUTHORITY TO SERVE FAITHFULLY AND TO PROMOTE THE GOOD OF ALL, THROUGH YOUR SON, JESUS CHRIST OUR LORD. AMEN."

MOTION

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

REPORT OF STANDING COMMITTEE

April 13, 1979.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 665, providing a program for the evaluation and treatment of alcohol related traffic offenders (reported by Judiciary Committee):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Marsh, Chairman; Clarke, Gallagher, Hayner, Jones, Woody.

Passed to Committee on Rules for second reading.

MESSAGE FROM THE GOVERNOR

Office of the Governor, April 13, 1979.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.
LADIES AND GENTLEMEN:

I have the honor to advise that on April 13, 1979, Governor Ray approved the following Senate Bills entitled:

SUBSTITUTE SENATE BILL NO. 2140: Relating to institutions of higher education.

SENATE BILL NO. 2191: Relating to geothermal resources.

Sincerely,
H.B. HANNA
Legal Counsel.

MESSAGES FROM THE HOUSE

April 12, 1979.

Mr. President: The Speakers have signed:
SUBSTITUTE SENATE BILL NO. 2042,
SENATE BILL NO. 2131,
SUBSTITUTE SENATE BILL NO. 2158,
SUBSTITUTE SENATE BILL NO. 2482,
SENATE BILL NO. 2602,
SENATE BILL NO. 2736,
SENATE BILL NO. 2925,
SENATE JOINT RESOLUTION NO. 112, and the same are herewith

transmitted.

DEAN R. FOSTER, Chief Clerk.

April 12, 1979.

Mr. President: The Speakers have signed:
SUBSTITUTE HOUSE BILL NO. 22,
SUBSTITUTE HOUSE BILL NO. 78,
SUBSTITUTE HOUSE BILL NO. 163,
SUBSTITUTE HOUSE BILL NO. 186,
HOUSE BILL NO. 380,
HOUSE BILL NO. 455,
SUBSTITUTE HOUSE BILL NO. 546,
HOUSE BILL NO. 571,
HOUSE BILL NO. 576,
HOUSE BILL NO. 630,
HOUSE BILL NO. 689,
HOUSE BILL NO. 759,
SUBSTITUTE HOUSE BILL NO. 774,
HOUSE BILL NO. 888,
SUBSTITUTE HOUSE BILL NO. 962,
SUBSTITUTE HOUSE BILL NO. 1018,
SUBSTITUTE HOUSE BILL NO. 1057,
HOUSE BILL NO. 1115,
SUBSTITUTE HOUSE BILL NO. 1126,
SUBSTITUTE HOUSE BILL NO. 1176, and the same are herewith

transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

April 13, 1979.

Mr. President: The Speakers have signed:
HOUSE BILL NO. 58,
SUBSTITUTE HOUSE BILL NO. 1045,
HOUSE BILL NO. 1133, and the same are herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

SIGNED BY THE PRESIDENT

The President has signed:
SUBSTITUTE HOUSE BILL NO. 22,
HOUSE BILL NO. 58,
SUBSTITUTE HOUSE BILL NO. 78,
SUBSTITUTE HOUSE BILL NO. 163,
SUBSTITUTE HOUSE BILL NO. 186,

HOUSE BILL NO. 380,
 HOUSE BILL NO. 455,
 SUBSTITUTE HOUSE BILL NO. 546,
 HOUSE BILL NO. 571,
 HOUSE BILL NO. 576,
 HOUSE BILL NO. 630,
 HOUSE BILL NO. 689,
 HOUSE BILL NO. 759,
 SUBSTITUTE HOUSE BILL NO. 774,
 HOUSE BILL NO. 888,
 SUBSTITUTE HOUSE BILL NO. 962,
 SUBSTITUTE HOUSE BILL NO. 1018,
 SUBSTITUTE HOUSE BILL NO. 1045,
 SUBSTITUTE HOUSE BILL NO. 1057,
 HOUSE BILL NO. 1115,
 SUBSTITUTE HOUSE BILL NO. 1126,
 HOUSE BILL NO. 1133,
 SUBSTITUTE HOUSE BILL NO. 1176.

MESSAGE FROM THE HOUSE

April 9, 1979.

Mr. President: The House has passed, SECOND SUBSTITUTE SENATE BILL NO. 2610 with the following amendments:

Following section 1 add new sections to read as follows:

"NEW SECTION. Sec. 2. There is added to chapter 223, Laws of 1969 ex. sess. and to chapter 28B.40 RCW a new section to read as follows:

Notwithstanding any other statutory provision to the contrary, for the purpose of establishing enrollment goals for The Evergreen State College, reducing unit costs at the instruction to a level comparable to the average of such costs in the regional universities, and increasing the service the college provides to southwestern Washington counties, not later than November of each year, 1979 through 1984, the board of trustees shall have prepared and transmitted through the council for post-secondary education to the legislature and governor a report including but not limited to steps the college has taken with respect to the following:

(1) Achievement of target enrollment levels of twenty-five hundred full-time equivalent students prior to or during the 1980-81 academic year, three thousand fifty full-time equivalent students prior to or during the 1982-83 academic year, and thirty-eight hundred full-time equivalent students prior to or during the 1984-85 academic year, including:

(a) The provision of master's program and evening credit offerings, an expanded role in state personnel training, and instruction in teacher education offered cooperatively with an institution or institutions whose teacher education courses have been approved by the state board of education;

(b) The expansion of career preparation pathways in the college curriculum;

(c) The reexamination of admissions procedures and requirements;

(d) Expanded efforts in southwestern Washington high schools and community colleges to increase Washington resident enrollments at the college;

(e) The provision of outreach programs in southwestern Washington;

(f) Other actions the college has taken to increase enrollment levels.

(2) Cost reduction efforts, including:

(a) Review of overhead and support costs at the college;

(b) Consortium and resource sharing arrangements the college has entered with other institutions of higher education and organizations;

(c) Any other actions the college has taken to reduce or reallocate costs.

(3) Increased service to residents of southwestern Washington including:

(a) Numbers of entering first-year students who are graduates of high schools in Clallam, Clark, Cowlitz, Grays Harbor, Jefferson, Kitsap, Lewis, Mason, Pacific, Pierce, Skamania, Thurston, and Wahkiakum counties;

(b) Numbers of students transferring from community colleges located in such counties;

(c) Such other evidence as may be indicative of the college's service to these counties.

NEW SECTION. Sec. 3. There is added to chapter 223, Laws of 1969 ex. sess. and to chapter 28B.40 RCW a new section to read as follows:

The council for postsecondary education shall convey the annual reports of The Evergreen State College required by section 2 of this act with its comments and recommendations, including its estimates of current unit costs at the college, to the legislature and governor not later than January 31, of the next succeeding year. In its report to the legislature and governor in January, 1985, the council shall review and evaluate the effectiveness of the steps the college has taken with respect to increasing enrollments, reducing costs, and expanding service to southwestern Washington, and make a recommendation on the college's instructional program in its then present form, at which time the legislature shall review and act upon the recommendation.

NEW SECTION. Sec. 4. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the provision to other persons or circumstances is not affected."

Beginning on line 1 of the title after "education;" strike "and adding a new section" and insert "creating new sections; and adding new sections, and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

MOTION

Senator Shinpoch moved that the Senate do concur in the House amendments to Second Substitute Senate Bill No. 2610.

MOTION

On motion of Senator Clarke, the House Message, together with the motion by Senator Shinpoch, was ordered held for consideration later today.

MESSAGE FROM THE HOUSE

April 10, 1979.

Mr. President: The House has passed ENGROSSED SENATE BILL NO. 2106 with the following amendment:

On page 2, line 2, after "exceed" strike "five hundred" and insert "seven hundred and fifty", and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

MOTION

On motion of Senator Talmadge, the Senate concurred in the House amendment to Engrossed Senate Bill No. 2106.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 2106, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 45; excused, 4.

Voting yea: Senators Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Donohue, Fleming, Gallagher, Gaspard, Goltz, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Lysen, Marsh, Matson, McDermott, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Sellar, Shipoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—45.

Excused: Senators Bausch, Gould, Keefe, Scott—4.

ENGROSSED SENATE BILL NO. 2106, as amended by the House, 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.

MESSAGE FROM THE HOUSE

April 11, 1979.

Mr. President: The House has passed SUBSTITUTE SENATE BILL NO. 2010 with the following amendments:

On page 2, line 24, strike "or other living accommodations" and insert "mobile home, ((or)) other living accommodations, or mobile home parks".

On page 5, line 35, after "income" insert "and/or senior citizens", and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

MOTION

On motion of Senator Bluechel, the Senate concurred in the House amendment to page 5, line 35 and asks the House to recede from its amendment to page 2, line 24.

MOTION

On motion of Senator Marsh, the Senate commenced consideration of the House Message on Substitute Senate Bill No. 2016.

MESSAGE FROM THE HOUSE

April 11, 1979.

Mr. President: The House has passed SUBSTITUTE SENATE BILL NO. 2016 with the following amendments:

On page 1, line 23, after "special" insert "license plate,"

On page 2, line 10, after "distinguishing" insert "license plate,"

On page 2, line 10, after "card" strike "and" and insert "((and)) or"

On page 2, line 14, after "special" insert "license plate,"

On page 2, line 18, after "appearance the" insert "special license plate,", and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

MOTION

Senator Marsh moved the Senate do concur in the House amendments to Substitute Senate Bill No. 2016.

POINT OF INQUIRY

Senator Van Hollebeke: "I just grabbed the bill quickly as you were getting into it, Senator Marsh, and I am trying to read it as it would finally read. I am not aware, and would like to know anything you can tell me about special license plates that are provided. Is that what we would require, that the license plate itself identify the party as handicapped?"

Senator Marsh: "The way I would interpret this, Senator, is there would be a logo right above the license plate somewhat like car dealers sometimes have that would identify the privilege of a handicapped to use specially reserved spaces."

Senator Van Hollebeke: "All right, for instance, on page 1, the first amendment that they have added would read: 'Vehicles displaying a special license plate, card or decal.' All right, that sounds practical. Thank you."

The motion by Senator Marsh carried and the Senate concurred in the House amendments to Substitute Senate Bill No. 2016.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 2016, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 45; excused, 4.

Voting yea: Senators Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Donohue, Fleming, Gallagher, Gaspard, Goltz, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Lysen, Marsh, Matson, McDermott, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—45.

Excused: Senators Bausch, Gould, Keefe, Scott—4.

SUBSTITUTE SENATE BILL NO. 2016, as amended by the House, 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.

MESSAGE FROM THE HOUSE

April 11, 1979.

Mr. President: The House has passed SUBSTITUTE SENATE BILL NO. 3022 with the following amendments:

On page 1, line 21, after "days" insert "of the finding"

On page 1, line 25, after "days" insert "of the finding"

On page 1, line 25, strike "ten days surrender the property" and insert "seven days report the find of property and surrender, if requested, the property"

On page 2, line 2, after "days" insert "of the finding"

On page 3, line 20, after "value" insert "and has been requested to be surrendered to the law enforcement agency," and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

MOTION

On motion of Senator Lee, the Senate concurred in the House amendments to Substitute Senate Bill No. 3022.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 3022, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 45; excused, 4.

Voting yea: Senators Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Donohue, Fleming, Gallagher, Gaspard, Goltz, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Lysen, Marsh, Matson, McDermott, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—45.

Excused: Senators Bausch, Gould, Keefe, Scott—4.

SUBSTITUTE SENATE BILL NO. 3022, as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Walgren, the Senate commenced consideration of the House Message on Engrossed Senate Bill No. 2040.

MESSAGE FROM THE HOUSE

April 11, 1979.

Mr. President: The House has passed ENGROSSED SENATE BILL NO. 2040 with the following amendment:

Strike everything after the enacting clause, and insert the following:

"Section 1. Section 1, chapter 128, Laws of 1961 as last amended by section 1, chapter 102, Laws of 1975-'76 2nd ex. sess. and RCW 46.16.380 are each amended to read as follows:

Any person who (~~shall~~) submits satisfactory proof to the director that he or she has lost both of his or her lower extremities, or (~~who~~) has lost the normal or full use thereof, or (~~who~~) is so severely disabled as to be unable to move without the aid of crutches or a wheelchair, or (~~who~~) has lost both hands, shall be entitled to receive a special card to be left in a vehicle in a conspicuous place, bearing distinguishing marks, letters, or numerals indicating that the vehicle is being used to transport such a (~~privileged~~) disabled person. Such a (~~privileged~~) disabled person shall also be entitled to receive for one motor vehicle only, a special decal to be affixed to the vehicle in a conspicuous place designated by the director, bearing distinguishing marks, letters, or numerals indicating that the vehicle is owned by or primarily used for such a (~~privileged~~) disabled person. The disabled person is also entitled to receive, in lieu of the decal and regular motor vehicle license plates, special license plates bearing distinguishing marks, letters, or numerals indicating that the vehicle is owned by such a disabled person. Whenever (~~such owner~~) the disabled person transfers or assigns his or her interest in (~~such~~) the vehicle, the special decals or license plates shall be removed from the motor vehicle. Such person shall immediately surrender the decal to the director together with a notice of the transfer of interest in such vehicle. If another vehicle is acquired by, or for the primary use of, (~~such~~) the disabled person, a new decal shall be issued by the director. Application for renewal, except for the permanently disabled who shall be issued a permanent card, must be made by January 10th of each renewal year together with satisfactory proof of the right to continued use of such special card and decal. If another vehicle is acquired by the disabled person and special plates are used, they shall be attached to the vehicle, and the director shall be immediately notified of the transfer of plates. If another vehicle is not acquired by the disabled person,

the removed plates shall be immediately forwarded to the director to be reissued later upon payment of the regular registration fee.

The special license plates shall be renewed in the same manner and at the time required for the renewal of regular motor vehicle license plates under this chapter. No special license plate may be issued to a person who is temporarily disabled. A person who is permanently disabled under this section shall be issued a permanent card. A person who is temporarily disabled under this section shall be issued a temporary card which shall be renewed, at such times as the director may require, by satisfactory proof of the right to continued use of the card.

No additional fees shall be charged for the issuance of ((such)) the special card and decal, and, at the time the vehicle is originally licensed in this state, no additional fee may be charged for the issuance of the special license plates except the regular motor vehicle registration fee and any other fees and taxes required to be paid upon initial registration of a motor vehicle. On the effective date of this 1979 act, any disabled person who is entitled to receive a special license plate under this section and who has valid Washington state license plates for his or her motor vehicle shall be entitled to receive special license plates upon payment of the fee prescribed in RCW 46.16.270 and surrender of the existing plates.

The director shall promulgate such rules and regulations as he or she deems necessary to carry into effect this section.

Any unauthorized use of ((such distinguishing)) the special card ((and)), the decal, or the special license plate shall constitute a gross misdemeanor.

Sec. 2. Section 2, chapter 128, Laws of 1961 as last amended by section 2, chapter 102, Laws of 1975-'76 2nd ex. sess. and RCW 46.61.580 are each amended to read as follows:

Any person who has lost both of his or her lower extremities, or who has lost the normal or full use thereof, or who is so severely disabled as to be unable to move without the aid of crutches or a wheelchair, or who has lost both hands, shall be allowed to park a vehicle being used to transport such person for unlimited periods of time in parking zones or areas which are otherwise restricted as to the length of time parking is permitted. This section shall have no application to those zones or areas in which the stopping, parking, or standing of all vehicles is prohibited or which are reserved for special types of vehicles. Such a person shall not be permitted the foregoing privilege unless he or she obtains and displays a ((distinguishing)) special card ((or)), a decal, or a special license plate attached to the vehicle, as provided in RCW 46.16.380 as now or hereafter amended.", and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

MOTION

On motion of Senator Rasmussen, the Senate concurred in the House amendment to Engrossed Senate Bill No. 2040.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 2040, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 45; excused, 4.

Voting yea: Senators Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Donohue, Fleming, Gallagher, Gaspard, Goltz, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Lysen, Marsh, Matson, McDermott, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder,

Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—45.

Excused: Senators Bausch, Gould, Keefe, Scott—4.

ENGROSSED SENATE BILL NO. 2040, as amended by the House, 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.

MESSAGE FROM THE HOUSE

April 11, 1979.

Mr. President: The House has passed SUBSTITUTE SENATE BILL NO. 2422 with the following amendments:

On page 1, beginning on line 18, after the semicolon strike all language through the semicolon on line 26.

Beginning on page 12, strike sections 17, 18, 19 and 20 and renumber the remaining sections accordingly, and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

MOTION

On motion of Senator Day, the Senate refused to concur in the House amendments to Substitute Senate Bill No. 2422 and asks the House to recede therefrom.

MOTION

At 12:30 p.m., on motion of Senator Walgren, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

President Pro Tempore Henry called the Senate to order at 1:30 p.m.

MESSAGE FROM THE HOUSE

April 10, 1979.

Mr. President: The House has passed SENATE BILL NO. 2130 with the following amendment:

On page 1, line 26, after "fees" insert "that reflect actual costs", and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

MOTION

On motion of Senator McDermott, the Senate concurred in the House amendment to Senate Bill No. 2130.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 2130, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 41; absent or not voting, 5; excused, 3.

Voting yea: Senators Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Donohue, Gallagher, Gaspard, Goltz, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Lysen, Marsh, Matson, McDermott, Moore, Morrison, Newschwander,

North, Odegaard, Pullen, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Woody—41.

Absent or not voting: Senators Fleming, Peterson, Quigg, Rasmussen, Ridder, Wojahn—5.

Excused: Senators Bausch, Gould, Keefe—3.

SENATE BILL NO. 2130, as amended by the House, 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.

MESSAGE FROM THE HOUSE

April 4, 1979.

Mr. President: The House has passed SUBSTITUTE SENATE BILL NO. 2058 with the following amendments:

On page 11, line 22, after "may" strike ", at its option,"

On page 11, line 23, after "auction" insert "for initial leases" and after "negotiation" strike all material down to and including "to" on line 25 and insert "for existing leases. Notice of intent to lease by negotiation shall be published in at least two newspapers of general circulation in the area in which the land which is to be the subject of negotiation is located within the thirty days immediately preceding"

On page 11, line 34, after "lease" insert "except duration"

On page 15, line 26, after "act." insert "The amount of time expired under any existing lease so converted shall be included in the calculation of the maximum lease term allowed in RCW 79.01.096.", and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

MOTION

On motion of Senator Peterson, the Senate concurred in the House amendments to page 11, lines 22 and 23 and page 15, line 26 and refused to concur in the House amendment to page 11, line 34 and asks the House to recede therefrom.

MOTION

On motion of Senator Wilson, Senator Fleming was excused.

MESSAGE FROM THE HOUSE

April 12, 1979.

Mr. President: The House has passed ENGROSSED SUBSTITUTE SENATE BILL NO. 2197 with the following amendments:

On page 1, beginning on line 7, after "radioactive" insert "isotopes,"

On page 1, line 7, after "decay" strike "daughter"

On page 1, line 9, after "dispersed" strike "underground" and insert "geologic"

On page 1, line 12, after "radioactive" delete "daughter products" and insert "isotopes"

On page 1, line 20, after "that" delete the remainder of subsection (3) and insert the following new language ": (a) prior to the termination of any radioactive materials license, all milling facilities and associated tailings piles will be decommissioned in such a manner as to bring the potential public health hazard to a minimum; and (b) such environmental radiation monitoring as is necessary to verify the status of decommissioned facilities will be conducted."

On page 2, line 5, after "piles" insert ", but shall not include ore bodies nor ore stock piles"

On page 3, line 18, after "cross-examination" insert "by both the department and the person proposing the plan required under this section"

On page 4, line 22, after "purpose" insert ", but in any case such charge may not exceed one million dollars"

On page 5, after section 8, add a new section to read as follows:

"NEW SECTION. Sec. 9. Each licensee under this chapter, as a condition of his license, shall submit to whatever reasonable on-site inspections and on-site monitoring as required in order for the department to carry out its responsibilities and duties under this chapter. Such on-site inspections and monitoring shall be conducted without the necessity of any further approval or any permit or warrant therefor."

Renumber the remaining sections consecutively.

On page 5, line 28, after "licensees to" insert "be used exclusively to", and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

MOTION

Senator Bottiger moved the Senate concur in the House amendments to Engrossed Substitute Senate Bill No. 2197 with the exception of the amendments to page 1, line 7 and ask the House to recede therefrom.

POINT OF INQUIRY

Senator McDermott: "In quickly reading section 5, I do not see what the purpose of that radiation perpetual maintenance fund is and I wonder why the million dollar limitation. I am only questioning it."

Senator Bottiger: "Senator, as I believe we discussed when the bill was originally before the Senate, when you mine uranium you leave a large tailing behind the mine and that tailing is radioactive. It is not a high hazard radiation, but by requiring it to be buried and monitored, there are some standards the federal government set up about impervious clay beds, things of this nature, where they bury and pile these tailings. This fund sets up a perpetual maintenance fund for that tailing burial site and it is a system that we have until 1981 to put in place or the federal government will do it for us. The industry supported the bill to have the state monitor it as opposed to the federal government."

Senator McDermott: "Is this in any way related to the nuclear waste disposal site at Hanford?"

Senator Bottiger: "No, most of these tailings occur right at the mine site. I think there is one . . . I am not sure which counties. I think Senator Hayner has one in hers. There is one in Spokane county, another north of Spokane county, and one potential development on the Colville Indian tribe (sic). It is right at the mill site itself."

The motion by Senator Bottiger carried. The Senate concurred in the House amendments to Engrossed Substitute Senate Bill No. 2197 with the exception of the amendments to page 1, line 7.

MESSAGE FROM THE HOUSE

April 11, 1979.

Mr. President: The House has passed ENGROSSED SENATE BILL NO. 2474 with the following amendments:

On page 1, line 1 of the title of the engrossed bill, being page 1, line 1 of the printed bill, after "codes," strike "and"

On page 1, line 4 of the title of the engrossed bill, being page 1, line 4 of the printed bill, after "19.27.030" and before the period insert "; and amending section 7, chapter 44, Laws of 1970 ex. sess. as amended by section 5, chapter 22, Laws of 1973 1st ex. sess. and RCW 43.22.480"

On page 2, after line 9 of the engrossed bill, being page 2, after line 9 of the printed bill, insert the following:

"Sec. 2. Section 7, chapter 44, Laws of 1970 ex. sess. as amended by section 5, chapter 22, Laws of 1973 1st ex. sess. and RCW 43.22.480 are each amended to read as follows:

The department shall prescribe and enforce rules and regulations which protect the health, safety, and property of the people of this state by assuring that all factory built housing or factory built commercial structures are structurally sound and that the plumbing, heating, electrical, and other components thereof are reasonably safe. Such rules and regulations shall be reasonably consistent with recognized and accepted principles of safety and structural soundness and in promulgating such rules and regulations the department shall consider, so far as practicable the standards and specifications contained in: The uniform building code (~~((1970))~~) (1976), published by the international conference of building officials; the uniform plumbing code (~~((1970))~~) (1976) published by the international association of plumbing and mechanical officials; the uniform mechanical code (~~((1970))~~) (1976), published by the international conference of building officials and the international association of plumbing and mechanical officials; and the national electrical code (~~((1970))~~) (1975), published by the national fire protection association. Updated issues of these codes and amendments to such codes shall be considered by the department.

The department shall set a schedule of fees which will cover the costs incurred by the department in the administration and enforcement of RCW 43.22.450 through 43.22.490."

Renumber the remaining section consecutively., and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

MOTION

On motion of Senator Bottiger, the Senate concurred in the House amendments to Engrossed Senate Bill No. 2474.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 2474, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 42; nays, 2; absent or not voting, 1; excused, 4.

Voting yea: Senators Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Donohue, Gallagher, Gaspard, Goltz, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Lysen, Marsh, Matson, McDermott, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Rasmussen, Ridder, Scott, Sellar, Shipoch, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—42.

Voting nay: Senators Pullen, Talley—2.

Absent or not voting: Senator Quigg—1.

Excused: Senators Bausch, Fleming, Gould, Keefe—4.

ENGROSSED SENATE BILL NO. 2474, as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Lewis, Senator Quigg was excused.

MESSAGE FROM THE HOUSE

April 9, 1979.

Mr. President: The House has passed ENGROSSED SENATE BILL NO. 2492 with the following amendment:

On page 1, line 11, strike Sec. 2 and insert a new Sec. 2 to read as follows:

"NEW SECTION. Sec. 2. There is added to Chapter 70.54 RCW a new section to read as follows:

(1) For the purpose of this section "telecommunication device" means an instrument for telecommunication in which speaking or hearing is not required for communicators.

(2) The county legislative authority of each fourth class or larger county and the governing body of each city with a population in excess of 10,000 shall provide by July 1, 1980 for a telecommunication device in their jurisdiction or through a central dispatch office that will assure access to police, fire, or other emergency services.

(3) The county legislative authority of each fifth class or smaller county shall by July 1, 1980 make a determination of whether sufficient need exists with their respective counties to require installation of a telecommunication device. Reconsideration of such determination will be made at any future date when a deaf individual indicates a need for such an instrument.", and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

MOTION

On motion of Senator Day, the Senate concurred in the House amendment to Engrossed Senate Bill No. 2492.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 2492, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 44; excused, 5.

Voting yea: Senators Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Donohue, Gallagher, Gaspard, Goltz, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Lysen, Marsh, Matson, McDermott, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Rasmussen, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—44.

Excused: Senators Bausch, Fleming, Gould, Keefe, Quigg—5.

ENGROSSED SENATE BILL NO. 2492, as amended by the House, 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.

MESSAGE FROM THE HOUSE

April 11, 1979.

Mr. President: The House has passed SUBSTITUTE SENATE BILL NO. 2294 with the following amendments:

Strike everything after the enacting clause and insert the following:

"Section 1. Section 101, chapter 299, Laws of 1961 as last amended by section 1, chapter 95, Laws of 1974 ex. sess. and RCW 3.58.020 are each amended to read as follows:

(1) The annual salaries of part-time justices of the peace shall be set by the county ((commissioners)) legislative authority in each county in accordance with the minimum and maximum salaries provided in this subsection:

(a) In justice court districts having a population under two thousand five hundred persons, the salary shall be not less than one thousand dollars nor more than four thousand dollars;

(b) In justice court districts having a population of two thousand five hundred persons or more, but less than five thousand, the salary shall be set at not less than one thousand two hundred dollars nor more than five thousand dollars;

(c) In justice court districts having a population of five thousand persons or more, but less than seven thousand five hundred, the salary shall be set at no less than one thousand two hundred dollars or more than six thousand dollars;

(d) In justice court districts having a population of seven thousand five hundred persons or more, but less than ten thousand, the salary shall be set at not less than one thousand five hundred dollars or more than seven thousand dollars;

(e) In justice court districts having a population of ten thousand persons or more, but less than twenty thousand, the salary shall be set at no less than two thousand dollars or more than nine thousand dollars;

(f) In justice court districts having a population of twenty thousand persons or more, but less than thirty thousand, the salary shall be set at not less than three thousand five hundred dollars or more than twelve thousand dollars; and

(g) In justice court districts having a population of thirty thousand persons or more, the salary shall be set at not less than five thousand dollars or more than fifteen thousand dollars.

(2) The county legislative authority may by resolution make a part-time justice position a full-time office.

Sec. 2. Section 110, chapter 299, Laws of 1961 as last amended by section 1, chapter 25, Laws of 1969 and RCW 3.62.060 are each amended to read as follows:

In any civil action commenced before or transferred to a justice court, the plaintiff shall, at the time of such commencement or transfer, pay to such court a filing fee of ((six)) fifteen dollars. Fees for the support of county law libraries provided for in RCW 27.24.070 shall be paid by the clerk out of the filing fee provided for in this section. No party shall be compelled to pay to the court any other fees or charges up to and including the rendition of judgment in the action.

Sec. 3. Section 3, chapter 187, Laws of 1919 as amended by section 2, chapter 123, Laws of 1963 and RCW 12.40.030 are each amended to read as follows:

Upon filing said claim such justice of the peace shall appoint a time for the hearing of said matter and shall cause to be issued a notice of the claim, as hereinafter provided, which shall be served upon the defendant.

Said justice of the peace shall collect in advance upon each claim the sum of ((one)) five dollars, and this shall be the only fee for such justice of the peace to be charged or taxed against the plaintiff in such action during the pendency or disposition of said claim: PROVIDED, HOWEVER, That when any such "small claims department" shall be created and organized in any justice court as herein provided, in which the justice is not paid a salary, he may be paid as compensation for conducting such department from the county treasury of his county such monthly salary as the county court and commissioners of said county shall deem just and proper.

Sec. 4. Section 4, chapter 187, Laws of 1919 as last amended by section 3, chapter 83, Laws of 1970 ex. sess. and RCW 12.40.040 are each amended to read as follows:

Said notice of claim can be served either as provided for the service of summons or complaint and notice in civil actions or by registered or certified mail provided a return receipt with the signature of the party being served is filed with the court, but no other paper is to be served with the notice. The officer serving such notice shall be entitled to receive from the plaintiff, besides mileage, ~~((one))~~ five dollars for such service; which sum, together with the filing fee named in RCW 12.40.030, shall be added to any judgment given for plaintiff."

On page 1, line 1 of the title after "AN ACT Relating to the courts;" strike the remainder of the title and insert "amending section 101, chapter 299, Laws of 1961 as last amended by section 1, chapter 95, Laws of 1974 ex. sess. and RCW 3.58.020; amending section 110, chapter 299, Laws of 1961 as last amended by section 1, chapter 25, Laws of 1969 and RCW 3.62.060; amending section 3, chapter 187, Laws of 1919 as amended by section 2, chapter 123, Laws of 1963 and RCW 12.40.030; and amending section 4, chapter 187, Laws of 1919 as last amended by section 3, chapter 83, Laws of 1970 ex. sess. and RCW 12.40.040.", and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

POINT OF ORDER

Senator Marsh: "Mr. President, I raise the Point of Order that the House committee amendment is beyond the scope and object of Substitute Senate Bill 2294.

"Senate Bill 2294, as originally introduced by Senator Van Hollebeke and passed out by the judiciary committee, provided for an increase in jurisdictional limits of district courts.

"The proposed House amendment does not deal with jurisdictional amendments. It is a striking amendment. It deals with increasing fees for actions in district court and that is clearly beyond the scope and object of the original bill. I would also point out to the President that there is a proposed title amendment. It is so far out of line that they have to have a title amendment and so I ask the Chair for a ruling on this. I realize this sends it back to the Senate judiciary committee if you rule in favor of the Point of Order."

RULING BY PRESIDENT PRO TEMPORE HENRY

President Pro Tempore Henry: "The President, ruling on the Point of Order is that it does enlarge the scope and object of the bill.

"Your Point of Order is well taken under Rule 57. The bill is referred to the Senate committee on judiciary."

The House amendment to Substitute Senate Bill No. 2294 was ruled out of order.

Substitute Senate Bill No. 2294 was rereferred to the Judiciary Committee.

MESSAGE FROM THE HOUSE

April 11, 1979.

Mr. President: The House has passed SENATE BILL NO. 2398 with the following amendments:

On page 1, after line 7, insert the following:

"Section 1. Section 8, chapter 16, Laws of 1967 ex. sess. and RCW 43.03.170 are each amended to read as follows:

The head of any state department may issue an advance warrant on the request of any officer or employee for the purpose of defraying his anticipated reimbursable

expenses while traveling on business of such state department away from his designated post of duty, except expenses in connection with the use of a personal automobile. The amount of such advance shall not exceed the amount of such reasonably anticipated expenses of the officer or employee to be necessarily incurred in the course of such business of the state for a period of not to exceed ~~((thirty))~~ ninety days. Department heads shall establish written policies prescribing a reasonable amount for which such warrants may be written.

Sec. 2. Section 10, chapter 16, Laws of 1967 ex. sess. and RCW 43.30.190 are each amended to read as follows:

To protect the state from any losses on account of advances made as provided in RCW 43.03.150 through 43.03.210, the state shall have a prior lien against and a right to withhold any and all funds payable or to become payable by the state to such officer or employee to whom such advance has been given as provided in RCW 43.03.150 through 43.03.210, up to the amount of such advance and interest at the rate of ten percent per annum, until such time as repayment or justification has been made. ~~((No advance of any kind may be made to any officer or employee under RCW 43.03.150 through 43.03.210, at any time when he is delinquent in accounting for or repaying a prior advance under RCW 43.03.150 through 43.03.210.))~~"

Renumber the sections consecutively.

On page 1, line 1 of the title, after "government;" insert "amending section 8, chapter 16, Laws of 1967 ex. sess. and RCW 43.03.170; amending section 10, chapter 16, Laws of 1967 ex. sess. and RCW 43.03.190;"; and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

MOTION

On motion of Senator Rasmussen, the Senate concurred in the House amendments to Senate Bill No. 2398.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 2398, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 44; excused, 5.

Voting yea: Senators Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Donohue, Gallagher, Gaspard, Goltz, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Lysen, Marsh, Matson, McDermott, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Rasmussen, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—44.

Excused: Senators Bausch, Fleming, Gould, Keefe, Quigg—5.

SENATE BILL NO. 2398, as amended by the House, 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.

MESSAGE FROM THE HOUSE

April 11, 1979.

Mr. President: The House has passed SENATE BILL NO. 2502 with the following amendment:

On page 1, line 8, after "on a" insert "personal passenger", and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

MOTION

On motion of Senator Rasmussen, the Senate concurred in the House amendment to Senate Bill No. 2502.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 2502, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 41; nays, 1; absent or not voting, 2; excused, 5.

Voting yea: Senators Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Donohue, Gallagher, Gaspard, Goltz, Guess, Henry, Jones, Lee, Lewis, Lysen, Marsh, Matson, McDermott, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Rasmussen, Ridder, Sellar, Shipoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—41.

Voting nay: Senator Scott—1.

Absent or not voting: Senators Hansen, Hayner—2.

Excused: Senators Bausch, Fleming, Gould, Keefe, Quigg—5.

SENATE BILL NO. 2502, as amended by the House, 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.

MESSAGE FROM THE HOUSE

April 10, 1979.

Mr. President: The House has passed SUBSTITUTE SENATE BILL NO. 2439 with the following amendments:

On page 1, beginning on line 20, strike all material down to and including "imprisonment" on line 25 and insert "Any person taking or possessing salmon in violation of any of the provisions of the fisheries code, or any of the rules or regulations of the director made pursuant thereto, shall, in the event such salmon have a market value greater than two hundred and fifty dollars, be punished by a fine in an amount not more than five thousand dollars. Such fine shall be in addition to any other punishment prescribed for such conduct and shall be imposed along with such punishment in the same proceedings"

On page 2, beginning on line 12, strike "((may)) shall" and insert "may"

On page 2, line 19, after "all" strike "commercial"

On page 2, line 20, after "all" strike "commercial"

On page 2, line 22, after "violations of" strike "commercial"

On page 2, line 23, after "regulations" strike "of this title", and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

MOTIONS

Senator Gallagher moved the Senate do concur in the House amendments to Substitute Senate Bill No. 2439.

Senator Rasmussen moved the House Message together with the motion by Senator Gallagher be held for further consideration within the next day or two.

Debate ensued.

Senator Talley moved the House Message on Substitute Senate Bill No. 2439 be rereferred to the Committee on Natural Resources.

President Pro Tempore Henry declared the question before the Senate to be the motion by Senator Rasmussen that further consideration of the House Message on Substitute Senate Bill No. 2439 be held for the next day or two.

The motion carried.

MESSAGE FROM THE HOUSE

April 10, 1979.

Mr. President: The House has passed SENATE BILL NO. 2468 with the following amendment:

On page 1, line 14, following "uniform" strike ", prominently displaying his badge of office," , and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

MOTION

On motion of Senator Marsh, the Senate concurred in the House amendment to Senate Bill No. 2468.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 2468, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 46; excused, 3.

Voting yea: Senators Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Donohue, Fleming, Gallagher, Gaspard, Goltz, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Lysen, Marsh, Matson, McDermott, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—46.

Excused: Senators Bausch, Gould, Keefe—3.

SENATE BILL NO. 2468, as amended by the House, 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.

MOTIONS

On motion of Senator Walgren, the Senate advanced to the sixth order of business.

On motion of Senator Walgren, the Senate commenced consideration of Senate Bill No. 2505.

SECOND READING

SENATE BILL NO. 2505, by Senators Donohue, Marsh, Day, Walgren, Ridder and Goltz (by Executive Request):

Authorizing a bond issue for jail facilities.

MOTIONS

On motion of Senator Shinpoch, Substitute Senate Bill No. 2505 was substituted for Senate Bill No. 2505 and the substitute bill was placed on second reading and read the second time in full.

On motion of Senator Shinpoch, the following amendment was adopted:

On page 2, line 5, after "the" strike "state jail commission" and insert "office of financial management"

Senator Wilson moved adoption of the following amendment by Senators Wilson and Shinpoch:

On page 4, line 2, delete subsection (6) and substitute therefor:

"(6) The jail commission will encourage the voluntary consolidation of facilities and programs of contiguous governing units where feasible and provided such consolidations are approved by both or all of the governing units involved.

(7) The jail commission shall examine, and by December 1, 1980, present to the legislature recommendations relating to detention and correction services, including the formulation of the role of state and local governing units regarding detention and correctional facilities."

POINT OF INQUIRY

Senator Morrison: "I am concerned about the impact of section 7, the second part of the amendment. Senator Wilson, would you mention that please? Is that strictly a study to determine the relationship between state and local obligations?"

Senator Wilson: "Yes, Senator Morrison. I gain a distinct impression that in the past several years the legislature has been talking about city and county jails in one room and about the state penal system in the other, and it would seem to me if these costs can be coordinated at least by one entity, namely, the jails commission, that we might begin to establish a harmonious rather than a duplicative relationship between state and local penitentiary facilities."

The motion by Senator Wilson carried and the amendment was adopted.

Senator Wilson moved adoption of the following amendment by Senators Wilson and Shinpoch:

Beginning on page 4, strike section 10 and substitute therefor:

"NEW SECTION. Sec. 10. There is added to chapter 70.48 RCW a new section to read as follows:

(1) The number of beds to be constructed with state funds shall be based on an assumption established by the commission.

(2) The number of square feet allowed per bed shall be consistent for facilities of similar size within either major urban, medium urban, or rural counties.

(3) Total funds allocated to a governing unit for new construction or renovation shall be the lesser of the amount specified in that portion of an accepted bid, approved by the jail commission, which is required to meet the physical plant standards approved pursuant to Chapter 147, Laws of 1979 (SB 2399) or the estimated cost submitted to the jail commission by the governing unit.

(4) If a governing unit determines the assumptions established by the commission, pursuant to subsection (1) of this section, are to be exceeded, then the funding responsibility in excess of amount determined by the jail commission will be that of the governing unit.

(5) The office of financial management shall assist governing units in obtaining whatever federal grants and aid which might be available for jail construction and renovation. The amount of such grants or aid which might be obtained shall be deducted from the moneys which would otherwise be granted to the governing units from the funds from the sale of bonds authorized by section 2 of this act."

POINT OF INQUIRY

Senator Morrison: "Senator Wilson, the amendment that you and Senator Shinpoch have proposed removes the proposed, or modifies at least, the proposed schedule for financing. Tied with this schedule in committee consideration was a list from the office of financial management. I would like to ask you whether the list

prepared by the office of financial management represents maximum amounts available to cities and counties or whether that list was developed for other purposes as it is impacted by your new proposal in this section of the bill."

Senator Wilson: "Senator Morrison, I think the most accurate answer to that question could be given by my reading from a letter from Orin Smith, director of the office of financial management, dated April 4 of this year in which he says in part: 'In response to your inquiry' which was essential the same question you have raised, 'the amounts set forth in the OFM list represent only approximations and were developed individually only to arrive at an aggregate number. Therefore, they must be regarded only as rough approximations by individual entity. It is our hope the jail commission, within statutory constraints, will be allowed substantial discretion in determining the exact allocation to individual entities.'"

Further debate ensued.

POINT OF INQUIRY

Senator Goltz: "Senator Wilson, under this amendment, would it be possible for the jail commission to allocate money for less than thirty-two jails and have some of the jails which are now included in the projection to be without any funds whatsoever if the \$106 million appropriation runs out before all thirty-two facilities are approved?"

Senator Wilson: "Yes, it would be possible. There is a considerable number of questions with respect to the figures which both the jail commission and OFM arrived at pertaining to each of the proposed facilities.

"Some people, including some knowledgeable people, feel that all of the jails that will be needed can actually be built for \$106 million, particularly when we consider that the state will be funding only those portions of the jails which will be mandated by the proposed jail physical plant criteria which have yet to be adopted. It is, however, possible and I could not deny it, that the entire amount of the bond issue might be consumed and there still could be two or three or several jail facilities yet to be funded."

The motion by Senator Wilson carried and the amendment was adopted.

Senator Morrison moved adoption of the following amendment by Senators Morrison, Shinpoch and Scott:

On page 4, following the Wilson/Shinpoch amendment adding a new section 10, insert the following:

"(6) Jails which are constructed and/or renovated with funds provided pursuant to this act shall not be considered state buildings for the purposes of RCW 43.17.200."

POINT OF INQUIRY

Senator McDermott: "If this declares them as local buildings, would that mean that the money spent on them would be then subject to the local ordinances of art in public buildings? If they are not state buildings, then they must be local buildings and so the money that is spent on them would be considered local money."

Senator Morrison: "I guess everybody has got to be somewhere, Senator McDermott. The amendment very simply just states that they are not state buildings for the purposes of the one-half of one percent art requirement. Now if you can make them local buildings out of that, good luck."

The motion by Senator Morrison carried and the amendment was adopted.

On motion of Senator Shinpoch, the following amendments were considered and adopted simultaneously:

On page 6, line 36, after "greater than" delete "eleven" and insert "ten"

On page 7, line 4, after "less than" delete "eleven" and insert "ten"

Senator Odegard moved adoption of the following amendment by Senators Odegard and Talley:

On page 7, after line 6, insert the following:

"NEW SECTION. Sec. 12. There is added to chapter 70.48 RCW a new section to read as follows:

Notwithstanding any other provision of law to the contrary, counties of the eighth class shall be eligible to receive funds available pursuant to the provisions of sections 1 through 10 of this 1979 act for construction and/or renovation of facilities designed to hold prisoners for a period of not more than seventy-two hours."

Re-number the remaining sections consecutively.

Debate ensued.

POINT OF INQUIRY

Senator Shinpoch: "Senator Odegard, could you tell me if this problem had been brought to the jail commission and have they considered it and, if so, what was the basis of their decision?"

Senator Odegard: "Senator Shinpoch, I was told that this request had not been given to the jail commission and so I checked that out with the local sheriff and county prosecutor in Wahkiakum county and the reason that it had not, they were in transition from a sheriff who had been defeated to a new administration of a new sheriff and because of that transition it had not been requested."

Senator Shinpoch: "Senator Odegard, some of us have been working on this bill for the last five or six years. I cannot imagine a transition between two sheriffs not of being aware. In addition, I guess, we passed the jail standards law two years ago. I guess that I am very uncomfortable with your—I do not know exactly what we are opening up and add another word into it and I do not know what that does. I guess in addition we are not adding any more money, we are just taking away from those that are already there."

Senator Odegard: "Mr. President, in maybe a further elaboration to Senator Shinpoch, I think that was one reason why that sheriff was defeated, Senator Shinpoch, because he was not fully doing his job and getting his request in that he should have been. They are only asking for about \$200,000 anyway which is very piddling out of the over \$100 million bond issue to take care of their small concerns."

POINT OF INQUIRY

Senator North: "Senator Odegard, like Senator Donohue, I am questioning the fiscal impact of this new section that you are adding here. Isn't it perfectly possible that the small counties can, through interlocal governmental contracting, make arrangements to transport—the distance is not that great in Wahkiakum county—into the next county? I just cannot see that every county must go into a building program. Do they have any kind of interlocal contract with Cowlitz county?"

Senator Odegard: "They do, Senator North, for their prisoners that they transport into Cowlitz county to Kelso for those for detention over seventy-two hours, but you have the problem of those who need immediate detention and those who might be before the court while the court sessions are going on there in the court house.

"Also, there are severe road problems between Cathlamet and Kelso. Many times a year that road is closed because of slides. It is a road that follows the Columbia river and it is very dangerous in certain places and especially when there is quite a bit of rain it causes the gravel to come down onto the road. In fact, it put a fellow and his truck into the river last year, sent him to the hospital.

"That is one reason why we have had especially the need for the Wahkiakum county ferry, the Puget Island ferry, to help in those cases. It is not as simple as it might sound, getting them into Cowlitz county, even though it is only about twenty-five miles. It is a tough twenty-five miles when the weather is bad or when the slide is over the road."

Senator North: "I am sympathetic to your problems but I guess I am speaking against the amendment because I think we are opening the door here to a building program that really was not anticipated in this bond issue."

POINT OF INQUIRY

Senator Morrison: "Senator Odegaard, I have a little trouble any time anything says, 'Notwithstanding any other provision of law.' What do we have in law now that would prohibit the jail commission from considering the request from an eighth class county to build this sort of facility and if so, surely they could go ahead and measure it against other obligations under this proposal?"

Senator Odegaard: "Senator Morrison, I asked that same question of the ways and means staff and, according to the Jails Act that we have passed here in past years, there is some kind of an exclusion to holding facilities apparently unless the amendment is worded this way, and that is why, with legal help, that it was worded the way it is."

Senator Morrison: "You are saying that there is really no exclusion for eighth class counties. The exclusion is for holding facilities and we are opening up a totally new area of concern as expressed by Senator Donohue."

Senator Odegaard: "That is why I restricted it to eighth class counties, Senator Morrison, so we would not be opening it wide open."

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

MOTION

On motion of Senator Donohue, the rules were suspended, Engrossed Substitute Senate Bill No. 2505 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

POINT OF INQUIRY

Senator Lysen: "Senator Donohue, this seems to me to be an awful lot of money. It is all borrowed money for thirty years. Could you tell me approximately what the annual payment will be out of the general fund per biennium that we are committing future legislatures for the next thirty years to pay before we pay any other bills?"

Senator Donohue: "Yes, the interest on bonds now runs around seven or eight percent. As a general run for any bond issue passed you can figure that by the time it is paid back that it will be absolutely doubled. In other words, if you have a \$500 million bond issue, it will cost you a billion dollars by the time it is paid off, in interest and the original amount."

Senator Lysen: "What is the annual payment that we are committing the future legislatures to per biennium?"

Senator Donohue: "Between six and seven million a year, Senator."

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute Senate Bill No. 2505 and the bill passed the Senate by the following vote: Yeas, 45; nays, 1; excused, 3.

Voting yea: Senators Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Donohue, Fleming, Gallagher, Gaspard, Goltz, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Marsh, Matson, McDermott, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—45.

Voting nay: Senator Lysen—1.

Excused: Senators Bausch, Gould, Keefe—3.

ENGROSSED SUBSTITUTE SENATE BILL NO. 2505, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Walgren, the Senate commenced consideration of Substitute House Bill No. 1308.

SECOND READING

SUBSTITUTE HOUSE BILL NO. 1308, by Committee on Judiciary (originally sponsored by Representatives Ehlers, May, King, Walk, Grimm, Barnes, Erickson, Bender, Mitchell, Charnley, Gruger and Burns):

Changing the laws concerning landlord and tenant in mobile home parks.

REPORT OF STANDING COMMITTEE

April 9, 1979.

SUBSTITUTE HOUSE BILL NO. 1308, changing the laws concerning landlords and tenants in mobile home parks (reported by Judiciary Committee):

MAJORITY recommendation: Do pass with the following amendment:

Strike everything after the enacting clause and insert the following:

"Section 1. Section 4, chapter 279, Laws of 1977 ex. sess. and RCW 59.20.040 are each amended to read as follows:

This chapter shall regulate and determine legal rights, remedies, and obligations arising from any rental agreement between a landlord and a tenant regarding a mobile home lot and including amenities within the mobile home park, whose use is included as a part of the rent structure paid by the tenant. All such rental agreements shall be unenforceable to the extent of any conflict with any provision of this chapter. Chapter 59.12 RCW shall be applicable only in implementation of the provisions of this chapter and not as an alternative remedy to this chapter which shall be exclusive where applicable: PROVIDED, That the provision of RCW 59.12.090, 59.12.100, and 59.12.170 shall not apply to any rental agreement included under the provisions of this chapter. RCW 59.18.370 through 59.18.410 shall be applicable to any action of forcible entry or detainer or unlawful detainer arising from a tenancy under the provisions of this chapter. Rentals of mobile homes themselves are governed by the Residential Landlord-Tenant Act, chapter 59.18 RCW.

Sec. 2. Section 5, chapter 279, Laws of 1977 ex. sess. and RCW 59.20.050 are each amended to read as follows:

(1) On and after September 21, 1977, no landlord may offer a mobile home lot for rent without offering to a prospective tenant a written rental agreement for a term of one year or more. No landlord may offer to a tenant or prospective tenant any rental agreement for a term of one year or more for which the monthly rental is greater, or the terms of payment or other material conditions more burdensome to the tenant, than any month-to-month rental agreement also offered to such tenant or prospective tenant. A prospective tenant who desires to occupy a mobile home lot for other than a term of one year or more may have the option to be on a month-to-

month basis but must waive, in writing, the right to such one year or more term. Except pursuant to such waiver, no landlord shall allow a mobile home to be moved into a mobile home park in this state until a written rental agreement has been signed by the landlord and the tenant and a copy provided for the tenant: PROVIDED, That if the landlord allows the tenant to move a mobile home into a mobile home park without obtaining a written rental agreement for a term of one year or more, or a written waiver of the right to a one-year term or more, the term of the tenancy shall be deemed to be for one year from the date of occupancy of the mobile home lot;

(2) The requirements of subsection (1) of this section shall not apply if:

(a) The mobile home park or part thereof has been acquired or is under imminent threat of condemnation for a public works project, or

(b) An employer-employee relationship exists between a landlord and tenant;

(3) The provisions of this section shall apply to any tenancy in existence prior to September 21, 1977, upon expiration of the term of any oral or written rental agreement governing such tenancy.

Sec. 3. Section 6, chapter 279, Laws of 1977 ex. sess. and RCW 59.20.060 are each amended to read as follows:

(1) Any ~~((rental agreement executed between the landlord and tenant))~~ mobile home lot tenancy regardless of the term, shall be based upon a written rental agreement, signed by the parties, which shall contain:

(a) The terms for the payment of rent, including time and place, and any additional charges to be paid by the tenant. Additional charges that occur less frequently than monthly shall be itemized in a billing to the tenant;

(b) Reasonable rules for guest parking which shall be clearly stated;

(c) The rules and regulations of the park;

(d) The name and address of the person who is the landlord, and if such person does not reside in the state where the mobile home park is located there shall also be designated by name and address a person who resides in the county where the mobile home park is located who is authorized to act as agent for the purposes of service of notices and process. If no designation is made of a person to act as agent, then the person to whom rental payments are to be made shall be considered the agent; ~~((and))~~

(e) The terms and conditions under which any deposit or portion thereof may be withheld by the landlord upon termination of the rental agreement if any moneys are paid to the landlord by the tenant as a deposit or as security for performance of the tenant's obligations in a rental agreement;

(f) A listing of those utilities and services which will be provided at the time the rental agreement is executed and will continue to be offered for the term of tenancy and the nature of the fees, if any, to be charged; and

(g) A description of the boundaries of a mobile home lot sufficient to inform the tenant of the exact location of his lot in relation to other tenants' lots.

(2) Any rental agreement executed between the landlord and tenant shall not contain:

(a) Any provision which allows the landlord to charge a fee for guest parking unless a violation of the rules for guest parking occurs: PROVIDED, That a fee may be charged for guest parking which covers an extended period of time as defined in the rental agreement;

(b) Any provision which authorizes the towing or impounding of a vehicle except upon notice to the owner thereof or the tenant whose guest is the owner of said vehicle;

(c) Any provision which allows the landlord to increase the rent or alter the due date for rent payment during the term of the rental agreement: PROVIDED, That a rental agreement may include an escalation clause for a pro rata share of any

increase in the mobile home park's real property taxes or utility assessments or charges, over the base taxes or utility assessments or charges of the year in which the rental agreement took effect, if the clause also provides for a pro rata reduction in rent or other charges in the event of a reduction in real property taxes or utility assessments or charges, below the base year;

(d) Any provision by which the tenant agrees to waive or forego rights or remedies under this chapter; ((or))

(e) Any provision allowing the landlord to charge an "entrance fee" or an "exit fee"; or

(f) Any provision which allows the landlord to charge a fee for guests: PROVIDED, That a landlord may establish rules charging for guests who remain on the premises for more than fifteen days in any sixty-day period.

Sec. 4. Section 7, chapter 279, Laws of 1977 ex. sess. and RCW 59.20.070 are each amended to read as follows:

A landlord shall not:

(1) Deny any tenant the right to sell such tenant's mobile home within a park or require the removal of the mobile home from the park solely because of the sale thereof: PROVIDED, That:

(a) A rental agreement for a fixed term shall be assignable by the tenant to any person to whom he sells or transfers title to the mobile home, subject to the approval of the landlord after fifteen days' written notice of such intended assignment;

(b) The assignee of the rental agreement shall assume all the duties and obligations of his assignor for the remainder of the term of the rental agreement unless, by mutual agreement, a new rental agreement is entered into with the landlord; and

(c) The landlord shall approve or disapprove of the assignment of a rental agreement on the same basis that the landlord approves or disapproves of any new tenant; ((or))

(2) Restrict the tenant's freedom of choice in purchasing goods or services but may reserve the right to approve or disapprove any exterior structural improvements on a mobile home lot: PROVIDED, That door-to-door solicitation in the mobile home park may be restricted in the rental agreement;

(3) Prohibit meetings by tenants of the mobile home park to discuss mobile home living and affairs, conducted at reasonable times and in an orderly manner on the premises, nor penalize any tenant for participation in such activities;

(4) (a) Evict a tenant, terminate a rental agreement, decline to renew a rental agreement, increase rental or other tenant obligations, decrease services, or modify park rules in retaliation for any of the following actions on the part of a tenant taken in good faith:

(i) Filing a complaint with any state, county, or municipal governmental authority relating to any alleged violation by the landlord of an applicable statute, regulation, or ordinance;

(ii) Requesting the landlord to comply with the provision of this chapter or other applicable statute, regulation, or ordinance of the state, county, or municipality;

(iii) Filing suit against the landlord for any reason;

(iv) Participation or membership in any homeowners association or group;

(b) In determining whether an action by a landlord is retaliatory, the presumptions set forth in RCW 59.18.250 shall apply; or

(5) Charge to any tenant a utility fee in excess of actual utility costs.

Sec. 5. Section 8, chapter 279, Laws of 1977 ex. sess. and RCW 59.20.080 are each amended to read as follows:

~~((Tenancy during the term of a rental agreement may be terminated by the landlord only))~~ (1) Except as provided in subsection (2) of this section, the landlord

shall not terminate a tenancy, of whatever duration, except for one or more of the following reasons:

~~((+))~~ (a) Substantial or repeated violation of the rules of the mobile home park as established by the landlord at the inception of the tenancy or as assumed subsequently with the consent of the tenant. The tenant shall be given written notice of a fifteen day period in which to comply or vacate: PROVIDED, That in the case of a violation of a "material change" in park rules with respect to pets, tenants with minor children living with them, or recreational facilities, the tenant shall be given written notice of a six month period in which to comply or vacate. In the case of periodic rather than continuous violation, said notice shall specify that the same violation repeated shall result in termination;

~~((2))~~ (b) Nonpayment of rent or other charges specified in the rental agreement, upon five days written notice to pay rent and/or other charges or to vacate;

~~((3))~~ (c) Conviction of the tenant of a crime, commission of which threatens the health, safety, or welfare of the other mobile home park tenants. The tenant shall be given written notice of a fifteen day period in which to vacate;

(d) Failure of the tenant to comply with local ordinances and state laws and regulations relating to mobile homes or mobile home living within a reasonable time after the tenant's receipt of notice of such noncompliance from the appropriate governmental agency;

(e) Change of land use of the mobile home park: PROVIDED, That the landlord shall give the tenants twelve months' notice in advance of the proposed effective date of such change.

(2) A landlord may terminate any tenancy without cause, but only if the landlord gives notice in writing to the tenant that the tenancy will be terminated at least six months before the date of termination. This subsection does not permit a landlord to terminate an otherwise valid lease that extends beyond such six-month period. This section does not permit a landlord to terminate a tenancy for any reason or basis which is prohibited under subsections (3) or (4) of RCW 59.20.070, as now or hereafter amended.

Sec. 6. Section 9, chapter 279, Laws of 1977 ex. sess. and RCW 59.20.090 are each amended to read as follows:

(1) Unless otherwise agreed rental agreements shall be for a term of one year. Any rental agreement ~~((for a term of one year and any rental agreement renewed for a six-month term))~~ of whatever duration shall be automatically renewed for ((an additional six-month)) the term of the original rental agreement unless:

~~(a) ((Otherwise specified in the original written rental agreement))~~ A different specified term is agreed upon; or

(b) The landlord notifies the tenant in writing three months prior to the expiration of the rental agreement that it will not be renewed ((or will be renewed only with the changes contained in such notice)); PROVIDED, That at the expiration of such rental agreement the tenant shall be considered a month-to-month tenant upon the same terms, other than rent, as in the prior rental agreement unless or until the provisions of RCW 59.20.080 as now or hereafter amended have been complied with. This section does not permit a landlord to refuse to renew a tenancy for any reason or basis which is prohibited under subsections (3) or (4) of RCW 59.20.070, as now or hereafter amended.

(2) A landlord seeking to increase the rent upon expiration of the term of a rental agreement of any duration shall notify the tenant in writing three months prior to the effective date of any increase in rent.

(3) A tenant shall notify the landlord in writing one month prior to the expiration of a rental agreement of an intention not to renew.

~~((2))~~ (4)(a) The tenant may terminate the rental agreement upon thirty days written notice whenever a change in the location of the tenant's employment

requires a change in his residence, and shall not be liable for rental following such termination unless after due diligence and reasonable effort the landlord is not able to rent the mobile home lot at a fair rental. If the landlord is not able to rent the lot, the tenant shall remain liable for the rental specified in the rental agreement until the lot is rented or the original term ends;

((3)) (b) Any tenant who is a member of the armed forces may terminate a rental agreement with less than thirty days notice if he receives reassignment orders which do not allow greater notice.

NEW SECTION. Sec. 7. It shall be the duty of the landlord to:

(1) Maintain the premises and prevent the accumulation of stagnant water and to prevent the detrimental effects of moving water when such condition is not the fault of the tenant;

(2) Keep any shared or common areas reasonably clean, sanitary, and safe from defects to reduce the hazards of fire or accident;

(3) Keep all exterior property areas of the mobile home park, not in the possession of tenants, free of weeds or plant growth noxious and detrimental to the health of the tenants and free from potentially injurious or unsightly objects and condition;

(4) Exterminate or make a reasonable effort to exterminate insects, rodents, vermin, or other pests dangerous to the health and safety of the tenant whenever infestation exists on the premises of the park or in the interior of a mobile home when such interior infestation is the result of the landlord's failure to exterminate or make a reasonable effort to do so;

(5) Maintain and protect all utilities provided to the mobile home in good working condition. Maintenance responsibility shall be determined at that point where the normal mobile home utilities "hook-ups" connect to those provided by the landlord or utility company;

(6) Respect the privacy of the tenants and shall have no right of entry to a mobile home without the prior written consent of the occupant, except in case of emergency or when the occupant has abandoned the mobile home. Such consent may be revoked in writing by the occupant at any time. The ownership or management shall have a right of entry upon the land upon which a mobile home is situated for maintenance of utilities and protection of the mobile home park at any reasonable time, but not in a manner or at a time which would interfere with the occupant's quiet enjoyment;

(7) Allow tenants freedom of choice in the purchase of goods and services, and not unreasonably restrict access to the mobile home park for such purposes; and

(8) Maintain roads within the mobile home park in good condition.

NEW SECTION. Sec. 8. (1) Any notice required by this chapter to be given to a tenant shall be served on behalf of the landlord: (a) By delivering a copy personally to the tenant; or (b) if the tenant is absent from the mobile home, by leaving a copy at the mobile home with some person of suitable age and discretion and by sending a copy through the mail addressed to the tenant's place of residence; or (c) if the tenant is absent from the mobile home and a person of suitable age and discretion cannot be found to leave a copy with, then by affixing a copy of the notice in a conspicuous place on the mobile home and also sending a copy through the mail addressed to the tenant at the tenant's place of residence.

(2) Any notice required by this chapter to be given to the landlord shall be served by the tenant in the same manner as provided for in subsection (1) of this section, or by mail to the landlord at such place as shall be expressly provided in the rental agreement.

(3) The landlord shall state in any notice of eviction required by RCW 59.20.080(1) as now or hereafter amended the specific reason for eviction in a clear and concise manner.

NEW SECTION. Sec. 9. If any moneys are paid to the landlord by the tenant as a deposit or as security for performance of the tenant's obligations in a rental agreement, such rental agreement shall include the terms and conditions under which the deposit or portion thereof may be withheld by the landlord upon termination of the rental agreement. If all or part of the deposit may be withheld to indemnify the landlord for damages to the mobile home lot for which the tenant is responsible, the rental agreement shall so specify.

NEW SECTION. Sec. 10. All moneys paid to the landlord by the tenant as a deposit as security for performance of the tenant's obligations in a rental agreement shall promptly be deposited by the landlord in a trust account, maintained by the landlord for the purpose of holding such security deposits for tenants of the landlord, in a bank, savings and loan association, mutual savings bank, or licensed escrow agent located in Washington. Unless otherwise agreed in writing, the landlord shall be entitled to receipt of interest paid on such trust account deposits. The landlord shall provide the tenant with a written receipt for the deposit and shall provide written notice of the name and address and location of the depository and any subsequent change thereof. If during a tenancy the status of landlord is transferred to another, any sums in the deposit trust account affected by such transfer shall simultaneously be transferred to an equivalent trust account of the successor landlord, and the successor landlord shall promptly notify the tenant of the transfer and of the name, address and location of the new depository. The tenant's claim to any moneys paid under this section shall be prior to that of any creditor of the landlord, including a trustee in bankruptcy or receiver, even if such moneys are commingled.

NEW SECTION. Sec. 11. Within fourteen days after the termination of the rental agreement and vacation of the mobile home lot, the landlord shall give a full and specific statement of the basis for retaining any of the deposit together with the payment of any refund due the tenant under the terms and conditions of the rental agreement. No portion of any deposit shall be withheld on account of wear resulting from ordinary use of the mobile home lot.

The statement shall be delivered to the tenant personally or by mail to the last known address. If the landlord fails to give such statement together with any refund due the tenant within the time limits specified above such landlord shall be liable to the tenant for the full amount of the refund due. In any action brought by the tenant to recover the deposit, the prevailing party shall be entitled to the cost of suit or arbitration including a reasonable attorney's fee.

Nothing in this chapter shall preclude the landlord from proceeding against, and the landlord shall have the right to proceed against a tenant to recover sums exceeding the amount of the tenant's damage or security deposit for damage to the property for which the tenant is responsible together with reasonable attorney's fees and costs of suit.

Sec. 12. Section 2, chapter 190, Laws of 1915 as amended by section 1, chapter 138, Laws of 1955 and RCW 19.48.020 are each amended to read as follows:

Every hotel and trailer camp shall keep a record of the arrival and departure of its guests in such a manner that the record will be a permanent one for at least one year from the date of departure: PROVIDED, That this requirement shall not apply with respect to guests of tenants in mobile home parks, as defined in RCW 59.20.030.

NEW SECTION. Sec. 13. Sections 7 through 11 of this 1979 act are each added to chapter 59.20 RCW."

Signed by: Senators Marsh, Chairman; Talmadge, Vice Chairman; Bottiger, Jones, Woody.

The bill was read the second time by sections.

Senator Marsh moved adoption of the committee amendment.

On motion of Senator Hayner, the following amendments by Senators Hayner, Marsh and Talmadge to the committee amendments were adopted:

On page 1, after line 5, insert:

"Section 1. Section 3, chapter 279, Laws of 1977 ex. sess. and RCW 59.20.030 are each amended to read as follows:

For purposes of this chapter:

(1) "Landlord" means the owner of a mobile home park and includes the agents of a landlord;

(2) "Mobile home lot" means a portion of a mobile home park designated as the location of one mobile home and its accessory buildings, and intended for the exclusive use ~~((of))~~ as a primary residence by the occupants of that mobile home;

(3) "Mobile home park" means any real property which is rented or held out for rent to others for the placement of two or more mobile homes for the primary purpose of production of income, except where such real property is rented or held out for rent for seasonal recreational purpose only and is not intended for year-round occupancy;

(4) "Tenant" means any person, except a transient, who rents a mobile home lot;

(5) "Transient" means a person who rents a mobile home lot for a period of less than one month."

Renumber subsequent sections consecutively.

On page 1, line 15, after "including" insert: "specified"

On page 1, lines 16 and 17, strike "use is included" and after "whose" insert: "uses are referred to"

On page 9, line 36, after "cause" strike all material through "amended" on page 10, line 11, and insert: ". Such termination shall be effective six months from the date the landlord serves notice of termination upon the tenant or at the end of the current tenancy, whichever is later: PROVIDED, That a landlord may not terminate a tenancy for any reason or basis which is prohibited under RCW 59.20.070(3) or (4), as now or hereafter amended"

Beginning with "~~((an))~~" on page 10, line 23, strike all material through "agreement" on line 24 and insert: "an additional six-month term or for the term of the original rental agreement, whichever is shorter" on page 10, line 30, after "landlord" strike all material through "amended" on page 11, line 10 and insert: "~~((notifies the tenant in writing three months prior to the expiration of the rental agreement that it will not be renewed or will be renewed only with the changes contained in such notice))~~ serves notice of termination without cause upon the tenant prior to the expiration of the rental agreement: PROVIDED, That under such circumstances, at the expiration of the prior rental agreement the tenant shall be considered a month-to-month tenant upon the same terms as in the prior rental agreement until the tenancy is terminated"

On page 11, line 17, after "rent" insert: "PROVIDED, That if a landlord serves a tenant with notice of a rental increase at the same time or subsequent to serving the tenant with notice of termination without cause such rental increase shall not become effective until the date the tenant is required to vacate the leased premises pursuant to the notice of termination or three months from the date notice of rental increase is served, whichever is later"

On page 12, line 8, after "the" insert: "common"

On page 12, line 15, strike "areas" and insert: "premises"

On page 12, lines 18 and 19, strike "exterior property areas" and on page 12, after "all" insert: "common premises"

On page 12, line 31, after "the" insert: "common"

On page 12, line 31 beginning with "of" strike all material through "so" on line 36 and insert: "or whenever infestation occurs in the interior of a mobile home as a result of infestation existing on the common premises."

On page 12, line 28, strike "insects,"

On page 13, after line 30, insert:

NEW SECTION. Sec. 8. It shall be the duty of the tenant to pay the rental amount at such times and in such amounts as provided for in the rental agreement as or otherwise provided by law and comply with all obligations imposed upon tenants by applicable provisions of all municipal, county, and state codes, statutes, ordinances and regulations, and in addition the tenant shall:

(1) Keep the mobile home lot which he occupies and uses as clean and sanitary as the conditions of the premises permit;

(2) Properly dispose of all rubbish, garbage, and other organic or flammable waste, in a clean and sanitary manner at reasonable and regular intervals, and assume all costs of extermination and fumigation for infestation caused by the tenant on the tenant's leased premises;

(3) Not intentionally or negligently destroy, deface, damage, impair, or remove any facilities, equipment, furniture, furnishings, fixtures or appliances, provided by the landlord, or permit any member of his family, invitee, or licensee, or any person acting under his control to do so; and

(4) Not permit a nuisance or common waste."

Renumber subsequent sections consecutively.

On page 8, line 33 after "tenant" insert: "or for violation of the tenant's duties as provided in section 8 of this act as now or hereafter amended"

On page 14, line 12, after "tenant's" strike "place of residence" and insert: "last known address"

On motion of Senator Marsh, the following amendment by Senators Marsh and Hayner to the committee amendment were adopted:

On page 17 of the committee amendment, following section 13, add:

"NEW SECTION. Sec. 14. This chapter may be known and cited as the floating home landlord-tenant act.

NEW SECTION. Sec. 15. Every duty under this chapter and every act which must be performed as a condition precedent to the exercise of a right or remedy under this chapter imposes an obligation of good faith in its performance or enforcement.

NEW SECTION. Sec. 16. For the purposes of this chapter:

(1) "Landlord" means the owner of a floating home moorage business and includes the agents of a landlord;

(2) "Floating home site" means a portion of a floating home moorage located over water designated or otherwise made available and intended by the owner as the moorage location of a floating structure, and its accessory buildings, constructed on a float or nonnavigable barge, the primary use of which is intended for the non-transient human habitation use of the occupants of the floating home. A navigable waterborne boat, ship, or vessel, regardless of size or propellant power, is not a floating home within the meaning and definition of floating home or accessory building(s) set forth in this chapter;

(3) "Floating home moorage" means any waterfront or wetland facility for the mooring, anchoring, or other securing of one or more floating homes, and the land and water premises on which the moorage is located, any portion of which is rented or held out for rent to others for the placement of one or more floating homes for the primary purpose of production of rental or moorage fee income to the lessor.

The definition of floating home moorage does not apply to those portions of real properties, waterfront, or wetland facilities used by a landlord for the placement of floating homes for the purpose of service, repair, storage without human habitation,

use, or for day-to-day transient human habitation use for periods not to exceed thirty days of continuous duration where the transient day-to-day habitation is related to the purpose of service, repair, storage without human habitation use, or transient use;

(4) "Tenant" means any person, except a transient, who rents a floating home site;

(5) "Transient" means any person who rents a floating home site for a period of less than one month.

NEW SECTION. Sec. 17. This chapter regulates and determines legal rights, remedies, and obligations arising from any rental agreement between a landlord and a tenant regarding a floating home site. All such rental agreements shall be unenforceable to the extent of any conflict with any provision of this chapter. Chapter 59.12 RCW is applicable only in implementation of this chapter and not as an alternative remedy to this chapter, which shall be exclusive where applicable: PROVIDED, That RCW 59.12.090, 59.12.100, and 59.12.170 do not apply to any rental agreement included under this chapter. RCW 59.18.370 through 59.18.410 are applicable to any action of forcible entry or detainer or unlawful detainer arising from a tenancy under this chapter; and RCW 90.58.050 applies to floating home moorages and sites. Rentals of floating homes themselves are governed by the Residential Landlord-tenant Act, chapter 59.18 RCW.

NEW SECTION. Sec. 18. (1) On and after September 30, 1979, no landlord may offer a floating home site for rent or moorage fee without offering to the prospective tenant a written rental agreement for a term of not less than one year. A prospective tenant who desires to occupy a floating home site for less than a term of one year or more may have the option to be on a month-to-month oral or written lease basis but must waive, in writing, the right to such one year or more term. Except pursuant to such waiver, no landlord shall allow a floating home to be moved into a floating home moorage in this state until a written rental or moorage fee agreement has been signed by the landlord and the tenant and a copy provided the tenant: PROVIDED, That if the landlord allows the tenant to move his or her floating home into a floating home moorage and a written rental or mortgage fee agreement has not been executed by the parties or the rental agreement or moorage agreement is silent as to the length of the term and no written waiver of the one-year term requirement has been executed, the term will be presumed to be for one year from the date of occupancy of the moorage site.

(2) The requirements of subsection (1) of this section do not apply if:

(a) The respective floating home moorage or respective part thereof has been acquired or is under imminent threat of condemnation for a public works project;

(b) An employer-employee relationship exists between the landlord and tenant; or

(c) The landlord is a lessee or devisee for term of the floating home moorage and, at the time of the offer to rent or for moorage fee to the prospective tenant, the landlord's tenancy or devise will expire in less than the otherwise one-year term, and there exists no option to extend or renew, in which event the offer to rent to the prospective tenant may be on a written month-to-month tenancy conditioned on the tenant being offered a new written rental agreement by the landlord for a term as provided in subsection (1) of this section if the landlord during any such monthly tenancy acquires or is devised a fee or leasehold interest in the floating home moorage; whereby from the date of the acquisition or devise the landlord's fee or leasehold interest would enable a rental or moorage for a term of not less than one year.

(3) This section applies to any floating home site tenancy in existence prior to September 30, 1979, upon expiration of the term of any oral or written rental agreement governing the tenancy.

NEW SECTION. Sec. 19. (1) Any rental agreement executed between the landlord and tenant shall contain:

(a) The terms for the payment of rent, including time, place, and person within the county of the floating home moorage to whom the rent or moorage fee shall be delivered, and any additional charges to be paid by the tenant. Additional charges that occur less frequently than monthly shall be itemized when billed to the tenant;

(b) Reasonable rules for applicable land or water guest parking or guest moorage, which shall be clearly stated;

(c) The rules and regulations of the floating home moorage;

(d) The name and address of the person who is the landlord. If the person does not reside in the county where the floating home moorage is located, there shall also be designated by name and address a person who resides in the county where the floating home moorage is located who is authorized to act as agent for the purposes of service of notice and process. If no designation is so made of a person to act as agent, then the person who is named by the landlord to whom rental payments are to be made or delivered within the county of the moorage shall be considered the agent; and

(e) The terms and conditions under which any deposit or portion thereof may be withheld by the landlord upon termination of the rental agreement if any moneys are paid to the landlord by the tenant as a deposit or as security for performance of the tenant's obligations in the rental agreement.

(2) Any rental agreement executed between the landlord and tenant shall not contain:

(a) Any provision which allows the landlord to charge a fee for guest parking or guest boat moorage unless a violation of the rules for guest parking or boat moorage occurs: **PROVIDED**, That a fee may be charged for guest parking or boat moorage which covers an extended period of time of twelve hours or more as defined in the rental agreement;

(b) Any provision which authorizes the towing or impounding of a vehicle or boat except upon notice to the owner thereof or the tenant whose guest is the owner or user of the vehicle or boat. "Vehicle" includes an automobile, truck, tractor, whether of the wheel or crawler type, and aircraft;

(c) Any provision which allows the landlord to increase the rent or alter the due date for rent payment during the term of the rental agreement: **PROVIDED**, That a rental agreement may include an escalation clause for a pro rata share of any increase in the floating home moorage's real property taxes or utility assessments or charges, over the base taxes or utility assessments or charges of the year in which the rental agreement took effect, if the clause also provides for a pro rata reduction in rent or other charges in the event of a reduction in real property taxes or utility assessments or charges, below the base year;

(d) Any provision by which the tenant agrees to waive or forego rights or remedies under this chapter; or

(e) Any provision allowing the landlord to charge an "entrance fee" or an "exit fee."

NEW SECTION. Sec. 20. A landlord shall not:

(1) Deny any tenant the right to sell the tenant's floating home within a moorage or require the removal of the floating home from the moorage solely because of the sale thereof: **PROVIDED**, That:

(a) A rental agreement for a fixed term shall be assignable by the tenant to any person to whom the tenant sells or transfers title to the floating home, subject to the approval of the landlord after fifteen days' written notice to the landlord of such intended assignment and the landlord's right to require guarantee of the tenant for the balance of rentals or moorage fees to the end of the assigned term;

(b) The assignee of the rental agreement shall assume all the duties and obligations of the assignor for the remainder of the term of the rental agreement unless, by mutual agreement, a new rental agreement is entered into with the landlord; and

(c) The landlord shall approve or disapprove of the assignment of a rental agreement on the same basis that the landlord approves or disapproves of any new tenant; or

(2) Restrict the tenant's freedom of choice in purchasing goods or services but may reserve the right to approve or disapprove any exterior structural improvements to the floating home or to the floating home moorage site: PROVIDED, That door-to-door solicitation in the floating home moorage may be restricted in the rental agreement.

NEW SECTION. Sec. 21. Tenancy during the term of a rental agreement may be terminated by the landlord only for one or more of the following reasons:

(1) Substantial or repeated violation of the rules of the floating home moorage as established by the landlord at the inception of the tenancy or as assumed subsequently with the consent of the tenant. The tenant shall be given written notice of a fifteen-day period in which to comply or vacate. In the case of periodic rather than continuous violation, the notice shall specify that the same violation repeated shall result in termination;

(2) Nonpayment of rent or other charges specified in the rental agreement, upon five days written notice to pay rent and/or other charges or to vacate;

(3) conviction of the tenant of a crime, commission of which has threatened or interfered with the health, safety, or welfare of the other floating home moorage tenants. The tenant shall be given written notice of a fifteen-day period following conviction, whether appealed, in which to vacate;

(4) Failure of the tenant, after receiving written notice of objection from the landlord, to abate a nuisance for which tenant or tenant's household members or guests are responsible in or about tenant's moorage site, causing substantial damage to the moorage property, or substantially interfering with the quiet and peaceful possession, safety, and enjoyment of other tenants and their properties.

NEW SECTION. Sec. 22. (1) Unless otherwise agreed, rental agreements shall be for a term of not less than one year. Any rental agreement for a term of one year and any rental agreement renewed for a six-month term shall be automatically renewed for one additional six-month term unless:

(a) Otherwise specified in the original written rental agreement; or

(b) The landlord notifies the tenant in writing three months prior to the expiration of the rental agreement or of any rental agreement renewed for a six-month term that it will not be renewed or will be renewed only with the changes contained in the notice.

A tenant shall notify the landlord in writing one month prior to the expiration of a rental agreement of an intention not to renew.

(2) Except as in this chapter provided for payment of rent or moorage fee, the tenant may otherwise terminate the rental agreement upon thirty days written notice whenever a change in the location, of not less than twenty miles ground distance each way from the leased site, of the tenant's employment requires a change in the tenant's residence, and shall not be liable for rental following the termination unless after due diligence and reasonable effort the landlord is not able to rent the floating home site at a fair rental or moorage fee. Unless otherwise defined in the rental agreement, fair rental or moorage fee as used in this subsection may not be less than eighty percent nor more than one hundred percent of the rental or moorage fee specified in the terminated agreement. If the landlord is not able to so rent the site, the tenant shall remain liable for the rental specified in the rental agreement until the site is rented or the original term or renewal thereof ends.

(3) Any tenant who is a member of the armed forces may terminate a rental agreement and payment of rent from date of vacating the site with less than thirty days notice if the tenant receives change of duty station orders which do not allow greater notice.

NEW SECTION. Sec. 23. Structural or affixed moorage improvements, purchased and installed by a tenant on a floating home site, shall remain the property of the landlord and may not be removed or disposed of by the tenant prior to or at termination of the tenancy unless otherwise agreed to by the landlord: **PROVIDED,** That a tenant shall leave the floating home site in substantially the same or better condition than upon taking possession.

NEW SECTION. Sec. 24. In any action arising out of this chapter, the prevailing party shall be entitled to reasonable attorneys' fees and costs.

NEW SECTION. Sec. 25. Venue for any action arising under this chapter shall be in the district or superior court of the county in which the floating home site is located.

NEW SECTION. Sec. 26. The provisions of this chapter shall not be construed so as to preempt any local ordinance which is not inconsistent with this chapter.

NEW SECTION. Sec. 27. Sections 14 through 26 of this act shall constitute a new chapter in Title 59 RCW.

NEW SECTION. Sec. 28. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected."

The motion by Senator Marsh carried and the committee amendment, as amended, was adopted.

On motion of Senator Hayner, the following amendment by Senators Hayner, Marsh and Talmadge to the title was adopted:

On page 1, line 1 of the title, after "lots;" insert "amending section 3, chapter 279, Laws of 1977 ex. sess. and RCW 59.20.030;

On motion of Senator Marsh, the following amendment to the title was adopted:

On page 1, line 1 of the title, strike "of mobile home lots"

On motion of Senator Marsh, the rules were suspended, Substitute House Bill No. 1308, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 1308, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 41; nays, 4; absent or not voting, 1; excused, 3.

Voting yea: Senators Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Fleming, Gallagher, Gaspard, Goltz, Hansen, Hayner, Henry, Jones, Lee, Lewis, Lysen, Marsh, McDermott, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Quigg, Rasmussen, Ridder, Scott, Sellar, Shipoch, Talmadge, Van Hollebeke, Vogniid, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—41.

Voting nay: Senators Donohue, Guess, Pullen, Talley—4.

Absent or not voting: Senator Matson—1.

Excused: Senators Bausch, Gould, Keefe—3.

SUBSTITUTE HOUSE BILL NO. 1308, as amended by the Senate, 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.

MOTIONS

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

On motion of Senator Walgren, the following measures were returned to the Committee on Rules:

Engrossed House Bill No. 207, Substitute House Bill No. 440, Substitute House Bill No. 451, House Bill No. 638, Engrossed Substitute House Bill No. 748, Substitute House Bill No. 799, House Bill No. 903, Substitute House Bill No. 1008, House Bill No. 1106, Substitute House Bill No. 131, Engrossed House Bill No. 357, Engrossed House Bill No. 305, Substitute House Joint Resolution No. 7, Substitute House Bill No. 51, Substitute House Bill No. 363, Engrossed House Bill No. 132, House Bill No. 625, Substitute House Bill No. 541.

MOTION

On motion of Senator Day, Engrossed Substitute House Bill No. 254 was ordered held on the desk of the Secretary of the Senate temporarily.

MOTION

At 3:05 p.m., on motion of Senator Walgren, the Senate adjourned until 10:00 a.m., Tuesday, April 17, 1979.

JOHN A. CHERBERG, President of the Senate.
SIDNEY R. SNYDER, Secretary of the Senate.

TWENTY-EIGHTH DAY

MORNING SESSION

Senate Chamber, Olympia, Tuesday, April 17, 1979.

The Senate was called to order at 10:00 a.m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senators Fleming, Keefe, Lysen and von Reichbauer. On motion of Senator Wilson, Senator Keefe was excused.

The Color Guard, consisting of Pages Nancy Minnitti and Scott Kreifels, presented the Colors. Reverend Marion Kline, visiting pastor of the First United Methodist Church of Olympia, offered the following prayer:

"OUR DEAR HEAVENLY FATHER, AT THIS EASTER SEASON WE HAVE RENEWED OUR GRATEFULNESS FOR YOUR TREMENDOUS LOVE IN SENDING US YOUR SON THAT WE MIGHT KNOW YOU AND KNOW THAT YOUR SPIRIT IS WITH US ALWAYS. WE HAVE RENEWED OUR COMMITMENT TO RESPOND TO THAT LOVE.

"HELP US NOW AS WE GATHER FOR THE WORK OF THE DAY, TO REMEMBER THAT COMMITMENT; TO REMEMBER THAT WE DO THIS WORK BECAUSE WE WANT TO GIVE TO YOU AS YOU HAVE GIVEN TO US. KEEP US FROM WORKING FOR OUR OWN SELFISH INTERESTS. KEEP US FROM YIELDING TO THE INTERESTS OF GROUPS WHO THINK ONLY OF THEMSELVES. HELP US TO RECOGNIZE THAT WE HAVE IN OUR HANDS THE POWER TO CHOOSE BETWEEN LIFE AND DEATH FOR OTHERS. KEEP BEFORE US THE KNOWLEDGE THAT WE ARE ALL THY CHILDREN: THAT WE SERVE YOU AS WE SERVE THOSE WHO ARE POWERLESS: THOSE WHO ARE KEPT POOR BY THE RICH; THOSE WHOSE COLOR DETERMINES HOW AND WHERE THEY WILL LIVE. O GOD, IN THIS MOMENT OF REMEMBERING YOUR LOVE TO US, MAY WE REACH TOWARD THE GOAL OF PROVIDING THE WAYS BY WHICH EACH PERSON WILL BE ABLE TO DEVELOP TO THE FULLNESS OF HIS OR HER POTENTIAL. KEEP BEFORE US OUR RESPONSIBILITY TO PERSONS AND TO YOU.

"HELP US TO FOLLOW THE ADVICE OF ST. PAUL, THAT WHATEVER WE ARE DOING, WE WILL PUT OUR WHOLE HEART INTO IT, AS IF WE WERE DOING IT FOR THE LORD, AND NOT FOR MEN . . . FOR CHRIST IS THE MASTER WHOSE SLAVES WE MUST BE. AMEN."

President Cherberg noted that Pastor Kline is the first woman to appear in the Senate as Chaplain for the Day since the President's presiding in the Senate.

MOTION

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

MESSAGE FROM THE HOUSE

April 11, 1979.

Mr. President: The House has passed ENGROSSED SUBSTITUTE SENATE BILL NO. 3066 with the following amendment:

On page 1, line 21, strike "director of revenue" and insert "office of financial management" and the same is herewith transmitted.

"Section 1.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

MOTION

On motion of Senator Rasmussen, the Senate concurred in the House amendment to Engrossed Substitute Senate Bill No. 3066.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute Senate Bill No. 3066, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 45; absent or not voting, 3; excused, 1.

Voting yea: Senators Bausch, Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Donohue, Gallagher, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Marsh, Matson, McDermott, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—45.

Absent or not voting: Senators Fleming, Lysen, von Reichbauer—3.

Excused: Senator Keefe—1.

ENGROSSED SUBSTITUTE SENATE BILL NO. 3066, as amended by the House, 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.

MESSAGE FROM THE HOUSE

April 10, 1979.

Mr. President: The House has passed SENATE BILL NO. 2295 with the following amendments:

On page 1, strike everything after the enacting clause and insert the following:

"Section 1. Section 18, chapter 169, Laws of 1935 and RCW 19.28.330 are each amended to read as follows:

All sums received from licenses, permit fees, or other sources, herein shall be paid to the state treasurer (~~((as ex officio custodian thereof))~~) and (~~((by him, as such custodian,))~~) placed in a special fund designated as the "electrical license fund," and by him paid out upon vouchers duly and regularly issued therefor and approved by the director of labor and industries or the director's designee following determination by the board of electrical examiners that the sums are necessary to accomplish the intent of chapter 19.28 RCW. The (~~((said))~~) treasurer (~~((as ex officio custodian of said fund))~~) shall keep an accurate record of payments into, or receipts of, said fund, and of all disbursements therefrom. (~~((Said fund shall be charged with its pro rata share of the cost of administering said fund to be determined by the director of labor and industries and the director of efficiency of this state.))~~)

Sec. 2. Section 1, chapter 123, Laws of 1975 1st ex. sess. and RCW 43.22.500 are each amended to read as follows:

(~~((There is hereby created within the state treasury a revolving fund to be known as the "department of labor and industries revolving fund", which shall be used by the director of))~~) The department of labor and industries, to defray the costs of printing, reprinting, or distributing printed matter issued by the department of labor and industries including, but not limited to, the matters listed in RCW 43.22-.505 (~~((The department of labor and industries))~~), may charge a fee for such publications in an amount which will reimburse the department for the costs of printing,

reprinting, and distributing such publications: PROVIDED, That every person subject to regulation by the department may upon request receive without charge one copy per year of any publication printed pursuant to RCW 43.22.505 whenever such person is affected by any statute, rule or regulation printed therein. All fees collected shall be deposited in the ~~((department of labor and industries revolving fund. In order to maintain an effective expenditure and revenue control the department of labor and industries revolving fund shall be subject in all respects to chapter 43.88 RCW but no appropriation shall be required to permit expenditures and payment of obligations from such fund))~~ state treasury to the credit of the appropriate fund or account.

Sec. 3. Section 43.79.330, chapter 8, Laws of 1965 and RCW 43.79.330 are each amended to read as follows:

All moneys to the credit of the following state funds on the first day of August, 1955, and all moneys thereafter paid to the state treasurer for or to the credit of such funds, are hereby transferred to the following accounts in the state general fund, the creation of which is hereby authorized:

(1) Capitol building construction fund moneys, to the capitol building construction account;

(2) Cemetery fund moneys, to the cemetery account;

~~(3) ((Commercial feed fund moneys, to the commercial feed account;~~

~~(4) Commission merchants fund moneys, to the commission merchants account;~~

~~(5) Electrical licenses fund moneys, to the electrical licenses account;~~

~~(6)) Feed and fertilizer fund moneys, to the feed and fertilizer account;~~

~~((7) Fertilizer, agricultural mineral and limes fund moneys to the fertilizer, agricultural mineral and limes account;~~

~~(8)) (4) Forest development fund moneys, to the forest development account;~~

~~((9)) (5) Harbor improvement fund moneys, to the harbor improvement account;~~

~~((10) Institutional building construction fund moneys, to the institutional building construction account;~~

~~((11)) (6) Investment reserve fund moneys, to the investment reserve account;~~

~~((12)) (7) Lewis river hatchery fund moneys, to the Lewis river hatchery account;~~

~~((13)) (8) Millersylvania Park current fund moneys, to the Millersylvania Park current account;~~

~~((14) Nursery inspection fund moneys, to the nursery inspection account;~~

~~(15) State parks and parkways fund moneys, to the state parks and parkways account;~~

~~(16) Public school building construction fund moneys, to the public school building construction account;~~

~~(17)) (9) Puget Sound pilotage fund moneys, to the Puget Sound pilotage account;~~

~~((18)) (10) Real estate commission fund moneys, to the real estate commission account;~~

~~((19)) (11) Reclamation revolving fund moneys, to the reclamation revolving account;~~

~~((20) Seed fund moneys, to the seed account;~~

~~(21) United States vocational education fund moneys, to the United States vocational education account;~~

~~(22)) (12) University of Washington building fund moneys, to the University of Washington building account; and~~

~~((23) University of Washington medical and dental building and equipment fund moneys, to the University of Washington medical and dental building and equipment account;~~

~~(24))~~ (13) State College of Washington building fund moneys, to the Washington State University building account((;

~~(25) Veterans rehabilitation council fund moneys, to the veterans rehabilitation council account; and~~

~~(26) School emergency construction fund moneys, to the public school building construction account)).~~

Sec. 4. Section 43.82.090, chapter 8, Laws of 1965 and RCW 43.82.090 are each amended to read as follows:

~~((There is hereby created within the state treasury a special fund to be known as the "general administration construction fund" in which shall be deposited all moneys arising from the sale of such bonds, and all other moneys which may become available for carrying out the purposes of this chapter, provided, that from the moneys arising from the sale of such bonds there may be deposited in the general administration bond redemption fund an amount equal to the interest accruing on such bonds during the estimated period of construction of the project for which such bonds are issued and for six months after the completion of such construction.)) All such bonds shall be designated as to the project for which they are issued and the proceeds thereof shall be used solely for that project, and for the payment of the expense incurred in the printing, issuance and sale of such bonds and to pay interest on such bonds for the period aforesaid.~~

The state finance committee is authorized to invest the proceeds from the sale of such bonds in short term securities of the United States government: PROVIDED, That such investment will not impede the orderly progress of the project for which the bonds were issued. The interest from such investments shall be deposited in the general administration bond redemption fund to the credit of the particular project involved.

Sec. 5. Section 71.02.390, chapter 25, Laws of 1959 and RCW 71.02.390 are each amended to read as follows:

~~Advance remittances of ((such)) hospitalization charges ((may be held by the department in a suspense account for a period not to exceed ninety days in order to make prompt refunds in cases of overpayment. Moneys in such account shall be deposited in such bank or banks as the department may select, and any such depository shall furnish suitable surety bond or collateral for their safekeeping. Such funds)) required under RCW 71.02.411 shall be transmitted to the state treasurer for deposit in the general fund ((after being held for the above purpose)).~~

Sec. 6. Section 72.05.150, chapter 28, Laws of 1959 as amended by section 181, chapter 141, Laws of 1979 and RCW 72.05.150 are each amended to read as follows:

The department shall have power to acquire, establish, maintain, and operate "minimum security" facilities for the care, custody, education, and treatment of children with less serious behavior problems. Such facilities may include parental schools or homes, farm units, and forest camps. Admission to such minimum security facilities shall be by juvenile court commitment or by transfer as herein otherwise provided. In carrying out the purposes of this section, the department may establish or acquire the use of such facilities by gift, purchase, lease, contract, or other arrangement with existing public entities, and to that end the secretary may execute necessary leases, contracts, or other agreements. In establishing forest camps, the department may contract with other divisions of the state and the federal government; including, but not limited to, the ~~((state division of forestry))~~ department of natural resources, the state parks and recreation commission, the U.S. forest service, and the national park service, on a basis whereby such camps may be made as nearly as possible self-sustaining. Under any such arrangement the contracting agency shall reimburse the department for the value of services which may be rendered by the inmates of a camp ~~((and all such reimbursements shall be credited to a~~

~~"forest camp revolving fund", which fund is hereby created, and out of which funds may be disbursed towards the cost of operation and maintenance of the camp)).~~

Sec. 7. Section 3, chapter 63, Laws of 1971 ex. sess. as last amended by section 1, chapter 53, Laws of 1975 and RCW 74.13.106 are each amended to read as follows:

All fees paid for adoption services pursuant to RCW 26.32.115 and 74.13.100 through 74.13.145 shall be credited to ~~((an adoption support account, hereby created, in))~~ the general fund. Expenses incurred in connection with supporting the adoption of hard to place children shall be paid by warrants drawn against such ~~((account. The secretary may also from time to time transfer to such account from appropriations available to him for care of children in foster homes and child-caring institutions such sums as in his judgment will further the purposes set forth in RCW 74.13.100))~~ appropriations as may be available. The secretary may for such purposes, contract with any public agency or licensed child placing agency and/or adoptive parent and is authorized to accept funds from other sources including federal, private, and other public funding sources to carry out such purposes.

The secretary shall actively seek, where consistent with the policies and programs of the department, and shall make maximum use of, such federal funds as are or may be made available to the department for the purpose of supporting the adoption of hard to place children. The secretary may, if permitted by federal law, deposit federal funds for adoption support, aid to adoptions, or subsidized adoption in the ~~((adoption support account of the))~~ general fund and may use such funds, subject to such limitations as may be imposed by federal or state law, to carry out the program of adoption support authorized by RCW 26.32.115 and 74.13.100 through 74.13.145.

~~((The secretary may also deposit in such account and disburse therefrom all gifts and grants from any nonfederal source, including public and private foundations, which may be used for the program of adoption support authorized by RCW 26.32.115 and 74.13.100 through 74.13.145.))~~

Sec. 8. Section 4, chapter 63, Laws of 1971 ex. sess. and RCW 74.13.109 are each amended to read as follows:

The secretary shall issue rules and regulations to assist in the administration of the program of adoption support authorized by RCW 26.32.115 and 74.13.100 through 74.13.145.

Disbursements from the ~~((adoption support account))~~ appropriations available from the general fund shall be made pursuant to such rules and regulations and pursuant to agreements conforming thereto to be made by the secretary with parents for the purpose of supporting the adoption of children in, or likely to be placed in, foster homes or child caring institutions who are found by the secretary to be difficult to place in adoption because of physical or other reasons; including, but not limited to, physical or mental handicap, emotional disturbance, ethnic background, language, race, color, age, or sibling grouping.

Such agreements shall meet the following criteria:

(1) The child whose adoption is to be supported pursuant to such agreement shall be or have been a child hard to place in adoption.

(2) Such agreement must relate to a child who was or is residing in a foster home or child-caring institution or a child who, in the judgment of the secretary, is both eligible for, and likely to be placed in, either a foster home or a child-caring institution.

(3) Such agreement shall provide that adoption support shall not continue beyond the time that the adopted child reaches twenty-one years of age, becomes emancipated, dies, or otherwise ceases to need support, provided that if the secretary shall find that continuing dependency of such child after such child reaches twenty-one years of age warrants the continuation of support pursuant to RCW 26.32.115

and 74.13.100 through 74.13.145 the secretary may do so, subject to all the provisions of RCW 26.32.115 and 74.13.100 through 74.13.145, including annual review of the amount of such support.

(4) Any prospective parent who is to be a party to such agreement shall be a person who, while having the character, judgment, sense of responsibility, and disposition which make him or her suitable as an adoptive parent of such child, lacks the financial means fully to care for such hard to place child.

Sec. 9. Section 11, chapter 63, Laws of 1971 ex. sess. and RCW 74.13.130 are each amended to read as follows:

If the secretary determines that a prospective adoptive parent or parents cannot, because of limited financial means, pay the cost or the full cost of an adoption proceeding for the adoption of a hard to place child who would be eligible for support under RCW 26.32.115 and 74.13.100 through 74.13.145, the secretary may authorize the payment from the ~~((adoption support account))~~ appropriations available from the general fund of all or part a reasonable attorney's fee to be determined by the superior court hearing the adoption and court costs. The clerk of the court shall furnish the secretary with a certified copy of the decree of adoption containing the finding as to such attorney's fee.

In evaluating any such prospective parent's ability to pay the secretary may use the same criteria for evaluating ability to pay which are to be used by him in waiving, reducing, or deferring fees pursuant to RCW 74.13.103 plus the burdens likely to be assumed by such parent even after adoption support is provided pursuant to RCW 26.32.115 and 74.13.100 through 74.13.145.

Sec. 10. Section 1, chapter 332, Laws of 1959 as amended by section 7, chapter 207, Laws of 1971 ex. sess. and RCW 76.04.510 are each amended to read as follows:

~~((There is created a general contingency forest fire suppression account which shall be a separate account in the general fund. The account is))~~ Biennial general fund appropriations to the department of natural resources normally provide funds for the purpose of paying the emergency fire costs and expenses incurred and/or approved by the department in forest fire suppression or in reacting to any potential forest fire situation. When a determination is made that the fire started in the course of or as a result of a participating landowner operation, moneys expended from ((this account)) such appropriations in the suppression of such fire shall be recovered from the landowner contingency forest fire suppression account. The department shall transmit to the state treasurer for deposit in the general ((contingency forest fire suppression account)) fund any such moneys ((paid out of said account)) which are later recovered ((and said)). Moneys recovered during the biennium in which they are expended may be spent for purposes set forth ((herein)) in this section during the ((current)) same biennium, without reappropriation. ((Interfund loans to and from this account)) Loans between the general fund and the landowner contingency forest fire suppression account are authorized for emergency fire suppression. Such loans shall not exceed the amount appropriated for emergency forest fire suppression costs and shall bear interest at the then current rate of interest as determined by the state treasurer.

Sec. 11. Section 8, chapter 207, Laws of 1971 ex. sess. as amended by section 4, chapter 24, Laws of 1973 1st ex. sess. and RCW 76.04.515 are each amended to read as follows:

There is created a landowner contingency forest fire suppression account which shall be a separate account in the general fund. This account shall be for the purpose of paying emergency fire costs incurred or approved by the department in the suppression of forest fires. When a determination is made that the fire was started by other than a participating landowner operation, moneys expended from this

account in the suppression of such fire shall be recovered from ~~((the general contingency forest))~~ such general fund appropriations as may be available for emergency fire suppression ~~((account))~~ costs. Moneys spent from this account shall be by appropriation. The department shall transmit to the state treasurer for deposit in the landowner contingency forest fire suppression account any moneys paid out of said account which are later recovered, less reasonable costs of recovery, which moneys may be expended for purposes set forth herein during the current biennium, without reappropriation.

This account shall be established and renewed by a special forest fire suppression account assessment paid by participating forest landowners at rates to be established by the department, but not to exceed five cents per acre per year for such period of years as may be necessary to establish and thereafter reestablish a balance in said account of one million dollars. The assessments with respect to forest lands in western and eastern Washington may differ to equitably distribute the assessment based on emergency fire suppression cost experience necessitated by participating landowner operations. Amounts assessed for this account shall be a lien upon the forest lands with respect to which the assessment is made, and may be collected as directed by the department in the same manner as forest patrol assessments. This account shall be held by the state treasurer who is authorized to invest so much of said account as is not necessary to meet current needs. Any interest earned on moneys from said account shall be deposited in and remain a part of the account, and shall be computed as part of the same in determining the balance thereof. Interfund loans to and from this account are authorized at the then current rate of interest as determined by the state treasurer, provided that the effect of the loan is considered for purposes of determining the assessments. Payment of emergency costs from this account shall in no way restrict the right of the department to recover costs pursuant to RCW 76.04.390 as now or hereafter amended, or other laws.

When the department determines that a forest fire was started in the course of or as a result of a participating landowner operation, it shall notify the forest fire advisory board of such determination. Such determination shall be final, unless, within ninety days of such notification, the forest fire advisory board or any interested party, serves a request for a hearing before the department. Such hearing shall constitute a contested case under chapter 34.04 RCW and any appeal therefrom shall be to the superior court of Thurston county.

Sec. 12. Section 9, chapter 233, Laws of 1951 and RCW 76.06.110 are each amended to read as follows:

All moneys collected under the provisions of RCW 76.06.070, together with such moneys as may be ~~((appropriated by the legislature for the purposes of this chapter.))~~ contributed by the federal government or by any owner or agent, shall be deposited ~~((by the supervisor in the forest insect and disease control))~~ in the state general fund~~((; and the moneys therein hereby are made available to the board))~~ for the purposes of this chapter.

~~((All unexpended balances remaining in said fund shall continue to be available for the purposes of this chapter and shall not revert to the state general fund.))~~

Any additional revenue earmarked for the purposes of this chapter which was not anticipated in the budget adopted by the legislature may be deposited in the general fund and allotted as unanticipated receipts pursuant to RCW 43.79.270 through 43.79.282 as now existing or hereafter amended.

Sec. 13. Section 3, chapter 116, Laws of 1947 as last amended by section 1, chapter 12, Laws of 1963 and RCW 76.40.030 are each amended to read as follows:

(1) Before any person may engage in log patrol activities he must have an existing license from the state therefor. Before any license is issued the applicant must apply to the department of natural resources on a form to be prescribed by

said department. The application must contain the name and address of the applicant or applicants, the name, type, and size of equipment to be used, and the mailing address of the principal place of business at which address process may be served upon the applicant. Before any license may be issued the applicant must execute and file with said department, to be approved by it, a surety bond running to the state in the sum of five thousand dollars, conditioned that the applicant will comply with all the requirements of the laws of the state governing such activities, and will account for all stray logs taken into possession. Each application shall be accompanied by a remittance of one hundred dollars for each boat or truck to be used or operated in such activities by the licensee or agent. All licenses shall expire on June 30th following the date of issuance. The department shall issue each applicant a license and shall also issue distinctive stickers or other suitable devices for each piece of equipment listed in the application identifying it as engaged in log patrol activities. A fee of four dollars shall be paid for each pair of such stickers or devices used.

(2) All moneys received by the department under this chapter or chapter 76.42 RCW shall be deposited in the general fund.

NEW SECTION. Sec. 14. (1) Unless otherwise specified in this 1979 act, all assets remaining in accounts and funds disestablished by this act shall be transferred to the general fund.

(2) Any balance remaining in the account disestablished by section 17(7) of this 1979 act shall be transferred to the state building and higher education bond redemption fund.

(3) This section shall expire after the indicated action is completed and for record purposes on December 31, 1979.

NEW SECTION. Sec. 15. The special trust fund established in behalf of Geither Horn by the thirty-eighth legislature, chapter 21, Laws of 1963 ex. sess. (page 1429, Laws of 1963 and 1963 ex. sess.) is disestablished.

NEW SECTION. Sec. 16. The special account designated in section 1, chapter 146, Laws of 1963, as the Seattle armory fund is disestablished. Any funds remaining in this account shall be transferred to the general fund.

NEW SECTION. Sec. 17. Sections 14 and 15 of this 1979 act shall expire after the indicated action has been completed and for record purposes on December 31, 1979.

NEW SECTION. Sec. 18. The following acts or parts of acts are each repealed:

(1) Section 28A.47.150, chapter 223, Laws of 1969 ex. sess. and RCW 28A.47.150;

(2) Section 28A.47.160, chapter 223, Laws of 1969 ex. sess. and RCW 28A.47.160;

(3) Section 28A.47.425, chapter 223, Laws of 1969 ex. sess. and RCW 28A.47.425;

(4) Section 28A.47.430, chapter 223, Laws of 1969 ex. sess. and RCW 28A.47.430;

(5) Section 43.31.600, chapter 8, Laws of 1965 and RCW 43.31.600;

(6) Section 43.31.610, chapter 8, Laws of 1965 and RCW 43.31.610;

(7) Section 2, chapter 172, Laws of 1965 ex. sess. and RCW 43.83.072;

(8) Section 6, chapter 172, Laws of 1965 ex. sess. and RCW 43.83.080;

(9) Section 2, chapter 148, Laws of 1967 ex. sess. and RCW 43.83.092;

(10) Section 6, chapter 148, Laws of 1967 ex. sess., section 1, chapter 187, Laws of 1969 ex. sess. and RCW 43.83.100;

(11) Sections 1 through 7, chapter 262, Laws of 1971 ex. sess. and RCW 47.44.080 through 47.44.140;

(12) Section 47.60.070, chapter 13, Laws of 1961 and RCW 47.60.070;

(13) Section 47.60.180, chapter 13, Laws of 1961 and RCW 47.60.180;

- (14) Section 47.60.190, chapter 13, Laws of 1961 and RCW 47.60.190;
- (15) Section 72.01.160, chapter 28, Laws of 1959, section 151, chapter 141, Laws of 1979 and RCW 72.01.160;
- (16) Section 72.08.070, chapter 28, Laws of 1959 and RCW 72.08.070;
- (17) Section 1, chapter 230, Laws of 1949 and RCW 72.99.010;
- (18) Section 2, chapter 230, Laws of 1949 and RCW 72.99.020;
- (19) Section 3, chapter 230, Laws of 1949 and RCW 72.99.030;
- (20) Section 4, chapter 230, Laws of 1949, section 36, chapter 278, Laws of 1975 1st ex. sess. and RCW 72.99.040;
- (21) Section 5, chapter 230, Laws of 1949 and RCW 72.99.050;
- (22) Section 6, chapter 230, Laws of 1949 and RCW 72.99.060;
- (23) Section 1, chapter 299, Laws of 1957 and RCW 72.99.170;
- (24) Section 2, chapter 299, Laws of 1957 and RCW 72.99.180;
- (25) Section 3, chapter 299, Laws of 1957 and RCW 72.99.190;
- (26) Section 5, chapter 299, Laws of 1957 and RCW 72.99.210;
- (27) Section 6, chapter 299, Laws of 1957 and RCW 72.99.220;
- (28) Section 74.08.375, chapter 26, Laws of 1959 and RCW 74.08.375;
- (29) Section 21, chapter 164, Laws of 1971 ex. sess., section 19, chapter 183, Laws of 1973 1st ex. sess. and RCW 74.20A.210;
- (30) Section 77.12.180, chapter 36, Laws of 1955 and RCW 77.12.180;
- (31) Section 1, chapter 279, Laws of 1955, section 1, chapter 62, Laws of 1957 and RCW 79.24.200;
- (32) Section 2, chapter 279, Laws of 1955, section 2, chapter 62, Laws of 1957 and RCW 79.24.210;
- (33) Section 3, chapter 22, Laws of 1951, section 3, chapter 279, Laws of 1955, section 3, chapter 62, Laws of 1957 and RCW 79.24.220;
- (34) Section 4, chapter 22, Laws of 1951, section 4, chapter 279, Laws of 1955 and RCW 79.24.230;
- (35) Section 5, chapter 279, Laws of 1955, section 4, chapter 62, Laws of 1957 and RCW 79.24.240;
- (36) Section 6, chapter 279, Laws of 1955 and RCW 79.24.250;
- (37) Section 7, chapter 22, Laws of 1951, section 3, chapter 187, Laws of 1953, section 7, chapter 279, Laws of 1955, section 5, chapter 62, Laws of 1957 and RCW 79.24.260;
- (38) Section 8, chapter 279, Laws of 1955, section 6, chapter 62, Laws of 1957 and RCW 79.24.270; and
- (39) Section 7, chapter 62, Laws of 1957 and RCW 79.24.280.
- NEW SECTION. Sec. 19. The following acts or parts of acts are each repealed:

- (1) Section 8, chapter 233, Laws of 1951 and RCW 76.06.100;
- (2) Section 10, chapter 233, Laws of 1951 and RCW 76.06.120;
- (3) Section 1, chapter 140, Laws of 1953, section 7, chapter 107, Laws of 1979 and RCW 76.40.015;
- (4) Section 13, chapter 140, Laws of 1953, section 8, chapter 107, Laws of 1979 and RCW 76.40.016;
- (5) Section 5, chapter 136, Laws of 1973 and RCW 76.42.040; and
- (6) Section 6, chapter 136, Laws of 1973 and RCW 76.42.050.

NEW SECTION. Sec. 20. Section 4, chapter 299, Laws of 1957, section 38, chapter 278, Laws of 1975 1st ex. sess. and RCW 72.99.200 are each repealed.

This section shall take effect July 1, 1980.

NEW SECTION. Sec. 21. Sections 11, 12, and 18 of this 1979 act shall take effect on July 1, 1981.

NEW SECTION. Sec. 22. If any provision of this 1979 act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected."

On page 1, on line 2 of the title, after "accounts;" strike the remainder of the title and insert "amending section 18, chapter 169, Laws of 1935 and RCW 19.28-.330; amending section 1, chapter 123, Laws of 1975 1st ex. sess. and RCW 43.22-.500; amending section 43.79.330, chapter 8, Laws of 1965 and RCW 43.79.330; amending section 43.82.090, chapter 8, Laws of 1965 and RCW 43.82.090; amending section 71.02.390, chapter 25, Laws of 1959 and RCW 71.02.390; amending section 72.05.150, chapter 28, Laws of 1959 as amended by section 181, chapter 141, Laws of 1979 and RCW 72.05.150; amending section 3, chapter 63, Laws of 1971 ex. sess. as last amended by section 1, chapter 53, Laws of 1975 and RCW 74.13.106; amending section 4, chapter 63, Laws of 1971 ex. sess. and RCW 74.13-.109; amending section 11, chapter 63, Laws of 1971 ex. sess. and RCW 74.13.130; amending section 1, chapter 332, Laws of 1959 as amended by section 7, chapter 207, Laws of 1971 ex. sess. and RCW 76.04.510; amending section 8, chapter 207, Laws of 1971 ex. sess. as amended by section 4, chapter 24, Laws of 1973 1st ex. sess. and RCW 76.04.515; amending section 9, chapter 233, Laws of 1951 and RCW 76.06.110; amending section 3, chapter 116, Laws of 1947 as last amended by section 1, chapter 12, Laws of 1963 and RCW 76.40.030; creating new sections; repealing section 28A.47.150, chapter 223, Laws of 1969 ex. sess. and RCW 28A-.47.150; repealing section 28A.47.160, chapter 223, Laws of 1969 ex. sess. and RCW 28A.47.160; repealing section 28A.47.425, chapter 223, Laws of 1969 ex. sess. and RCW 28A.47.425; repealing section 28A.47.430, chapter 223, Laws of 1969 ex. sess. and RCW 28A.47.430; repealing section 43.31.600, chapter 8, Laws of 1965 and RCW 43.31.600; repealing section 43.31.610, chapter 8, Laws of 1965 and RCW 43.31.610; repealing section 2, chapter 172, Laws of 1965 ex. sess. and RCW 43.83.072; repealing section 6, chapter 172, Laws of 1965 ex. sess. and RCW 43.83.080; repealing section 2, chapter 148, Laws of 1967 ex. sess. and RCW 43.83.092; repealing section 6, chapter 148, Laws of 1967 ex. sess., section 1, chapter 187, Laws of 1969 ex. sess. and RCW 43.83.100; repealing sections 1 through 7, chapter 262, Laws of 1971 ex. sess. and RCW 47.44.080 through 47.44.140; repealing section 47.60.070, chapter 13, Laws of 1961 and RCW 47.60.070; repealing section 47.60.180, chapter 13, Laws of 1961 and RCW 47.60.180; repealing section 47.60.190, chapter 13, Laws of 1961 and RCW 47.60.190; repealing section 72.01-.160, chapter 28, Laws of 1959, section 151, chapter 141, Laws of 1979 and RCW 72.01.160; repealing section 72.08.070, chapter 28, Laws of 1959 and RCW 72.08-.070; repealing section 1, chapter 230, Laws of 1949 and RCW 72.99.010; repealing section 2, chapter 230, Laws of 1949 and RCW 72.99.020; repealing section 3, chapter 230, Laws of 1949 and RCW 72.99.030; repealing section 4, chapter 230, Laws of 1949, section 36, chapter 278, Laws of 1975 1st ex. sess. and RCW 72.99-.040; repealing section 5, chapter 230, Laws of 1949 and RCW 72.99.050; repealing section 6, chapter 230, Laws of 1949 and RCW 72.99.060; repealing section 1, chapter 299, Laws of 1957 and RCW 72.99.170; repealing section 2, chapter 299, Laws of 1957 and RCW 72.99.180; repealing section 3, chapter 299, Laws of 1957 and RCW 72.99.190; repealing section 5, chapter 299, Laws of 1957 and RCW 72.99.210; repealing section 6, chapter 299, Laws of 1957 and RCW 72.99.220; repealing section 74.08.375, chapter 26, Laws of 1959 and RCW 74.08.375; repealing section 21, chapter 164, Laws of 1971 ex. sess., section 19, chapter 183, Laws of 1973 1st ex. sess. and RCW 74.20A.210; repealing section 77.12.180, chapter 36, Laws of 1955 and RCW 77.12.180; repealing section 1, chapter 279, Laws of 1955, section 1, chapter 62, Laws of 1957 and RCW 79.24.200; repealing section 2, chapter 279, Laws of 1955, section 2, chapter 62, Laws of 1957 and RCW 79.24.210; repealing section 3, chapter 22, Laws of 1951, section 3, chapter 279, Laws of 1955,

section 3, chapter 62, Laws of 1957 and RCW 79.24.220; repealing section 4, chapter 22, Laws of 1951, section 4, chapter 279, Laws of 1955 and RCW 79.24.230; repealing section 5, chapter 279, Laws of 1955, section 4, chapter 62, Laws of 1957 and RCW 79.24.240; repealing section 6, chapter 279, Laws of 1955 and RCW 79.24.250; repealing section 7, chapter 22, Laws of 1951, section 3, chapter 187, Laws of 1953, section 7, chapter 279, Laws of 1955, section 5, chapter 62, Laws of 1957 and RCW 79.24.260; repealing section 8, chapter 279, Laws of 1955, section 6, chapter 62, Laws of 1957 and RCW 79.24.270; repealing section 7, chapter 62, Laws of 1957 and RCW 79.24.280; repealing section 8, chapter 233, Laws of 1951 and RCW 76.06.100; repealing section 10, chapter 233, Laws of 1951 and RCW 76.06.120; repealing section 1, chapter 140, Laws of 1953, section 7, chapter 107, Laws of 1979 and RCW 76.40.015; repealing section 13, chapter 140, Laws of 1953, section 8, chapter 107, Laws of 1979 and RCW 76.40.016; repealing section 5, chapter 136, Laws of 1973 and RCW 76.42.040; repealing section 6, chapter 136, Laws of 1973 and RCW 76.42.050; repealing section 4, chapter 299, Laws of 1957, section 38, chapter 278, Laws of 1975 1st ex. sess. and RCW 72.99.200; providing effective dates; and providing an expiration date.", and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

MOTIONS

On motion of Senator Wilson, Senators Lysen and von Reichbauer were excused.

On motion of Senator Jones, Senator Bluechel was excused.

MOTION

On motion of Senator Scott, the Senate concurred in the House amendments to Senate Bill No. 2295.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 2295, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 45; absent or not voting, 1; excused, 3.

Voting yea: Senators Bausch, Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Donohue, Fleming, Gallagher, Gaspard, Goltz, Gould, Hansen, Hayner, Henry, Jones, Lee, Lewis, Marsh, Matson, McDermott, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—45.

Absent or not voting: Senator Guess—1.

Excused: Senators Keefe, Lysen, von Reichbauer—3.

SENATE BILL NO. 2295, as amended by the House, 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.

MESSAGE FROM THE HOUSE

April 10, 1979.

Mr. President: The House has passed SUBSTITUTE SENATE BILL NO. 2375 with the following amendments:

On page 1, line 28, beginning with "no" strike all the matter down to and including "shall" on line 29 and insert "the chief examiner shall not"

On page 6, line 34, strike "with" and insert "in the same county and maintain"

On page 7, after line 8, insert a new section as follows:

"NEW SECTION. Sec. 6. There is added to chapter 36.28 RCW a new section to read as follows:

A person who files a declaration of candidacy for the office of sheriff after the effective date of this act, shall have, within twelve months of assuming office, a certificate of completion of a basic law enforcement training program which complies with standards adopted by the criminal justice training commission pursuant to RCW 43.101.080 and 43.101.160.

This requirement does not apply to persons holding the office of sheriff in any county on the effective date of this act."

On page 1, line 7 of the title, after "RCW 41.14.130;" insert "adding a new section to chapter 36.28 RCW;" and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

MOTION

On motion of Senator Sellar, the Senate concurred in the House amendments to page 6, line 34 and page 7, after line 8 and refused to concur in the House amendment to page 1, line 28 and asks the House to recede therefrom.

MESSAGE FROM THE HOUSE

April 11, 1979.

Mr. President: The House has passed ENGROSSED SENATE BILL NO. 2565 with the following amendment:

On page 1, line 10, after "installation" strike "or" and insert "of", and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

MOTION

On motion of Senator Day, the Senate concurred in the House amendment to Engrossed Senate Bill No. 2565.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 2565, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 46; excused, 3.

Voting yea: Senators Bausch, Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Donohue, Fleming, Gallagher, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Marsh, Matson, McDermott, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—46.

Excused: Senators Keefe, Lysen, von Reichbauer—3.

SENATE BILL NO. 2565, as amended by the House, 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.

MESSAGE FROM THE HOUSE

April 11, 1979.

Mr. President: The House has passed ENGROSSED SUBSTITUTE SENATE BILL NO. 2161 with the following amendments:

On page 1, line 17 of the engrossed bill, being page 1, line 17 of the printed bill, after "sum of" strike "~~((ten))~~ fifteen" and insert "ten"

On page 1, line 18 of the engrossed bill, being page 1, line 18 of the printed bill, after "dollars" strike "~~((: PROVIDED, That whenever this public work or improvement is for construction of water mains, such sum shall be fifteen thousand dollars))~~" and insert ": PROVIDED, That whenever this public work or improvement is for construction of water mains, such sum shall be fifteen thousand dollars"

On page 2, line 5 of the engrossed bill, being page 2, line 5 of the printed bill, after "less," insert "and the city uses the small works roster"

On page 2, line 5 of the engrossed bill, being page 2, line 5 of the printed bill, after "city" strike "may" and insert "shall"

On page 2, after line 11 of the engrossed bill, being page 2, after line 11 of the printed bill, strike everything down to and including "roster." on page 2, line 18 of the engrossed bill, being page 2, line 18 of the printed bill and insert the following:

"(c) When awarding such a contract for work, the estimated cost of which is thirty thousand dollars or less, the city shall award the contract to the contractor submitting the lowest responsible bid."

On page 2, line 19, after "Sec. 2." strike everything down to and including "Sec. 3." on page 3, line 6

Remember remaining sections consecutively and change internal references accordingly

On page 3, line 9, strike "city or town of the second, third, or fourth class" and insert "second or third class city or any town (~~of the second, third or fourth class~~)"

On page 3, line 24, after "city" insert "or town"

On page 3, line 34, after "The" strike "city" and insert "~~((city))~~"

On page 4, line 13, strike "city" and insert "~~((city))~~"

On page 4, line 22, after "city" insert "or town"

On page 4, line 27 of the engrossed bill, being page 4, line 27 of the printed bill, after "less," insert "and the city uses the small works roster"

On page 4, line 28 of the engrossed bill, being page 4, line 28 of the printed bill, after "town" strike "may" and insert "shall"

On page 4, after line 34 of the engrossed bill, being page 4, after line 34 of the printed bill, strike everything down to and including "roster." on page 5, line 5 of the engrossed bill, being page 5, line 5 of the printed bill, and insert the following:

"(c) When awarding such a contract for work, the estimated cost of which is twenty thousand dollars or less, the city or town shall award the contract to the contractor submitting the lowest responsible"

On page 6, line 11 of the engrossed bill, being page 6, line 7 of the printed bill, strike "eleven thousand two hundred fifty" and insert "seven thousand five hundred"

On page 1, beginning on line 3 of the title of the engrossed bill, beginning on page 1, line 3 of the printed bill, after "35.22.620;" strike "amending section 4, chapter 56, Laws of 1975 1st ex. sess. and RCW 35.22.650;", and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

MOTION

Senator Wilson moved the Senate do concur in the House amendments to Engrossed Substitute Senate Bill No. 2161.

Debate ensued.

The motion by Senator Wilson carried on a rising vote. The Senate concurred in the House amendments to Engrossed Substitute Senate Bill No. 2161.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed, Substitute Senate Bill No. 2161, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 29; nays, 17; excused, 3.

Voting yea: Senators Bausch, Bottiger, Conner, Day, Donohue, Fleming, Gaspard, Goltz, Gould, Hansen, Henry, Marsh, Morrison, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Scott, Sellar, Shinpoch, Talmadge, Walgren, Wanamaker, Williams, Wilson, Woody—29.

Voting nay: Senators Benitz, Bluechel, Clarke, Gallagher, Guess, Hayner, Jones, Lee, Lewis, Matson, McDermott, Moore, Newschwander, Talley, Van Hollebeke, Vognild, Wojahn—17.

Excused: Senators Keefe, Lysen, von Reichbauer—3.

ENGROSSED SUBSTITUTE SENATE BILL NO. 2161, as amended by the House, 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.

MESSAGE FROM THE HOUSE

April 11, 1979.

Mr. President: The House has passed ENGROSSED SUBSTITUTE SENATE BILL NO. 2177 with the following amendments:

On page 1, line 11 of the engrossed bill, being page 1, line 11 of the printed bill, strike "forty" and insert "thirty-five"

On page 1, beginning on line 15 of the engrossed bill, being page 1, beginning on line 15 of the printed bill, strike "((ten)) fifteen" and insert "ten"

On page 1, line 22 of the engrossed bill, being page 1, line 22 of the printed bill, strike "forty" and insert "thirty-five"

On page 1, line 27 of the engrossed bill, being page 1, line 27 of the printed bill, strike "((ten)) fifteen" and insert "ten"

On page 2, line 1, after "include" strike all the matter down to and including "include" on line 5 and insert "contract and day labor, except that the cost of the day labor shall not exceed three-quarters of each limit established for that county under RCW 36.77.060. A day labor project or a combined contract and day labor project may include"

On page 2, line 23 of the engrossed bill, being page 2, line 23 of the printed bill, strike "forty" and insert "thirty-five"

On page 2, line 23 of the engrossed bill, being page 2, line 23 of the printed bill, strike "fifteen" and insert "ten", and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

MOTIONS

Senator Wilson moved the Senate do not concur in the House amendments to Engrossed Substitute Senate Bill No. 2177 and ask the House to recede therefrom.

Senator Bluechel moved the Senate do concur in the House amendments to Engrossed Substitute Senate Bill No. 2177.

The President declared the question before the Senate to be the positive motion by Senator Bluechel.

The motion by Senator Bluechel failed.

The motion by Senator Wilson carried and the Senate refused to concur in the House amendments to Engrossed Substitute Senate Bill No. 2177 and asks the House to recede therefrom.

MOTION

On motion of Senator Wilson, Senator Talley was excused.

MESSAGE FROM THE HOUSE

April 10, 1979.

Mr. President: The House has passed SUBSTITUTE SENATE BILL NO. 2192 with the following amendments:

On page 1, line 26, after "compensation" insert "of the employee"

On page 1, line 27, after "leave" insert "in excess of sixty days", and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

MOTION

On motion of Senator Rasmussen, the Senate concurred in the House amendment to page 1, line 26 of Substitute Senate Bill No. 2192 and refused to concur in the House amendment to page 1, line 27 and asks the House to recede therefrom.

MOTION

On motion of Senator Walgren, the Senate resumed consideration of the House Message on Second Substitute Senate Bill No. 2610.

On Monday, April 16, 1979 the House Message was read in the Senate. Senator Shinpoch moved, at that time, that the Senate do concur in the House amendments.

Debate ensued.

The motion by Senator Shinpoch carried and the Senate concurred in the House amendments to Second Substitute Senate Bill No. 2610.

ROLL CALL

The Secretary called the roll on the final passage of Second Substitute Senate Bill No. 2610, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 43; nays, 3; excused, 3.

Voting yea: Senators Bausch, Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Donohue, Fleming, Gallagher, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Marsh, Matson, McDermott, Morrison, Newschwander, North, Odegaard, Peterson, Quigg, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—43.

Voting nay: Senators Moore, Pullen, Rasmussen—3.

Excused: Senators Keefe, Lysen, von Reichbauer—3.

SECOND SUBSTITUTE SENATE BILL NO. 2610, as amended by the House, 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.

MESSAGE FROM THE HOUSE

April 4, 1979.

Mr. President: The House has passed ENGROSSED SENATE BILL NO. 2362 with the following amendment:

On page 1, line 14, after "change" strike everything down to and including "change" on line 18 and insert "any apartment or apartments to a condominium form of ownership or plans to change to a policy of excluding children, the landlord shall give a written notice to a tenant at least ninety days before termination of the tenancy to effectuate such change in policy. Such ninety-day notice shall be in lieu of the notice required by subsection (1) of this section: PROVIDED, That if after giving the ninety-day notice the change in policy is delayed, the notice requirements of subsection (1) of this section shall apply unless waived by the tenant", and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

MOTION

On motion of Senator Woody, the Senate concurred in the House amendment to Engrossed Senate Bill No. 2362.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 2362, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 38; nays, 8; excused, 3.

Voting yea: Senators Bausch, Benitz, Bluechel, Bottiger, Conner, Day, Donohue, Fleming, Gallagher, Gaspard, Goltz, Gould, Hansen, Hayner, Henry, Jones, Lee, Lewis, Marsh, McDermott, Moore, Morrison, North, Odegaard, Peterson, Quigg, Ridder, Sellar, Shipoch, Talley, Talmadge, Van Hollebeke, Vognild, Walgren, Williams, Wilson, Wojahn, Woody—38.

Voting nay: Senators Clarke, Guess, Matson, Newschwander, Pullen, Rasmussen, Scott, Wanamaker—8.

Excused: Senators Keefe, Lysen, von Reichbauer—3.

ENGROSSED SENATE BILL NO. 2362, as amended by the House, 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.

MESSAGE FROM THE HOUSE

April 11, 1979.

Mr. President: The House has passed SENATE BILL NO. 2354 with the following amendments:

On page 1, line 23, after "published in" insert "at least"

On page 1, line 24, after "paper" strike "~~((of general circulation))~~" and insert "of general circulation", and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

MOTION

On motion of Senator Fleming, the Senate concurred in the House amendments to Senate Bill No. 2354.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 2354, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 46; excused, 3.

Voting yea: Senators Bausch, Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Donohue, Fleming, Gallagher, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Marsh, Matson, McDermott, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—46.

Excused: Senators Keefe, Lysen, von Reichbauer—3.

SENATE BILL NO. 2354, as amended by the House, 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.

MESSAGE FROM THE HOUSE

April 10, 1979.

Mr. President: The House has passed ENGROSSED SUBSTITUTE SENATE BILL NO. 2532 with the following amendments:

On page 5, line 25, strike all of Section 2 and renumber the remaining section accordingly.

On page 1, beginning with "amending" on line 4, strike all material down through and including "70.44.005;" on line 6, and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

MOTION

Senator Fleming moved the Senate refuse to concur in the House amendments to Engrossed Substitute Senate Bill No. 2532 and ask the House to recede therefrom.

Senator Day moved the Senate do concur in the House amendments.

The President declared the question before the Senate to be the positive motion by Senator Day.

The motion by Senator Day failed on a rising vote.

The motion by Senator Fleming carried. The Senate refused to concur in the House amendments to Engrossed Substitute Senate Bill No. 2532 and asks the House to recede therefrom.

MOTIONS

On motion of Senator Wilson, Senator Ridder was excused.

On motion of Senator Jones, Senator Bluechel was excused.

MESSAGE FROM THE HOUSE

April 11, 1979.

Mr. President: The House has passed SENATE BILL NO. 2727 with the following amendment:

On page 1, line 11, after "initiate" insert "criminal proceedings or" and after "further" strike "proceedings" and insert "investigations", and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

MOTIONS

On motion of Senator Bausch, the Senate concurred in the House amendment to Senate Bill No. 2727.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 2727, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 43; absent or not voting, 1; excused, 5.

Voting yea: Senators Bausch, Bottiger, Clarke, Conner, Day, Donohue, Fleming, Gallagher, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Marsh, Matson, McDermott, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—43.

Absent or not voting: Senator Benitz—1.

Excused: Senators Bluechel, Keefe, Lysen, Ridder, von Reichbauer—5.

SENATE BILL NO. 2727, as amended by the House, 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.

MESSAGE FROM THE HOUSE

April 11, 1979.

Mr. President: The House has passed ENGROSSED SENATE BILL NO. 2314 with the following amendments:

On page 1, beginning on line 2 of the title, after "section" delete all material down to and including "sess." on line 3 and insert "3, chapter 130, Laws of 1979"

On page 2, beginning on line 10 of the title, after "chapter" delete ". . . (House Bill No. . . .)," and insert "8, Laws of 1979 as amended by section 4, chapter 130,"

On page 2, beginning on line 15 of the title, after "section" delete all material down to and including "sess." on line 16 and insert "14, chapter 130, Laws of 1979"

On page 3, beginning on line 2 of the title, after "as" delete all material down to and including "sess." on line 3 and insert "last amended by section 86, chapter 158, Laws of 1979"

On page 3, on line 15 of the title, after "sess." insert "as amended by section 87, chapter 158, Laws of 1979"

Beginning on page 3, on line 23, delete all of section 1 and insert the following:

"Section 1. Section 60, chapter 282, Laws of 1959 as last amended by section 3, chapter 130, Laws of 1979 and RCW 21.20.005 are each amended to read as follows:

The definitions set forth in this section shall apply throughout this chapter, unless the context otherwise requires:

(1) "Director" means the director of licensing of this state.

(2) "~~((Salesman))~~ Salesperson" means any individual other than a broker-dealer who represents a broker-dealer or issuer in effecting or attempting to effect sales of securities, but "~~((salesman))~~ salesperson" does not include an individual who represents an issuer in (a) effecting a transaction in a security exempted by RCW 21.20.310(1), (2), (3), (4), (9), (10), (11), (12), or (13), as now or hereafter amended, (b) effecting transactions exempted by RCW 21.20.320, or (c) effecting transactions with existing employees, partners, or directors of the issuer if no commission or other remuneration is paid or given directly or indirectly for soliciting any person in this state.

(3) "Broker-dealer" means any person engaged in the business of effecting transactions in securities for the account of others or for ~~((his))~~ that person's own account. "Broker-dealer" does not include (a) a ~~((salesman))~~ salesperson, issuer, bank, savings institution, or trust company, (b) a person who has no place of business in this state if ~~((he))~~ the person effects transactions in this state exclusively with or through the issuers of the securities involved in the transactions, other broker-dealers, or banks, savings institutions, trust companies, insurance companies, investment companies as defined in the investment company act of 1940, pension or profit-sharing trusts, or other financial institutions or institutional buyers, whether acting for themselves or as trustees, or (c) a person who has no place of business in this state if during any period of twelve consecutive months ~~((he))~~ that person does not direct more than fifteen offers to sell or to buy into this state in any manner to persons other than those specified in subsection (b) above.

(4) "Guaranteed" means guaranteed as to payment of principal, interest, or dividends.

(5) "Full business day" means all calendar days, excluding therefrom Saturdays, Sundays, and all legal holidays, as defined by statute.

(6) "Investment adviser" means any person who, for compensation, engages in the business of advising others, either directly or through publications or writings, as to the value of securities or as to the advisability of investing in, purchasing, or selling securities, or who, for compensation and as a part of a regular business, issues or promulgates analyses or reports concerning securities. "Investment adviser" does not include (a) a bank, savings institution, or trust company, (b) a lawyer, accountant, engineer, or teacher whose performance of these services is solely incidental to the practice of his or her profession, (c) a broker-dealer, (d) a publisher of any bona fide newspaper, news magazine, or business or financial publication of general, regular, and paid circulation, (e) a person whose advice, analyses, or reports relate only to securities exempted by RCW 21.20.310(1), (f) a person who has no place of business in this state if (i) ~~((his))~~ that person's only clients in this state are other investment advisers, broker-dealers, banks, savings institutions, trust companies, insurance companies, investment companies as defined in the investment company act of 1940, pension or profit-sharing trust, or other financial institutions or institutional buyers, whether acting for themselves or as trustees, or (ii) during any period of twelve consecutive months ~~((he))~~ that person does not direct business communications into this state in any manner to more than five clients other than those specified in clause (i) above, or (g) such other persons not within the intent of this paragraph as the director may by rule or order designate.

(7) "Issuer" means any person who issues or proposes to issue any security, except that with respect to certificates of deposit, voting trust certificates, or collateral-trust certificates, or with respect to certificates of interest or shares in an unincorporated investment trust not having a board of directors (or persons performing similar functions) or of the fixed, restricted management, or unit type; the term "issuer" means the person or persons performing the acts and assuming the duties of depositor or manager pursuant to the provisions of the trust or other agreement or instrument under which the security is issued.

(8) "Nonissuer" means not directly or indirectly for the benefit of the issuer.

(9) "Person" means an individual, a corporation, a partnership, an association, a joint-stock company, a trust where the interest of the beneficiaries are evidenced by a security, an unincorporated organization, a government, or a political subdivision of a government.

(10) "Sale" or "sell" includes every contract of sale of, contract to sell, or disposition of, a security or interest in a security for value. "Offer" or "offer to sell" includes every attempt or offer to dispose of, or solicitation of an offer to buy, a security or interest in a security for value.

Any security given or delivered with, or as a bonus on account of, any purchase of securities or any other thing is considered to constitute part of the subject of the purchase and to have been offered and sold for value. A purported gift of assessable stock is considered to involve an offer and sale. Every sale or offer of a warrant or right to purchase or subscribe to another security of the same or another issuer, as well as every sale or offer of a security which gives the holder a present or future right or privilege to convert into another security of the same or another issuer, is considered to include an offer of the other security.

(11) "Securities Act of 1933", "Securities Exchange Act of 1934", "Public Utility Holding Company Act of 1935", and "Investment Company Act of 1940" means the federal statutes of those names as amended before or after June 10, 1959.

(12) "Security" means any note; stock; treasury stock; bond; debenture; evidence of indebtedness; certificate of interest or participation in any profit-sharing agreement; collateral-trust certificate; preorganization certificate or subscription; transferable share; investment contract; voting-trust certificate; certificate of deposit for a security; certificate of interest or participation in an oil, gas or mining title or lease or in payments out of production under such a title or lease; charitable gift annuity; or, in general, any interest or instrument commonly known as a "security", or any certificate of interest or participation in, temporary or interim certificate for, receipt for, guarantee of, or warrant or right to subscribe to or purchase, any of the foregoing; or any sale of or indenture, bond or contract for the conveyance of land or any interest therein where such land is situated outside of the state of Washington and such sale or its offering is not conducted by a real estate broker licensed by the state of Washington. "Security" does not include any insurance or endowment policy or annuity contract under which an insurance company promises to pay money either in a lump sum or periodically for life or some other specified period.

(13) "State" means any state, territory, or possession of the United States, as well as the District of Columbia and Puerto Rico.

(14) "Investment adviser (~~salesman~~) salesperson" means a person retained or employed by an investment adviser to solicit clients or offer the services of the investment adviser or manage the accounts of said clients.

(15) "Relatives", as used in RCW 21.20.310(11) as now or hereafter amended, shall include:

(a) A member's spouse;

(b) Parents of the member or the member's spouse;

(c) Grandparents of the member or the member's spouse;

~~((c))~~ (d) Natural or adopted children of the member or the member's spouse;

~~((d))~~ (e) Aunts and uncles of the member or the member's spouse; and

~~((e))~~ (f) First cousins of the member or the member's spouse."

Beginning on page 24, on line 19, delete all of section 20 and insert the following:

"Sec. 20. Section 1, chapter 8, Laws of 1979 as amended by section 4, chapter 130, Laws of 1979 and RCW 21.20.310 are each amended to read as follows:

RCW 21.20.140 through 21.20.300, inclusive, shall not apply to any of the following securities:

(1) Any security (including a revenue obligation) issued or guaranteed by the United States, any state, any political subdivision of a state, or any agency or corporate or other instrumentality of one or more of the foregoing; or any certificate of deposit for any of the foregoing; but this exemption shall not include any security payable solely from revenues to be received from a nongovernmental industrial or commercial enterprise unless such payments shall be made or unconditionally guaranteed by a person whose securities are exempt from registration by subsections (7) or (8) of this section.

(2) Any security issued or guaranteed by Canada, any Canadian province, any political subdivision of any such province, any agency or corporate or other instrumentality of one or more of the foregoing, or any other foreign government with which the United States currently maintains diplomatic relations, if the security is recognized as a valid obligation by the issuer or guarantor; but this exemption shall not include any security payable solely from revenues to be received from a nongovernmental industrial or commercial enterprise unless such payments shall be made or unconditionally guaranteed by a person whose securities are exempt from registration by subsections (7) or (8) of this section.

(3) Any security issued by and representing an interest in or a debt of, or guaranteed by, any bank organized under the laws of the United States, or any bank or trust company organized or supervised under the laws of any state.

(4) Any security issued by and representing an interest in or a debt of, or guaranteed by, any federal savings and loan association, or any building and loan or similar association organized under the laws of any state and authorized to do business in this state.

(5) Any security issued by and representing an interest in or a debt of, or guaranteed by, any insurance company organized under the laws of this state and authorized to do and actually doing business in this state.

(6) Any security issued or guaranteed by any federal credit union or any credit union industrial loan association, or similar association organized and supervised under the laws of this state.

(7) Any security issued or guaranteed by any railroad, other common carrier, public utility, or holding company which is (a) subject to the jurisdiction of the interstate commerce commission; (b) a registered holding company under the public utility holding company act of 1935 or a subsidiary of such a company within the meaning of that act; (c) regulated in respect of its rates and charges by a governmental authority of the United States or any state or municipality; or (d) regulated in respect of the issuance or guarantee of the security by a governmental authority of the United States, any state, Canada, or any Canadian province; also equipment trust certificates in respect of equipment conditionally sold or leased to a railroad or public utility, if other securities issued by such railroad or public utility would be exempt under this subsection.

(8) Any security (~~listed or approved for listing upon notice of issuance on the New York stock exchange, the American stock exchange, the Midwest stock exchange, the Spokane stock exchange or any other stock exchange registered with the federal securities and exchange commission and approved by the director, any other security of the same issuer which is of senior or substantially equal rank, any security called for by subscription rights or warrants so listed or approved, or any warrant or right to purchase or subscribe to any of the foregoing. The director shall have power at any time by written order to withdraw the exemption so granted as to any particular security~~) which meets the criteria for investment grade securities that the director may adopt by rule.

(9) Any commercial paper which arises out of a current transaction or the proceeds of which have been or are to be used for current transaction, and which evidences an obligation to pay cash within nine months of the date of issuance, exclusive of days of grace, or any renewal of such paper which is likewise limited, or any guarantee of such paper or of any such renewal, when such commercial paper is sold to the banks or insurance companies.

(10) Any investment contract issued in connection with an employee's stock purchase, savings, pension, profit-sharing, or similar benefit plan if the director is notified in writing thirty days before the inception of the plan or, with respect to plans which are in effect on June 10, 1959, within sixty days thereafter (or within thirty days before they are reopened if they are closed on June 10, 1959).

(11) Any security issued by any person organized and operated as a nonprofit organization as defined in RCW 84.36.800(4) exclusively for religious, educational, ~~((and))~~ or charitable purposes and which nonprofit organization also possesses a current tax exempt status under the laws of the United States, which security is offered or sold only to persons who, prior to their solicitation for the purchase of said securities, were members of, contributors to, or listed as participants in, the organization, or their relatives, if such nonprofit organization first files a notice specifying the terms of the offering and the director does not by order disallow the exemption within the next ten full business days: **PROVIDED**, That no offerings shall be made until expiration of the ten full business days. Every such nonprofit organization which files a notice of exemption of such securities shall pay a filing fee as set forth in RCW 21.20.340(12) as now or hereafter amended.

The notice shall consist of the following:

- (a) The name and address of the issuer;
 - (b) The names, addresses, and telephone numbers of the current officers and directors of the issuer;
 - (c) A short description of the security, price per security, and the number of securities to be offered;
 - (d) A statement of the nature and purposes of the organization as a basis for the exemption under this section;
 - (e) A statement of the proposed use of the proceeds of the sale of the security;
- and

(f) A statement that the issuer shall provide to a prospective purchaser written information regarding the securities offered prior to consummation of any sale, which information shall include the following statements: (i) "ANY PROSPECTIVE PURCHASER IS ENTITLED TO REVIEW FINANCIAL STATEMENTS OF THE ISSUER WHICH SHALL BE FURNISHED UPON REQUEST."; (ii) "RECEIPT OF NOTICE OF EXEMPTION BY THE WASHINGTON ADMINISTRATOR OF SECURITIES DOES NOT SIGNIFY THAT THE ADMINISTRATOR HAS APPROVED OR RECOMMENDED THESE SECURITIES, NOR HAS THE ADMINISTRATOR PASSED UPON THE OFFERING. ANY REPRESENTATION TO THE CONTRARY IS A CRIMINAL OFFENSE."; and (iii) "THE RETURN OF THE FUNDS OF THE PURCHASER IS DEPENDENT UPON THE FINANCIAL CONDITION OF THE ORGANIZATION."

(12) Any charitable gift annuities issued by a board of a state university, regional university, or of the state college.

(13) Any charitable gift annuity issued by an insurer or institution holding a certificate of exemption under ~~((section 6 of this 1979 act))~~ RCW 48.—.— (section 6, chapter 130, Laws of 1979)."

On page 32, beginning on line 6, delete all of section 22 and insert the following:

"Sec. 22. Section 3, chapter 199, Laws of 1967 as last amended by section 14, chapter 130, Laws of 1979 and RCW 21.20.325 are each amended to read as follows:

The director or administrator may by order deny, revoke, or condition any exemption specified in subsections (10), (11), (12) or (13) of RCW 21.20.310 or in RCW 21.20.320, as now or hereafter amended, with respect to a specific security or transaction. No such order may be entered without appropriate prior notice to all interested parties, opportunity for hearing, and written findings of fact and conclusions of law, except that the director or administrator may by order summarily deny, revoke, or condition any of the specified exemptions pending final determination of any proceeding under this section. Upon the entry of a summary order, the director or administrator shall promptly notify all interested parties that it has been entered

and of the reasons therefor and that within fifteen days of the receipt of a written request the matter will be set down for hearing. If no hearing is requested and none is ordered by the director or administrator, the order will remain in effect until it is modified or vacated by the director or administrator. If a hearing is requested or ordered, the director or administrator, after notice of and opportunity for hearing to all interested persons, may modify or vacate the order or extend it until final determination. No order under this section may operate retroactively. No person may be considered to have violated RCW 21.20.140 as now or hereafter amended by reason of any offer or sale effected after the entry of an order under this section if he or she sustains the burden of proof that he or she did not know, and in the exercise of reasonable care could not have known, of the order."

Beginning on page 43, on line 21, delete all of section 33 and insert the following:

"Sec. 33. Section 45, chapter 282, Laws of 1959 as last amended by section 86, chapter 158, Laws of 1979 and RCW 21.20.450 are each amended to read as follows:

The administration of the provisions of this chapter shall be under the department of licensing. The director may from time to time make, amend, and rescind such rules and forms as are necessary to carry out the provisions of this chapter, including rules defining any term, whether or not such term is used in the Washington securities law. The director may classify securities, persons, and matters within (his) the director's jurisdiction, and prescribe different requirements for different classes. No rule or form, may be made unless the director finds that the action is necessary or appropriate in the public interest or for the protection of investors and consistent with the purposes fairly intended by the policy and provisions of this chapter. In prescribing rules and forms the director may cooperate with the securities administrators of the other states and the securities and exchange commission with a view to effectuating the policy of this statute to achieve maximum uniformity in the form and content of registration statements, applications, and reports wherever practicable. All rules and forms of the director shall be published."

Beginning on page 45, on line 4, delete all of section 41 and insert the following:

"Sec. 41. Section 9, chapter 171, Laws of 1973 1st ex. sess. as amended by section 87, chapter 158, Laws of 1979 and RCW 21.20.720 are each amended to read as follows:

(1) A director or officer of a debenture company shall not:

(a) Have any interest, direct or indirect, in the gains or profits of the debenture company, except to receive dividends upon the amounts contributed by him or her, the same as any other depositor or shareholder and under the same regulations and conditions: PROVIDED, That nothing in this subsection shall be construed to prohibit salaries as may be approved by the debenture company's board of directors;

(b) Become a member of the board of directors or a controlling shareholder of another debenture company or a bank, trust company, or national banking association, of which board enough other directors or officers of the debenture company are members so as to constitute with him or her a majority of the board of directors.

(2) Neither a director nor an officer shall:

(a) For himself or herself or as agent or partner of another, directly or indirectly use any of the funds held by the debenture company, except to make such current and necessary payments as are authorized by the board of directors;

(b) Receive directly or indirectly and retain for his or her own use any commission on or benefit from any loan made by the debenture company, or any pay or emolument for services rendered to any borrower from the debenture company in connection with such loan;

(c) Become an indorser, surety, or guarantor, or in any manner an obligor, for any loan made from the debenture company and except when approval has been given by the director of licensing or ((his)) the director's administrator of securities upon recommendation by the company's board of directors.

(d) For himself or herself or as agent or partner of another, directly or indirectly borrow any of the funds held by the debenture company, or become the owner of real property upon which the debenture company holds a mortgage. A loan to or a purchase by a corporation in which he or she is a stockholder to the amount of fifteen percent of the total outstanding stock, or in which he or she and other directors or officers of the debenture company hold stock to the amount of twenty-five percent of the total outstanding stock, shall be deemed a loan to or a purchase by such director or officer within the meaning of this section, except when the loan to or purchase by such corporation occurred without his or her knowledge or against his or her protest.", and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

MOTION

1 Senator Bausch moved the Senate do concur in the House amendments to Engrossed Senate Bill No. 2314.

POINT OF INQUIRY

Senator Clarke: "Senator, is it your understanding that the purpose of the House amendment is to establish the risk capital definition of security as a part of the Washington law in view of the recent Washington Supreme Court case of *Sauve v. K.C. Inc.* reported in 91 Wn.2d 698 which held that the current law does not include that definition?"

Senator Bausch: "Yes, the amendment does establish the risk capital definition as a part of the Washington State Law."

The motion by Senator Bausch carried and the Senate concurred in the House amendments to Engrossed Senate Bill No. 2314.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 2314, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 44; excused, 5.

Voting yea: Senators Bausch, Benitz, Bottiger, Clarke, Conner, Day, Donohue, Fleming, Gallagher, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Marsh, Matson, McDermott, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—44.

Excused: Senators Bluechel, Keefe, Lysen, Ridder, von Reichbauer—5.

ENGROSSED SENATE BILL NO. 2314, as amended by the House, 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.

MESSAGE FROM THE HOUSE

April 10, 1979.

Mr. President: The House has passed SUBSTITUTE SENATE BILL NO. 2957 with the following amendments:

On page 3, following section 1 add a new section to read as follows:

Sec. 2. Section 1, chapter 78, Laws of 1977 ex. sess. and RCW 47.12.063 are each amended to read as follows:

(1) Whenever the department of ~~((highways))~~ transportation determines that any real property owned by the state of Washington and under the jurisdiction of the ~~((highway commission))~~ department is no longer required for highway purposes and that it is in the public interest to do so, the department may sell the property at fair market value to any of the following governmental entities or persons which, except for the former owner of the property, are not listed in order of preference and who may purchase the property at the same price for which the department originally paid at the time of purchase or at fair market value, whichever is less:

(a) the former owner of the property from whom the state acquired title who shall have a preference;

(b) Any other state agency;

~~((b))~~ (c) The city or county in which the property is situated;

~~((c))~~ (d) Any other municipal corporation or quasi municipal corporation;

~~((d))~~ The former owner of the property from whom the state acquired title;)

(e) In the case of residentially improved property, a tenant of the department of ~~((highways))~~ transportation who has resided thereon for not less than six months and who is not delinquent in paying rent to the state; and

(f) Any abutting private owner but only after each other abutting private owner (if any), as shown in the records of the county assessor, is notified in writing of the proposed sale. If more than one abutting private owner requests in writing the right to purchase the property within fifteen days after receiving notice of the proposed sale, the property shall be sold at public auction in the manner provided in ~~((RCW 47.12.280))~~ section 1 of this 1979 act.

(2) Sales to purchasers may at the department's option be for cash or by real estate contract.

(3) Whenever the department determines that it is in the public interest to do so, the department may ((agree)) enter into an exchange agreement with the owner of real property required for highway purposes to convey to such owner real property under the jurisdiction of the ((highway commission)) department of transportation which is no longer ((required)) essential for highway purposes as ((a)) full or part consideration for the property to be acquired for highway purposes.

(4) Conveyances made pursuant to this section shall be by deed executed by the ~~((director of highways))~~ secretary of transportation and shall be duly acknowledged.

(5) All moneys received pursuant to the provisions of this section less any real estate broker commissions paid pursuant to RCW 47.12.320 shall be deposited in the motor vehicle fund."

Renumber the remaining sections consecutively.

On page 1, line 1 of the title after "transportation;" insert "amending section 1, chapter 78, Laws of 1977 1st ex. sess. and RCW 47.12.063;", and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

MOTION

On motion of Senator Henry, the Senate concurred in the House amendments to Substitute Senate Bill No. 2957, except for the language in section 2, line 9, of subsection (1), which reads as follows: "and who may purchase the property at the same price for which the department originally paid at the time of purchase of at fair market value, whichever is less" and asks the House to recede from that language.

MESSAGE FROM THE HOUSE

April 11, 1979.

Mr. President: The House has passed ENGROSSED SUBSTITUTE SENATE BILL NO. 2958 with the following amendments:

On page 1, section 1, line 28 after "and shall" strike all the matter down to and including "ecology" on line 30 and insert "consult with the department of ecology in the planning process"

On page 2, line 1 after "sections" strike "3 and 4" and insert "2 and 3"

On page 7, beginning on line 22, after "traffic" strike all material down to and including "Canal" on line 27

On page 7, after line 27, insert the following:

"NEW SECTION. Sec. 4. There is added to chapter 90.58 RCW a new section to read as follows:

Not later than July 1, 1981, the department of transportation or any affected private property owner, or both, may apply for a substantial development permit in connection with any dolphin, wingwall, barge, pier, or similar structure constructed or assembled at a temporary ferry terminal for the purpose of providing interim transportation services necessary as a consequence of the destruction of the Hood Canal bridge. The permit shall be processed in accordance with this chapter. Following a denial of a permit and the exhaustion of all subsequent appeals, or within six months after the new or reconstructed Hood Canal bridge is open to traffic, whichever occurs later, the department shall remove all dolphins, wingwalls, barges, piers, and similar structures constructed or assembled at the temporary ferry terminals. If a permit is granted, such structures may remain in place."

Renumber the remaining sections consecutively, and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

MOTION

On motion of Senator Henry, the Senate concurred in the House amendments to Engrossed Substitute Senate Bill No. 2958.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute Senate Bill No. 2958, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 46; excused, 3.

Voting yea: Senators Bausch, Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Donohue, Fleming, Gallagher, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Marsh, Matson, McDermott, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—46.

Excused: Senators Keefe, Lysen, von Reichbauer—3.

ENGROSSED SUBSTITUTE SENATE BILL NO. 2958, as amended by the House, 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.

MOTIONS

On motion of Senator Walgren, the Senate advanced to the sixth order of business.

On motion of Senator Walgren, the Senate commenced consideration of Substitute House Bill No. 194.

SECOND READING

SUBSTITUTE HOUSE BILL NO. 194, by Committee on Higher Education (originally sponsored by Representatives Burns, Grimm, Oliver, Erickson and Heck):

Mandating responsibility in program development and budgetary considerations in use of services and activities fees.

The bill was read the second time by sections.

On motion of Senator Goltz, the rules were suspended, Substitute House Bill No. 194 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

POINT OF INQUIRY

Senator Guess: "Senator Goltz, I see a real flaw in the bill. It says that the governing board shall establish procedures for appeals from service and activities fee committee decisions and such appeals to be heard prior to the adoption of the budget by the board. Now, the thing that really bothers me here is that the appeal could go on interminably. It does not say that one person can do it. It does not limit the number of appeals. It does not limit the number of the questions that they can raise on the thing, and so I see a very grave damage could be done to the governance of the state universities and colleges with the ambiguity that this language has.

"It is almost inconceivable to me that we would pass a bill without first providing a very narrow definition of who can appeal and the procedures for appeal and what is the final redress. Before the adoption of the final budget the governing board shall address areas of disagreement between services and activities fees committee recommendations and the proposed institutional budget presented for adoption by the board. How do you get a budget adopted under those conditions?"

Senator Goltz: "Senator Guess, in the first place, it is in the interest of that board and it is in the interest of that student body to get the budget adopted because both the board and the student body have a vested interest in how those moneys are to be spent. Secondly, it points out in the bill that the board of trustees or regents will adopt guidelines to handle these appeal procedures and it would not be in the interest of the board or the students to allow those appeals to go on indefinitely. The problem I think is self-correcting out of the very self-interest that everybody has in this bill."

Senator Guess: "Senator Goltz, if the students decide that they want the money divided in a way that is contrary to the way that the budget by the board of trustees wants to do it, who is going to settle the dispute between the two?"

Senator Goltz: "There is a clear statement in here that the board of trustees will settle the dispute because they have the final say so as to how the moneys are to be spent. This does not provide that student associations make the final decision. It simply is a method by which the students will have input into the budget making process in the initial stages."

Debate ensued.

MOTION

Senator Pullen moved Substitute House Bill No. 194 be held for further consideration following Substitute House Bill No. 504 on today's calendar.

The motion by Senator Pullen was amended by Senator Walgren and Substitute House Bill No. 194 on third reading was made a special order of business immediately following the noon recess.

SIGNED BY THE PRESIDENT

The President signed:

SUBSTITUTE SENATE BILL NO. 2016,
SENATE BILL NO. 2040,
SENATE BILL NO. 2106,
SENATE BILL NO. 2130,
SENATE BILL NO. 2398,
SENATE BILL NO. 2468,
SENATE BILL NO. 2474,
SENATE BILL NO. 2492,
SENATE BILL NO. 2502,
SUBSTITUTE SENATE BILL NO. 3022.

MOTION

At 11:22 a.m., on motion of Senator Marsh, the Senate recessed until 12:25 p.m.

NOON SESSION

The President called the Senate to order at 12:25 p.m.

MOTION

At 12:25 p.m., on motion of Senator Marsh, the Senate recessed until 1:45 p.m.

AFTERNOON SESSION

The President called the Senate to order at 1:45 p.m.

There being no objection, the Senate returned to the third order of business.

MESSAGES FROM THE GOVERNOR

Office of the Governor, April 17, 1979.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON
LADIES AND GENTLEMEN:

I have the honor to advise that on April 17, 1979, Governor Ray approved the following Senate Bills entitled:

SENATE BILL NO. 2015, relating to the naming of a state dance.

SENATE BILL NO. 2053, relating to park and recreation districts.

SUBSTITUTE SENATE BILL NO. 2194, relating to institutions of higher education.

SUBSTITUTE SENATE BILL NO. 2306, relating to franchises.

Sincerely,
H.B. HANNA
Legal Counsel.

GUBERNATORIAL APPOINTMENT

Office of the Governor, April 17, 1979.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.
LADIES AND GENTLEMEN:

I have the honor to submit the following appointment, subject to your confirmation:

Margaret C. Wehnert, appointed April 23, 1979, for a term ending January 4, 1983, succeeding Edith Kogenhop as a member of the State Personnel Board.

Sincerely,
DIXY LEE RAY
Governor.

Referred to Committee on State Government.

MOTION

On motion of Senator Jones, Senators Matson and Newschwander were excused.

SPECIAL ORDER OF BUSINESS THIRD READING

SUBSTITUTE HOUSE BILL NO. 194, by Committee on Higher Education (originally sponsored by Representatives Burns, Grimm, Oliver, Erickson and Heck):

Mandating responsibility in program development and budgetary considerations in use of services and activities fees.

The time having arrived, the Senate resumed consideration of Substitute House Bill No. 194 which had been advanced to third reading earlier in the day by Senator Goltz.

On motion of Senator Guess, the rules were suspended, Substitute House Bill No. 194 was returned to second reading.

On motion of Senator Guess, the following amendment was adopted:

On page 1, line 8, after "funded" insert "entirely"

On motion of Senator Guess, the rules were suspended, Substitute House Bill No. 194, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 194, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 43; absent or not voting, 4; excused, 2.

Voting yea: Senators Bausch, Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Donohue, Fleming, Gallagher, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Marsh, McDermott, Moore, Morrison, North, Odegaard, Peterson, Pullen, Rasmussen, Ridder, Scott, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—43.

Absent or not voting: Senators Matson, Newschwander, Quigg, Sellar—4.

Excused: Senators Keefe, Lysen—2.

SUBSTITUTE HOUSE BILL NO. 194, as amended by the Senate, 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.

MOTIONS

On motion of Senator Jones, Senator Sellar was excused.

On motion of Senator Walgren, the Senate commenced consideration of Engrossed Substitute House Bill No. 502.

SECOND READING

ENGROSSED SUBSTITUTE HOUSE BILL NO. 502, by Committee on Education (originally sponsored by Representatives Gruger, Chandler, Erickson, Heck, Galloway, Zimmerman, Williams, Pruitt, Kreidler, Brekke, Lux, Schmitt, Mitchell and Haley) (by Executive request):

Providing for immunization of the children in this state.

REPORT OF STANDING COMMITTEE

April 6, 1979.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 502, providing for immunization of the children in this state (reported by Committee on Social and Health Services):

MAJORITY recommendation: Do pass with the following amendment:

On page 3, line 19, after "older" and before the period insert ", nor shall they apply to any female person twelve years of age or older with respect to immunization for rubella"

Signed by: Senators Day, Chairman; Moore, Vice Chairman; Pullen, Quigg, Talmadge, Vognild.

The bill was read the second time by sections.

On motion of Senator Day, the committee amendment was adopted.

On motion of Senator Day, the rules were suspended, Engrossed Substitute House Bill No. 502, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute House Bill No. 502, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 42; nays, 1; absent or not voting, 3; excused, 3.

Voting yea: Senators Bausch, Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Donohue, Fleming, Gallagher, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Marsh, McDermott, Moore, Morrison, North, Odegaard, Peterson, Rasmussen, Ridder, Scott, Shipoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—42.

Voting nay: Senator Pullen—1.

Absent or not voting: Senators Matson, Newschwander, Quigg—3.

Excused: Senators Keefe, Lysen, Sellar—3.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 502, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Walgren, the Senate commenced consideration of Engrossed Substitute House Bill No. 352.

SECOND READING

ENGROSSED SUBSTITUTE HOUSE BILL NO. 352, by Committee on Judiciary (originally sponsored by Representatives Smith (R), Newhouse, Gruger, Hurley, Brekke, Wilson, Tilly and Owen):

Establishing procedures for termination of parent-child relationships.

REPORT OF STANDING COMMITTEE

March 28, 1979.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 352, establishing procedures for termination of parent-child relationships (reported by Judiciary Committee):

MAJORITY recommendation: Do pass with the following amendments:

On page 5, beginning on line 36, add a new section to read as follows:

"Sec. 6. Section 9, chapter 291, Laws of 1977 ex. sess. and RCW 13.04.093 are each amended to read as follows:

It shall be the duty of the prosecuting attorney ((or the prosecuting attorney's deputy to present the evidence supporting any petition where the facts are contested, except in petitions to approve or disapprove alternative residential placement: PROVIDED, That it shall be the duty of the attorney general or the attorney general's assistant to present the evidence supporting any petition alleging dependency, or any petition seeking the termination of a parent and child relationship, which is filed in a class A or AA county, where the facts are contested: PROVIDED FURTHER, That the responsibility of the prosecuting attorney for proceedings relating to the commission of a juvenile offense shall be as provided in RCW 13.40.070 and 13.40.090)) to act in proceedings relating to the commission of a juvenile offense as provided in RCW 13.40.070 and 13.40.090. It shall be the duty of the attorney general in contested cases brought by the department to present the evidence supporting any petition alleging dependency or seeking the termination of a parent and child relationship or any contested case filed under section 3 (2) of this act or approving or disapproving alternative residential placement: PROVIDED, That in class 1 through 9 counties the attorney general may contract with the prosecuting attorney of the county to perform said duties of the attorney general."

Renumber remaining sections consecutively.

On page 1, line 1, after "relations;" insert "amending section 9, chapter 291, Laws of 1977 ex. sess. and RCW 13.04.093;"

On page 14, after line 19, insert the following additional section:

"Sec. 20. Section 41, chapter 291, Laws of 1977 ex. sess. as amended by section 46, chapter ... (SSB 2768), Laws of 1979 and RCW 13.34.130 are each amended to read as follows:

If, after a fact-finding hearing pursuant to RCW 13.34.110, as now or hereafter amended, it has been proven by a preponderance of the evidence that the child is dependent within the meaning of RCW 13.34.030(2); after consideration of the predisposition report prepared pursuant to RCW 13.34.110 and after a disposition hearing has been held pursuant to RCW 13.34.110, the court shall enter an order of disposition pursuant to this section.

(1) The court shall order one of the following dispositions of the case:

(a) Order a disposition other than removal of the child from his or her home, which shall provide a program designed to alleviate the immediate danger to the child, to mitigate or cure any damage the child has already suffered, and to aid the parents so that the child will not be endangered in the future. In selecting a program, the court should choose those services that least interfere with family autonomy, provided that the services are adequate to protect the child.

(b) Order that the child be removed from his or her home and ordered into the custody, control, and care of a relative or the department of social and health services or a licensed child placing agency for placement in a foster family home or group care facility licensed pursuant to chapter 74.15 RCW or in a home not required to be licensed pursuant to chapter 74.15 RCW. Such an order may be made only if:

(i) There is no parent or guardian (~~available to care~~) willing and capable of adequately caring for such child as enumerated in RCW 13.34.030(2)(c); or

(ii) The child is unwilling to reside in the custody of the child's parent, guardian, or legal custodian; or

(iii) The parent, guardian, or legal custodian is not willing to take custody of the child; or

(iv) A manifest danger exists that the child will suffer serious abuse or neglect if the child is not removed from the home.

(2) Whenever a child is ordered removed from the child's home, the agency charged with his or her care shall provide the court with a specific plan as to where the child will be placed, what steps will be taken to return the child home, and what actions the agency will take to maintain parent-child ties.

(a) The agency plan shall specify what services the parents will be offered in order to enable them to resume custody and what requirements the parents must meet in order to resume custody.

(b) The agency shall be required to encourage the maximum parent-child contact possible, including regular visitation and participation by the parents in the care of the child while the child is in placement.

(c) A child shall be placed as close to the child's home as possible, preferably in the child's own neighborhood, unless the court finds that placement at a greater distance is necessary to promote the child's or parents' well-being.

(d) The agency charged with supervising a child in placement shall provide all reasonable services that are available within the agency, or within the community, or those services which the department of social and health services has existing contracts to purchase. It shall report to the court if it is unable to provide such services.

(3) The status of all children found to be dependent shall be reviewed by the court at least every six months at a hearing in which it shall be determined whether court supervision should continue.

(a) A child shall be returned home at the review hearing unless the court finds that a reason for removal as set forth in this section still exists. When a child is returned, casework supervision shall continue for a period of six months, at which time there shall be a hearing on the need for continued intervention.

(b) If the child is not returned home, the court shall establish in writing:

(i) What services have been provided to or offered to the parties to facilitate reunion;

(ii) The extent to which the parents have visited the child and any reasons why visitation has not occurred or has been infrequent;

(iii) Whether the agency is satisfied with the cooperation given to it by the parents;

(iv) Whether additional services are needed to facilitate the return of the child to the child's parents; if so, the court shall order that reasonable services be offered; and

(v) When return of the child can be expected.

(c) The court at the review hearing may order that a petition seeking termination of the parent and child relationship be filed."

Renumber the sections following consecutively.

In line 1 of the title, after "relations;" insert "amending section 41, chapter 291, Laws of 1977 ex. sess. as amended by section 46, chapter ... (SSB 2768), Laws of 1979 and RCW 13.34.130;"

On page 14, after line 19, insert the following additional section:

"Sec. 21. Section 80, chapter ... (SSB 2768), Laws of 1979 and RCW 74.13. ___ are each amended to read as follows:

(1) A child taken into custody and taken to a crisis residential center established pursuant to section 78(2) of (~~this 1979 act~~) chapter ... (SSB 2768), Laws of 1979 may, if the center is unable to provide appropriate treatment, supervision, and structure to the child, be taken at department expense to another crisis residential

center or the nearest regional crisis residential center. Placement in both centers shall not exceed seventy-two hours from the point of intake as provided in section 27 of (~~this 1979 act~~) chapter ... (SSB 2768), Laws of 1979.

(2) A child taken into custody and taken to a crisis residential center established by this chapter may be placed physically by the department or the department's designee and, at departmental expense and approval, in a secure detention facility operated by the county in which the center is located for a maximum of twenty-four hours, including Saturdays, Sundays, and holidays, if the person in charge of the crisis residential center finds that the child is severely, emotionally, or behaviorally disturbed to the point that the child is suicidal, seriously assaultive, or seriously destructive towards others and the center is unable to provide appropriate supervision and structure. Any child who takes unauthorized leave from the center, if the person in charge of the center cannot provide supervision and structure adequate to ensure that the child will not again take unauthorized leave, may be taken to a secure detention facility subject to the provisions of this section: **PROVIDED,** That juveniles placed in such a facility pursuant to this section may not, to the extent possible, come in contact with alleged or convicted juvenile or adult offenders.

(3) Any child placed in secure detention pursuant to this section shall, during the period of confinement, be provided with appropriate treatment by the department or the department's designee, which shall include the services defined in section 79(2) of (~~this 1979 act~~) chapter ... (SSB 2768), Laws of 1979. If the child placed in secure detention is not returned home or if an alternative living arrangement agreeable to the parent and the child is not made within (~~forty-eight~~) twenty-four hours after the child's admission, the child shall be taken at the department's expense to a crisis residential center. Placement in the crisis residential center or centers plus placement in juvenile detention shall not exceed seventy-two hours from the point of intake as provided in section 27 of (~~this 1979 act~~) chapter ... (SSB 2768), Laws of 1979.

(4) Juvenile detention facilities used pursuant to this section shall first be certified by the department to ensure that juveniles placed in the facility pursuant to this section are provided with living conditions suitable to the well-being of the child. Where space is available, juvenile courts, when certified by the department to do so, shall provide secure placement for juveniles pursuant to this section, at department expense.

(5) It is the intent of the legislature that by December 1, 1980, crisis residential centers, supplemented by community mental health programs and mental health professionals, will be able to respond appropriately to children admitted to centers under this chapter and will be able to respond to the needs of such children with appropriate treatment, supervision, and structure."

Renumber the sections following consecutively.

In line 12 of the title, after "26.36.050;" insert "amending section 80, chapter ... (SSB 2768), Laws of 1979 and RCW 74.13.____;"

Signed by: Senators Marsh, Chairman; Talmadge, Vice Chairman; Bottiger, Gallagher, Hayner, Jones, Woody.

The bill was read the second time by sections.

Senator Marsh moved adoption of the committee amendment to page 5, beginning on line 36.

On motion of Senator Talmadge, the following amendment to the committee amendment was adopted:

On line 22 of the amendment to page 5, beginning on line 36, after "13.40.090" insert "and in proceedings under RCW 72.23.070. It shall be the duty of the prosecuting attorney to handle delinquency cases under Title 13.24 RCW and it shall be the duty of the attorney general to handle dependency cases under Title 13.24 RCW."

The motion by Senator Marsh carried and the committee amendment to page 5, beginning on line 36 was adopted.

On motion of Senator Marsh, the committee amendment to page 14, following line 19 adding section 20 was adopted.

Senator Marsh moved adoption of the committee amendment to page 14, following line 19 adding section 21.

PARLIAMENTARY INQUIRY

Senator Bluechel: "Mr. President, I intend to raise the question of scope and object on the floor amendment by Senators Odegaard, Day and Rasmussen, which goes into RCW 74.13.031. My question to you is a parliamentary question. In order to raise that, do I have to raise the question of scope and object in this amendment because it goes into the same section?"

"At the present time in the bill, there is no reference to section 74.13 in the bill. If by adopting this amendment it precludes me from raising the question of scope and object, I would have to raise it on this amendment."

MOTION

On motion of Senator Walgren, Engrossed Substitute House Bill No. 352, together with the committee amendments that were adopted, the pending committee amendment and the parliamentary inquiry raised by Senator Bluechel, was ordered held to the proper time pending a Ruling by the President.

MOTION

On motion of Senator Walgren, the Senate commenced consideration of Senate Bill No. 2929.

SECOND READING

SENATE BILL NO. 2929, by Senators Odegaard, Bausch, Donohue, Bottiger and Shinpoch:

Revising laws relating to taxation of mobile homes.

MOTIONS

On motion of Senator Odegaard, Substitute Senate Bill No. 2929 was substituted for Senate Bill No. 2929 and the substitute bill was placed on second reading and read the second time in full.

On motion of Senator Odegaard, the following amendments were considered and adopted simultaneously:

On page 1, line 20, after "the", strike "previous" and insert "immediately preceding"

On page 1, line 22, after "the", strike "previous", and insert "immediately preceding"

On page 2, line 24, after "act", strike "; or" and insert "or sales of used mobile homes if the sale thereof to the present user has already been subjected to tax under 28A.45 RCW."

MOTIONS

On motion of Senator Jones, Senator Quigg was excused.

On motion of Senator Odegaard, the rules were suspended, Engrossed Substitute Senate Bill No. 2929 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

POINT OF INQUIRY

Senator Guess: "Senator Odegaard, do I understand now that the mobile home that has lost its identity, has been tied down on a foundation and the sewer and water lines and electrical lines have been connected to it, that home will be transferred to the real property tax and the transaction treated as though it was real property, a site built house? Is that right?"

Senator Odegaard: "That is right, Senator Guess."

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute Senate Bill No. 2929, and the bill passed the Senate by the following vote: Yeas, 43; nays, 2; excused, 4.

Voting yea: Senators Bausch, Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Donohue, Fleming, Gallagher, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Marsh, McDermott, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Rasmussen, Ridder, Scott, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—43.

Voting nay: Senators Matson, Shinpoch—2.

Excused: Senators Keefe, Lysen, Quigg, Sellar—4.

ENGROSSED SUBSTITUTE SENATE BILL NO. 2929, 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.

SECOND READING

HOUSE BILL NO. 229, by Representatives Kreidler, Fancher, Erak, Amen and Clayton (by Department of Agriculture request):

Revising laws relating to public livestock markets.

The bill was read the second time by sections.

On motion of Senator Hansen, the rules were suspended, House Bill No. 229 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 229, and the bill passed the Senate by the following vote: Yeas, 46; excused, 3.

Voting yea: Senators Bausch, Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Donohue, Fleming, Gallagher, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Marsh, Matson, McDermott, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Scott, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—46.

Excused: Senators Keefe, Lysen, Sellar—3.

HOUSE BILL NO. 229, 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.

SECOND READING

SUBSTITUTE HOUSE BILL NO. 247, by Committee on Agriculture (originally sponsored by Representatives Kreidler, Fancher, Erak and Clayton) (by Department of Agriculture request):

Revising laws relating to agriculture products.

REPORT OF STANDING COMMITTEE

February 23, 1979.

SUBSTITUTE HOUSE BILL NO. 247, revising laws relating to agricultural products (reported by Committee on Agriculture):

MAJORITY recommendation: Do pass with the following amendment:

On page 8, line 13, after "sale." insert "~~((Such charges shall be accounted for as a per unit charge based upon the same unit of measure for which the selling price of such product was charged.))~~"

Signed by: Senators Hansen, Chairman; Gaspard, Wanamaker, Wilson.

The bill was read the second time by sections.

On motion of Senator Hansen, the committee amendment was adopted.

On motion of Senator Hansen, the rules were suspended, Substitute House Bill No. 247, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

POINT OF INQUIRY

Senator Rasmussen: "Senator Hansen, it states agricultural products is expanded to include worms and bees."

Senator Hansen: "That was the amendment, yes. Evidently bee farming has gotten to be an important issue to some people in the state of Washington so the bees and the worms were added in to the agricultural commodities."

Senator Rasmussen: "Are they going to have to pay commission merchants fees?"

Senator Hansen: "I believe they will."

Senator Rasmussen: "The little lad out there on the corner that is selling worms?"

Senator Hansen: "No. It is not the intent anyway. Senator Gaspard, could you reply to that? I am sure they would not."

Senator Rasmussen: "I am not so sure when you include them into the commission merchants law, and I wouldn't want that little fellow that sells me the fishing worms to have to pay a fee."

Senator Hansen: "I will refer to Senator Morrison."

REMARKS BY SENATOR MORRISON

Senator Morrison: "Senator Rasmussen, perhaps I can help. This deals only with commission merchants. This would provide that anyone that went into the wholesale purchase of worms or bees would have to have a commission merchants license and pay the fees. However, the fellow you are concerned about, the dealer on the corner, he is just like a farmer and he can deal directly with you without having to have any concern. This is if he sells his crop to someone who drives through with a truck who is hauling it to a wholesale location and is a commission merchant, then he would be protected because the commission merchant would have to post bond and that sort of thing. So it won't affect your little fellow on the corner."

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 247, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 47; excused, 2.

Voting yea: Senators Bausch, Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Donohue, Fleming, Gallagher, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Marsh, Matson, McDermott, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder,

Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—47.

Excused: Senators Keefe, Lysen—2.

SUBSTITUTE HOUSE BILL NO. 247, as amended by the Senate, 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.

SECOND READING

ENGROSSED SUBSTITUTE HOUSE BILL NO. 254, by Committee on Social and Health Services (originally sponsored by Representative Adams) (by Department of Social and Health Services request):

Modifying appeal procedures for public assistance grievances.

The bill was read the second time by sections.

On motion of Senator Day, the rules were suspended, Engrossed Substitute House Bill No. 254 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute House Bill No. 254, and the bill passed the Senate by the following vote: Yeas, 47; excused, 2.

Voting yea: Senators Bausch, Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Donohue, Fleming, Gallagher, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Marsh, Matson, McDermott, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—47.

Excused: Senators Keefe, Lysen—2.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 254, 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.

SECOND READING

HOUSE BILL NO. 351, by Representatives Barr, Kreidler and Amen:

Increasing the maximum allowable agricultural commodity assessment on wheat.

The bill was read the second time by sections.

On motion of Senator Hansen, the rules were suspended, House Bill No. 351 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 351, and the bill passed the Senate by the following vote: Yeas, 47; excused, 2.

Voting yea: Senators Bausch, Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Donohue, Fleming, Gallagher, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Marsh, Matson, McDermott, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—47.

Excused: Senators Keefe, Lysen—2.

HOUSE BILL NO. 351, 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.

SECOND READING

SENATE BILL NO. 2667, by Senators McDermott, Walgren and Morrison:
Providing for library assistance.

REPORT OF STANDING COMMITTEE

March 22, 1979.

SENATE BILL NO. 2667, providing for library assistance (reported by Committee on Education):

Recommendation: Do pass with the following amendments:

On page 4, beginning on line 20, strike all of New Section 9 down to the period on line 24

On page 1, line 5 of the title before "and" strike "making an appropriation;"

Signed by: Senators McDermott, Chairman; Gaspard, Vice Chairman; Gould, Hayner, Morrison, Ridder, Talmadge.

The bill was read the second time by sections.

Senator McDermott moved adoption of the committee amendment.

POINT OF INQUIRY

Senator Rasmussen: "Senator McDermott, this takes the appropriation out of the library bill but does it still leave us liable to make an appropriation in the appropriations bill?"

Senator McDermott: "The Senate ways and means committee in its wisdom can present to the body an amount for libraries if they choose. This bill does not authorize any money nor does it appropriate any."

Senator Rasmussen: "It implies that we will appropriate the money to the libraries. Is that correct?"

Senator McDermott: "This bill is a bill that sets up the policy that we think that at the state level we should consider, giving the money to local libraries."

Senator Rasmussen: "We think or you think?"

Senator McDermott: "That will depend on the vote, Senator Rasmussen."

Debate ensued.

POINT OF INQUIRY

Senator Shinpoch: "Senator Donohue, if we leave the appropriation in, would the bill then be referred to the committee on ways and means?"

Senator Donohue: "Senator, I just have been busy here and I just now understand that the amendment does take the appropriation out. Is that correct? So I have to change what I said a moment ago and I am going to vote to take the appropriation out."

The motion by Senator McDermott carried and the committee amendment was adopted.

Senator McDermott moved adoption of the committee amendment to the title.

PARLIAMENTARY INQUIRY

Senator Shinpoch: "Mr. President, I question whether now that we have removed the appropriation from this bill whether it is still alive under the cutoff resolution?"

REMARKS BY SENATOR TALLEY

Senator Talley: "A point of consideration. When we took this bill up it was a legal bill and due to action on the floor on the consideration of the bill, I do not think that should affect the fact that we were legal when we took it up and I do not see how that could stop the consideration now."

RULING BY THE PRESIDENT

President Cherberg: "Members of the Senate, in ruling on Senator Shinpoch's Point of Order, the President finds that on page 2, the paragraph starting on line 22 and especially 24, 25 and 26, establishment and development of public library information services through its various subdivisions and to provide fiscal assistance for such services.

"Therefore, the President believes that even though this may not be an appropriation bill, it is at least appropriation-related which means connected and/or associated."

Debate ensued.

REMARKS BY THE PRESIDENT

President Cherberg: "Actually, I believe the bill is still alive, thanks to the remarks of Senator Talley. The Senate took this bill under consideration and it is up to the Senate as to whether the Senate wishes to complete action on the bill, indefinitely postpone it, or what all."

The motion by Senator McDermott carried and the committee amendment to the title was adopted.

On motion of Senator McDermott, the rules were suspended, Engrossed Senate Bill No. 2667 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

POINT OF INQUIRY

Senator Donohue: "Mr. President and members of the Senate, I think I understood Senator McDermott to say that when we pass this bill we are really not obligated in any way to put out any money in the future. Is that correct?"

Senator McDermott: "As you know, Senator Donohue, no legislature can bind another legislature so that the decisions are made each and every biennium as to how we will allocate those moneys which are available to us, so we are not binding anybody to anything. We are merely setting up a mechanism by which we could put money out if we decided that was in the best public interest."

Senator Donohue: "Senator, if you were going to make an assumption then on the next legislative policy as it relates to the next legislature, would you assume that after passage of this bill that there would be any lobbying effort done by libraries in the state to fund this project; and of course I know that you do not pay much attention to lobbyists, but would you think that that is possible that we would have people here requesting millions of dollars?"

Senator McDermott: "Senator Donohue, I am certain that many citizens would come down here and want us to put money in a good public service like public libraries. I think that it is an important part of the democratic process to have citizens come down and represent their cause before us and I would hope they would come down in large numbers."

Senator Donohue: "Senator, I understand what you are saying and I do not know exactly whether there is too much validity in that, but at the same time, you mentioned New York City and that really disturbs me. I think if you will remember here a couple of years ago that the federal government had to bail out New York.

They had a real problem there because they have overextended themselves much beyond their ability to pay. Now I hope that you are not in essence saying that the problem in New York City is related to libraries, that we can look down the road and find that this state is going to be in the same kind of a situation. I hope not. However, I do not know what percentage of people go to the libraries. I do not know what percentage of them use the libraries. I have been in a library or two in my life and it seems as though that there are plenty of books, there are plenty of magazines, there are plenty of things to read. In fact, I wish I could read everything that is there.

"So I think the best thing to do with this bill is to take a look at it. Let us study it. I do not know how much study your committee has done on this particular bill but I think that we should vote this bill down. I think we should take a look at it during the interim. Maybe we should travel around and find out exactly what kind of shape some of these libraries are in and how many books they have, what kind of books, whether they have clean books, dirty books, or whatever they have got, and study the situation a little bit so that we will know whether or not we are making the proper judgment here whether we vote aye or no. I intend to vote no on this issue."

Further debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 2667, and the bill passed the Senate by the following vote: Yeas, 28; nays, 18; absent or not voting, 1; excused, 2. Voting yea: Senators Bausch, Bottiger, Conner, Day, Fleming, Gallagher, Gaspard, Goltz, Gould, Lee, Lewis, Marsh, McDermott, Moore, Morrison, North, Odegaard, Peterson, Quigg, Ridder, Sellar, Talley, Talmadge, Vognild, Walgren, Williams, Wilson, Wojahn—28.

Voting nay: Senators Benitz, Bluechel, Clarke, Donohue, Guess, Hansen, Hayner, Jones, Matson, Newschwander, Pullen, Rasmussen, Scott, Shinpoch, Van Hollebeke, von Reichbauer, Wanamaker, Woody—18.

Absent or not voting: Senator Henry—1.

Excused: Senators Keefe, Lysen—2.

ENGROSSED SENATE BILL NO. 2667, 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.

PERSONAL PRIVILEGE

Senator Talley: "Senator Donohue, it was your remarks that talked me into voting for this bill. You talked against the bill but in one of your remarks I changed my mind. When you talked about the City of New York, and I can assure you we all feel sure the state of Washington will never be in that condition as long as you are chairman of ways and means."

MOTIONS

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

On motion of Senator Walgren, Engrossed House Bill No. 238 was rereferred to the Committee on Rules from the second reading calendar.

At 3:07 p.m., on motion of Senator Walgren, the Senate adjourned until 9:00 a.m., Wednesday, April 18, 1979.

JOHN A. CHERBERG, President of the Senate.

SIDNEY R. SNYDER, Secretary of the Senate.

TWENTY-NINTH DAY

MORNING SESSION

Senate Chamber, Olympia, Wednesday, April 18, 1979.

The Senate was called to order at 9:00 a.m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senators Donohue, Keefe, Lysen, Rasmussen and Walgren. On motion of Senator Wilson, Senators Donohue, Keefe, Lysen, Rasmussen and Walgren were excused.

The Color Guard, consisting of Pages Vicki Carter and Heidi Stein, presented the Colors. Reverend Robert M. Keller, pastor of Lutheran Church of the Good Shepherd of Olympia, offered the following prayer:

"LORD, KEEP OUR NATION UNDER YOUR CARE. BLESS OUR LEADERS THAT WE MAY BE A PEOPLE AT PEACE AMONG OURSELVES AND A BLESSING TO OTHER PEOPLES OF THE EARTH. HELP US ELECT AND SUPPORT TRUSTWORTHY LEADERS, WHO WILL SERVE FAITHFULLY AND MAKE WISE DECISIONS FOR THE GENERAL WELFARE. GRANT YOUR BLESSING ON THIS DAY AND THE PEOPLE GATHERED IN THIS PLACE. WE PRAY THROUGH JESUS CHRIST OUR LORD. AMEN."

MOTION

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

MESSAGE FROM THE HOUSE

April 9, 1979.

Mr. President: The House has passed ENGROSSED SENATE BILL NO. 2311 with the following amendments:

On page 1, strike everything after the enacting clause and insert the following:

"NEW SECTION. Section 1. There is added to chapter 31.12 RCW a new section to read as follows:

Notwithstanding any other provision of law, the supervisor may make reasonable rules authorizing a credit union to exercise any of the powers conferred as of April 1, 1979, upon a federal credit union doing business in this state, if the supervisor finds that the exercise of the power:

- (1) Serves the convenience and advantage of members; and
- (2) Maintains the quality of competition between state chartered credit unions and federally chartered credit unions.

The exercise of these powers is subject to such rules and regulations as the supervisor may prescribe."

On page 1, on line 1 of the title in the engrossed bill, being line 1 of the title in the printed bill, after "unions;" strike the remainder of the title and insert "and adding a new section to chapter 31.12 RCW.", and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

MOTION

On motion of Senator Bausch, the Senate concurred in the House amendments to Engrossed Senate Bill No. 2311.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 2311, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 42; absent or not voting, 2; excused, 5.

Voting yea: Senators Bausch, Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Fleming, Gallagher, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Marsh, McDermott, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Quigg, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Wanamaker, Williams, Wilson, Wojahn, Woody—42.

Absent or not voting: Senators Matson, Pullen—2.

Excused: Senators Donohue, Keefe, Lysen, Rasmussen, Walgren—5.

ENGROSSED SENATE BILL NO. 2311, as amended by the House, 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.

MESSAGE FROM THE HOUSE

April 9, 1979.

Mr. President: The House has passed SUBSTITUTE SENATE BILL NO. 2317 with the following amendments:

On page 1, line 5 of the title, after "RCW;" strike "and" and on line 6, after "section" insert "; and declaring an emergency"

On page 2, line 18, after "benefits to" insert "less than"

On page 3, after Sec. 4, insert a new section to read as follows:

"NEW SECTION. Sec. 5. This act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect immediately.", and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

MOTION

Senator Ridder moved the Senate do concur in the House amendments to Substitute Senate Bill No. 2317.

MOTION

On motion of Senator Morrison, the House Message, together with the motion by Senator Ridder, was ordered held for consideration at a later time.

MESSAGE FROM THE HOUSE

April 4, 1979.

Mr. President: The House has passed SENATE BILL NO. 2143 with the following amendment:

Strike everything after the enacting clause and insert the following:

"Section 1. Section 28A.57.312, chapter 223, Laws of 1969 ex. sess. as last amended by section 5, chapter 43, Laws of 1975 and RCW 28A.57.312 are each amended to read as follows:

The governing board of a school district shall be known as the board of directors of the district.

Unless otherwise specifically provided, as in RCW 29.13.060, members of a board of directors shall be elected by ballot by the registered voters of the school district and shall hold office for a term of four years and until their successors are elected and qualified. Terms of school directors shall be staggered, and insofar as possible, not more than a majority of one shall be elected to full terms at any regular election. In case a member or members of a board of directors are to be elected to fill an unexpired term or terms, the ballot shall specify the term for which each such member is to be elected.

Except for a school district of the first class having (~~(an enrollment of fifty thousand pupils)~~) within its boundaries a city with a population of four hundred thousand people or more in class AA counties, which shall have a board of directors of seven members, the board of directors of every school district of the first class or school district of the second class shall consist of five members.

Sec. 2. Section 28A.57.342, chapter 223, Laws of 1969 ex. sess. as last amended by section 8, chapter 43, Laws of 1975 and RCW 28A.57.342 are each amended to read as follows:

Whenever an election shall be held for the purpose of securing the approval of the voters for the formation of a new school district other than a school district of the first class having (~~(an enrollment of fifty thousand pupils)~~) within its boundaries a city with a population of four hundred thousand people or more in class AA counties, if requested by one of the boards of directors of the school districts affected, there shall also be submitted to the voters at the same election a proposition to authorize the county committee to divide the school district, if formed, into directors' districts. Such director districts in second class districts, if approved, shall not become effective until the regular school election following the next regular school election at which time a new board of directors shall be elected as provided in RCW 28A.57.328, as now or hereafter amended. Such director districts in first class districts, if approved, shall not become effective until the next regular school election at which time a new board of directors shall be elected as provided in RCW 28A.57.355, 28A.57.356, and 28A.57.357, as now or hereafter amended. Each of the five directors shall be elected from among the residents of the respective director district by the electors of the entire school district.

Sec. 3. Section 28A.57.344, chapter 223, Laws of 1969 ex. sess. as last amended by section 9, chapter 43, Laws of 1975 and RCW 28A.57.344 are each amended to read as follows:

The board of directors of every school district other than a school district of the first class having (~~(an enrollment of fifty thousand pupils)~~) within its boundaries a city with a population of four hundred thousand people or more in class AA counties which is not divided into directors' districts may submit to the voters at any regular school district election a proposition to authorize the county committee to divide the district into directors' districts. If a majority of the votes cast on the proposition shall be affirmative, the county committee shall proceed to divide the district into directors' districts. Such director districts, if approved, shall not become effective until the next regular school election when a new five member board of directors shall be elected, one from each of five director districts from among the residents of the respective director district by the electors of the entire district, two for a term of two years and three for a term of four years, unless such district elects its directors for six years, in which case, one for a term of two years, two for a term of four years, and two for a term of six years.

Sec. 4. Section 7, chapter 15, Laws of 1975-'76 2nd ex. sess. and RCW 28A.57.357 are each amended to read as follows:

Upon the establishment of a new school district of the first class as provided for in RCW 28A.57.342, as now or hereafter amended, containing more than one former first class district, the directors of the largest former first class district and three directors representative of the other former first class districts selected by a majority of the board members of the former first class districts and two directors representative of former second class districts selected by a majority of the board members of former second class districts shall meet at the call of the educational service district superintendent and shall constitute the board of directors of the new district. Vacancies once such a board has been reconstituted shall not be filled unless the number of remaining board members is less than seven, and such vacancies shall be filled in the manner otherwise provided by law.

Each board of directors so constituted shall proceed at once to organize in the manner prescribed by law and thereafter shall have all of the powers and authority conferred by law upon boards of first class districts until the next regular school election and until their successors are elected and qualified. At such election other than districts electing directors for six-year terms as provided in RCW 29.13.060, as now or hereafter amended, five directors shall be elected either at large or by director districts, as the case may be, two for a term of two years and three for a term of four years. At such election for districts electing directors for six years other than ~~((districts))~~ a district having ((an enrollment of fifty thousand pupils)) within its boundaries a city with a population of four hundred thousand people or more in class AA counties and electing directors for six year terms, five directors shall be elected either at large or by director districts, as the case may be, one for a term of two years, two for a term of four years, and two for a term of six years.

Sec. 5. Section 8, chapter 15, Laws of 1975-'76 2nd ex. sess. and RCW 28A.57.358 are each amended to read as follows:

Upon the establishment of a new school district of the first class having ~~((an enrollment of fifty thousand pupils))~~ within its boundaries a city with a population of four hundred thousand people or more in class AA counties, the directors of the largest former first class district and three directors representative of the other former first class districts selected by a majority of the board members of the former first class districts and two directors representative of former second class districts selected by a majority of the board members of former second class districts shall meet at the call of the educational service district superintendent and shall constitute the board of directors of the new district. Each board of directors so constituted shall proceed at once to organize in the manner prescribed by law and thereafter shall have all the powers and duties conferred by law upon boards of first class districts, until the next regular school election and until their successors are elected and qualified. Such duties shall include establishment of new director districts as provided for in RCW 28A.57.425, as now or hereafter amended. At the next regular school election seven directors shall be elected by director districts, two for a term of two years, two for a term of four years and three for a term of six years. Thereafter their terms shall be as provided in ~~((RCW 29.13.060))~~ section 10 of this amendatory act.

Vacancies once such a board has been reconstituted shall not be filled unless the number of remaining board members is less than seven, and such vacancies shall be filled in the manner otherwise provided by law.

Sec. 6. Section 9, chapter 131, Laws of 1969 as amended by section 5, chapter 21, Laws of 1973 2nd ex. sess. and RCW 28A.57.425 are each amended to read as follows:

Notwithstanding any other provision of law, any school ((districts)) district of the first class having ((an enrollment of fifty thousand pupils)) within its boundaries a city with a population of four hundred thousand people or more in class AA counties shall be divided into seven director districts. The boundaries of such director

districts shall be established by the members of the school board and approved by the county committee on school district organization, such boundaries to be established so that each such district shall comprise, as nearly as practicable, an equal portion of the population of the school district. Boundaries of such director districts shall be adjusted by the school board and approved by the county committee after each federal decennial census if population change shows the need thereof to comply with the equal population requirement above. No person shall be eligible for the position of school director in any such director district unless such person resides in the particular director district. Residents in the particular director district desiring to be a candidate for school director shall file their declarations of candidacy for such director district and for the position of director in that district and shall be voted upon in the primary election by the registered voters of that particular director district: PROVIDED, That if not more than one person files a declaration of candidacy for the position of school director in any director district, no primary election shall be held in that district, and such candidate's name alone shall appear on the ballot for the director district position at the general election. The name of the person who receives the greatest number of votes and the name of the person who receives the next greatest number of votes at the primary for each director district position shall appear on the general election ballot under such position and shall be voted upon by all the registered voters in the school district. Except as provided in RCW 28A.57.435, as now or hereafter amended, every such director so elected in school districts divided into seven director districts shall serve for a term of ~~((six))~~ four years as otherwise provided in ~~((RCW 29.13.060))~~ section 10 of this amendatory act.

Sec. 7. Section 10, chapter 131, Laws of 1969 as amended by section 6, chapter 21, Laws of 1973 2nd ex. sess. and RCW 28A.57.435 are each amended to read as follows:

Within thirty days after March 25, 1969, the school boards of any school ~~((districts))~~ district of the first class having ~~((an enrollment of fifty thousand pupils))~~ within its boundaries a city with a population of four hundred thousand people or more in class AA counties shall establish the director district boundaries and obtain approval thereof by the county committee on school district organization. Appointment of a board member to fill any vacancy existing for a new director district prior to the next regular school election shall be by the school board. Prior to the next regular election in the school district and the filing of declarations of candidacy therefor, the incumbent school board shall designate said director districts by number. Directors appointed to fill vacancies as above provided shall be subject to election, one for a six-year term, and one for a two-year term and thereafter the term of their respective successors shall be for ~~((six))~~ four years. The term of office of incumbent members of the board of such district shall not be affected by RCW 28A.57.312, 28A.57.336, 28A.57.425, 28A.57.435, section 10 of this amendatory act, 29.21.180, 29.21.210 and 29.21.230, each as now or hereafter amended.

Sec. 8. Section 2, chapter 10, Laws of 1970 ex. sess. as amended by section 7, chapter 21, Laws of 1973 2nd ex. sess. and RCW 29.21.180 are each amended to read as follows:

No primary shall be held relating to the office of state superintendent of public instruction or, except for any school ~~((districts))~~ district of the first class having ~~((an enrollment of fifty thousand pupils))~~ within its boundaries a city with a population of four hundred thousand people or more in class AA counties, officers of other first class school districts if, after the last day allowed for candidates to withdraw, there are no more than two candidates filed for each position to be filled. In such event all candidates concerned shall be notified. Names of candidates that would have been printed upon the primary ballot, but for the provisions of this section, shall be

printed upon the general election ballot alphabetically in groups under the designation of the respective titles of the offices for which they are candidates.

Sec. 9. Section 29.21.210, chapter 9, Laws of 1965 as last amended by section 8, chapter 21, Laws of 1973 2nd ex. sess. and RCW 29.21.210 are each amended to read as follows:

Except for any school ((districts)) district of the first class having ((an enrollment of fifty thousand pupils)) within its boundaries a city with a population of four hundred thousand people or more in class AA counties, the positions of school directors for school districts embracing a city of over one hundred thousand population and the candidates therefor shall appear separately on the nonpartisan ballot in substantially the following form:

SCHOOL DIRECTOR ELECTION BALLOT

To vote for a person make a cross (X) in the square at the right of the name of the person for whom you desire to vote.

School District Directors
..... to be nominated.

No. 1
Vote for One

.....
.....
.....

No. 2
Vote for One

.....
.....
.....

To Fill Unexpired Term
No.
2 (or 4) year term
Vote for One

.....
.....
.....

NEW SECTION. Sec. 10. There is added to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.57 RCW a new section to read as follows:

After the effective date of this amendatory act, the election of directors of any first class school district having within its boundaries a city with a population of four hundred thousand people or more and being in a class AA county, shall be to four year terms. The initial four year terms required by this section shall commence upon the expiration of terms in existence at the effective date of this amendatory act. Nothing in this amendatory act shall affect the term of office of any incumbent director of any such first class school district.

Sec. 11. Section 29.13.060, chapter 9, Laws of 1965 and RCW 29.13.060 are each amended to read as follows:

In class AA and class A counties, first class school districts containing a city of the first class shall hold their election biennially on the Tuesday following the first Monday in November of each odd-numbered year.

Except as provided in section 10 of this amendatory act, the directors to be elected shall be elected for terms of six years and until their successors are elected and qualified.

NEW SECTION. Sec. 12. This amendatory act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect on July 1, 1979.

NEW SECTION. Sec. 13. If any provision of this amendatory act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected."

In line 1 of the title after "education;" strike the remainder of the title and insert the following:

"amending section 28A.57.312, chapter 223, Laws of 1969 ex. sess. as last amended by section 5, chapter 43, Laws of 1975 and RCW 28A.57.312; amending section 28A.57.342, chapter 223, Laws of 1969 ex. sess. as last amended by section 8, chapter 43, Laws of 1975 and RCW 28A.57.342; amending section 28A.57.344, chapter 223, Laws of 1969 ex. sess. as last amended by section 9, chapter 43, Laws of 1975 and RCW 28A.57.344; amending section 7, chapter 15, Laws of 1975-'76 2nd ex. sess. and RCW 28A.57.357; amending section 8, chapter 15, Laws of 1975-'76 2nd ex. sess. and RCW 28A.57.358; amending section 9, chapter 131, Laws of 1969 as amended by section 5, chapter 21, Laws of 1973 2nd ex. sess. and RCW 28A.57.425; amending section 10, chapter 131, Laws of 1969 as amended by section 6, chapter 21, Laws of 1973 2nd ex. sess. and RCW 28A.57.435; amending section 29.13.060, chapter 9, Laws of 1965 and RCW 29.13.060; amending section 2, chapter 10, Laws of 1970 ex. sess. as amended by section 7, chapter 21, Laws of 1973 2nd ex. sess. and RCW 29.21.180; amending section 29.21.210, chapter 9, Laws of 1965 as last amended by section 8, chapter 21, Laws of 1973 2nd ex. sess. and RCW 29.21.210; creating new sections; adding a new section to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.57 RCW; declaring an emergency; and making an effective date.", and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

MOTION

On motion of Senator McDermott, the Senate refused to concur in the House amendments to Senate Bill No. 2143 and asks the House to recede therefrom.

MOTION

On motion of Senator Jones, Senator Pullen was excused.

MOTIONS

On motion of Senator Marsh, the Senate advanced to the sixth order of business.

On motion of Senator Marsh, the Senate commenced consideration of House Bill No. 4.

SECOND READING

HOUSE BILL NO. 4, by Representatives Owen, North, Kreidler, Craswell, Grimm, Gruger, Williams and Walk:

Providing for records on adopted children.

The bill was read the second time by sections.

On motion of Senator Marsh, the rules were suspended, House Bill No. 4 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 4, and the bill passed the Senate by the following vote: Yeas, 44; excused, 5.

Voting yea: Senators Bausch, Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Fleming, Gallagher, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Marsh, Matson, McDermott, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Quigg, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—44.

Excused: Senators Donohue, Keefe, Lysen, Pullen, Rasmussen—5.

HOUSE BILL NO. 4, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Marsh, the Senate commenced consideration of House Bill No. 913.

SECOND READING

HOUSE BILL NO. 913, by Representative Schmitt: Revising laws relating to use of certain areas for aquaculture.

REPORT OF STANDING COMMITTEE

April 3, 1979.

HOUSE BILL NO. 913, revising laws relating to use of certain areas for aquaculture (reported by Committee on Natural Resources):

MAJORITY recommendation: Do pass with the following amendment:

On page 1, line 11, after "except" strike "harbor areas" and insert "as prohibited by Article XV, section 1 of the Washington State Constitution"

Signed by: Senator Peterson, Chairman; Conner, Vice Chairman; Lee, Newschwander, Quigg, Rasmussen, Talley, Vognild.

The bill was read the second time by sections.

On motion of Senator Peterson, the committee amendment was adopted.

On motion of Senator Peterson, the rules were suspended, House Bill No. 913, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

POINT OF INQUIRY

Senator McDermott: "Senator Peterson, we passed a bill out of this Senate talking about leases and the fact that we thought there needed to be a study of leases that have been made by the department of natural resources, and I see that this bill allows leases for ten years. Now if we come back in a year or so with a change in the leasing policy, will leases under this law still be in effect?"

Senator Peterson: "In the years that I have been down here, every session is unique in itself. I suspect that we could come back in two years or next year and undo what we did today."

Senator McDermott: "So you are saying that this does not necessarily grandfather in any lease granted. We are not binding the next legislature from taking away and making a renegotiation of those leases necessary?"

Senator Peterson: "Not to my knowledge."

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 913, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 41; nays, 3; excused, 5.

Voting yea: Senators Bausch, Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Fleming, Gallagher, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Marsh, Matson, Moore, Morrison, North, Odegaard, Peterson, Quigg, Ridder, Scott, Sellar, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—41.

Voting nay: Senators McDermott, Newschwander, Shinpoch—3.

Excused: Senators Donohue, Keefe, Lysen, Pullen, Rasmussen—5.

HOUSE BILL NO. 913, as amended by the Senate, 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.

MOTIONS

On motion of Senator Wilson, Senator von Reichbauer was excused.

On motion of Senator Marsh, the Senate commenced consideration of Substitute House Bill No. 504.

SECOND READING

SUBSTITUTE HOUSE BILL NO. 504, by Committee on Parks and Recreation (originally sponsored by Representatives Grimm, Walk and Garrett):

Modifying requirements for senior citizen park passes.

REPORT OF STANDING COMMITTEE

February 28, 1979.

SUBSTITUTE HOUSE BILL NO. 504, modifying requirements for senior citizen park passes (reported by Committee on Parks and Recreation):

Recommendation: Do pass with the following amendment:

On page 2, line 9, after "a" insert "life time"

Signed by: Senators von Reichbauer, Chairman; Bausch, Lewis, Quigg, Wanamaker, Wojahn, Woody.

The bill was read the second time by sections.

On motion of Senator Gaspard, the committee amendment was adopted.

On motion of Senator Gaspard, the following amendment by Senators Gaspard and Day was adopted:

On page 2, line 9, after "wage" and before "shall" insert "or who is legally blind or profoundly deaf"

On motion of Senator Gaspard, the rules were suspended, Substitute House Bill No. 504, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 504, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 41; nays, 2; excused, 6.

Voting yea: Senators Bausch, Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Fleming, Gallagher, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Henry, Jones, Lewis, Marsh, Matson, McDermott, Moore, Morrison, Newschwander, North,

Odegaard, Peterson, Quigg, Ridder, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—41.

Voting nay: Senators Lee, Scott—2.

Excused: Senators Donohue, Keefe, Lysen, Pullen, Rasmussen, von Reichbauer—6.

SUBSTITUTE HOUSE BILL NO. 504, as amended by the Senate, 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.

SECOND READING

ENGROSSED SUBSTITUTE HOUSE BILL NO. 144, by Committee on Institutions (originally sponsored by Representatives Owen, Nisbet, Struthers, Brown and Fuller):

Requiring reimbursement to local government jurisdictions near state correctional institutions for the mentally ill for costs of apprehending and processing escapees.

The bill was read the second time by sections.

On motion of Senator Day, the rules were suspended, Engrossed Substitute House Bill No. 144 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute House Bill No. 144, and the bill passed the Senate by the following vote: Yeas, 42; nays, 3; excused, 4.

Voting yea: Senators Bausch, Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Donohue, Fleming, Gallagher, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Marsh, Matson, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Quigg, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, Vognild, von Reichbauer, Walgren, Williams, Wilson, Wojahn, Woody—42.

Voting nay: Senators McDermott, Van Hollebeke, Wanamaker—3.

Excused: Senators Keefe, Lysen, Pullen, Rasmussen—4.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 144, 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.

SECOND READING

ENGROSSED SUBSTITUTE HOUSE BILL NO. 352, by Committee on Judiciary (originally sponsored by Representatives Smith (R), Newhouse, Gruger, Hurley, Brekke, Wilson, Tilly and Owen):

Establishing procedures for termination of parent-child relationships.

The Senate resumed consideration of Engrossed Substitute House Bill No. 352. On Tuesday, April 17, 1979, two committee amendments were adopted. A parliamentary inquiry was raised by Senator Bluechel on the third committee amendment.

PARLIAMENTARY INQUIRY

Senator Bluechel: "I inquired as to whether, in order to make a challenge to the next amendment, the floor amendment by Senator Odegaard, I would have to challenge also the committee amendment as it fell in the same section, added a new section to the bill, and if your answer is yes, then I would raise the question of scope and object as to the committee amendment."

RULING BY THE PRESIDENT

President Cherberg: "Senator Bluechel and other members, the President believes that the scope and object of Engrossed Substitute House Bill No. 352 has already been enlarged by adoption of the two committee amendments dealing with the disposition of dependency cases and the placement of runaways.

"Therefore, Senator, the President believes that the amendment proposed by the committee would be in order."

PARLIAMENTARY INQUIRY

Senator Bluechel: "Mr. President, even though it is in a totally different section? The first amendment was in section 13. The committee amendment I am referring to is in section 47, and the committee amendment we are dealing with in section 47 deals with reducing the time that a child may be held in detention from forty-eight hours to twenty-four hours whereas the bill itself is a law relevant to the determination of parental rights under specific circumstances."

RULING BY THE PRESIDENT

President Cherberg: "Senator Bluechel, the Engrossed Substitute House Bill 352, as amended on the floor, is a measure which revises existing juvenile law in the areas of voluntary and involuntary termination of parental rights, disposition of dependency cases and placement of runaways.

"The amendment proposed by the Senate judiciary committee also deals with the placement of runaways.

"Therefore, the President believes that the amendment is in order."

The committee amendment on page 14, after line 19, inserting a new section 21 was ruled to be in order.

Debate ensued.

The motion by Senator Marsh carried and the committee amendment was adopted on a rising vote.

Senator Odegaard moved adoption of the following amendment by Senators Odegaard, Day and Rasmussen:

On page 14, after line 19 insert the following:

"Sec. 20. Section 17, chapter 172, Laws of 1967 as last amended by section 77, chapter 155, Laws of 1979 and RCW 74.13.031 are each amended to read as follows:

The department shall have the duty to provide child welfare services as defined in RCW 74.13.020, and shall:

(1) Develop, administer, ((and)) supervise, and monitor a coordinated and comprehensive plan that establishes, aids, and strengthens services for the protection and care of homeless, runaway, dependent, or neglected children.

(2) Develop a recruiting plan for recruiting an adequate number of prospective adoptive and foster homes, both regular and specialized, i.e. homes for children of ethnic minority, sibling groups, handicapped and emotionally disturbed, and annually submit the plan for review to the house and senate committees on social and health services. The plan shall include a section entitled "Foster Home Turn-Over, Causes and Recommendations."

(3) Investigate complaints of neglect, abuse, or abandonment of children by parents, legal custodians, or persons serving in loco parentis, and on the basis of the findings of such investigation, offer child welfare services in relation to the problem to such parents, legal custodians, or persons serving in loco parentis, and/or bring the situation to the attention of an appropriate court, or another community agency. If the investigation reveals that a crime may have been committed, the department shall notify the appropriate law enforcement agency.

~~((3))~~ (4) Offer, on a voluntary basis, crisis intervention to families who are in conflict.

~~((Crisis intervention services (a) shall consist of an interview or series of interviews with the child or his or her family, as needed, conducted within a brief period of time by qualified professional persons, and designed to alleviate personal or family situations which present a serious and imminent threat to the health or stability of the child or the family; and (b) may include, but are not limited to, the provision of or referral to services for suicide prevention, psychiatric or other medical care, or psychological, welfare, legal, educational, or other social services, as appropriate to the needs of the child and the family.~~

~~Nothing in this section shall prohibit an officer of the child welfare services from referring any child who, as a result of a mental or emotional disorder, or intoxication by alcohol or other drugs, is suicidal, seriously assaultive or seriously destructive towards others, or otherwise similarly evidences an immediate need for emergency medical evaluation and possible care, to a community mental health center pursuant to RCW 72.23.070.~~

~~(4) Have authority to accept for temporary residential care in a foster family home or group care facility licensed pursuant to chapter 74.15 RCW a child who has been taken into limited custody pursuant to RCW 13.30.020: PROVIDED, That a juvenile shall in no event remain in temporary residential care for a period longer than seventy-two hours from the time of the juvenile's initial contact with the law enforcement officer except as otherwise provided in this section. Upon accepting the child, the staff of the facility shall notify the child's parents or custodian of his or her whereabouts, physical and emotional condition, and the circumstances surrounding his or her placement and shall undertake to make arrangements for the child's return home.~~

~~In every case crisis intervention services shall be provided as needed and the staff of the temporary facility shall seek to effect the child's return home or alternative living arrangement agreeable to the child and the parent or custodian as soon as practicable.~~

~~(a) If, after his or her admission to a temporary residential facility, a child who is absent from home without permission and his or her parent or custodian agrees to the child's return home, the staff of the facility shall arrange transportation for the juvenile, as soon as practicable, to the county of residence of the parent or custodian, at the latter's expense to the extent of his or her ability to pay.~~

~~(b) If the child refuses to return home and if no other living arrangements agreeable to the child and the parent or custodian can be made, the staff of the facility shall arrange transportation for the child to a temporary nonsecure residential facility in the county of residence of the parent or custodian, at the expense of the latter to the extent of his or her ability to pay. If there is no such facility in the county of that residence, the nearest such facility to that residence shall be used.~~

~~(c) If a child's legal residence is outside the state of Washington and such child refuses to return home, the provisions of RCW 13.24.010 shall apply.~~

~~(d) If the parent or custodian refuses to permit the child to return home, and no other living arrangement agreeable to the child and the parent or custodian can be made, staff of the child welfare services section shall notify the juvenile court to appoint legal counsel for the child and shall file a dependency petition in the juvenile court in the jurisdiction of the residence of the parent or custodian.~~

~~(e) If a child and his or her parent or guardian agree to an arrangement for alternative residential placement, such placement may continue as long as there is agreement. During any alternative residential placement, there shall be provided to the child and to his or her family such services as may be appropriate to the particular case, to the end that the child may be reunited with the family as soon as practicable.~~

(f) If such child and his or her parent or custodian cannot agree to an arrangement for alternative residential placement in the first instance, or cannot agree to the continuation of such placement, the child or his or her parent or custodian may file with the juvenile court a petition to approve alternative residential placement pursuant to RCW 13.32.020. The child shall remain in the placement where he or she is located at the time a petition to approve alternative residential placement is filed until a placement decision is made pursuant to RCW 13.32.040.

(g) In no event shall alternative residential placement for a child in conflict with his or her family be arranged in a secure detention facility or in a secure institution except as provided in this subsection and RCW 13.34.140. A child in conflict with his or her parents may be detained in a secure detention facility operated by a county for a maximum of seventy-two hours if:

(i) The staff of the child welfare services section find that the child taken into limited custody has previously been placed in alternative residential care and has run away from such placement and that it is likely that the child will run away from another and different residential placement; or

(ii) The child refuses to return home and refuses to be placed in alternative residential care.

During such detention, efforts shall be continued to the end that the child may be returned home or other living arrangements agreeable to the child and his or her parent, guardian, or custodian are made. If an agreement concerning living arrangements for the child cannot be reached a petition shall be filed within forty-eight hours after initial detention of the child, pursuant to subsection (4)(f) of this section. The hearing on the petition shall be held within seventy-two hours, excluding Sundays and holidays, of the initial detention of the child. If the hearing on the petition is not held within these time limits the child shall be released from detention.

(5) Cooperate with other public and voluntary agencies and organizations in the development and coordination of programs and activities in behalf of children including but not limited to contracting with private and public entities to provide basic education and vocational training and crisis intervention services.

(6) Have authority to accept custody of children from parents, guardians, and/or juvenile courts, to provide child welfare services including placement for adoption, and to provide for the physical care of such children and to make payment of maintenance costs if needed:))

(5) Monitor out-of-home placements, on a timely and routine basis, to assure the safety, well-being, and quality of care being provided is within the scope of the intent of the legislature as defined in RCW 74.13.010 and 74.15.010, and annually submit a report delineating the results to the house and senate committees on social and health services.

(6) Have authority to accept custody of children from parents and to accept custody of children from juvenile courts, where authorized to do so under law, to provide child welfare services including placement for adoption, and to provide for the physical care of such children and make payment of maintenance costs if needed.

((6)) (7) Have authority to provide temporary shelter to children who have run away from home and who are admitted to crisis residential centers.

((7)) (8) Have authority to purchase care for children; and shall follow in general the policy of using properly approved private agency services for the actual care and supervision of such children insofar as they are available, paying for care of such children as are accepted by the department as eligible for support at reasonable rates established by the department.

((8)) (9) Establish a child welfare and day care advisory committee who shall act as an advisory committee to the state advisory committee and to the secretary in

the development of policy on all matters pertaining to child welfare, day care, licensing of child care agencies, and services related thereto.

~~((9))~~ (10) Notwithstanding any other provision of ~~(sections 31 through 34 and 78 through 82 of this 1979 act)~~ RCW 13..... through 13..... (sections 31 through 34, chapter 155, Laws of 1979) and RCW 74.13... through 74.13... (sections 78 through 82, chapter 155, Laws of 1979), or of this section all services to be provided by the department of social and health services under subsections ~~((3) and)~~ (4), (6), and (7) of this section, subject to the limitations of these subsections, may be provided by any program offering such services funded pursuant to Titles II and III of the federal juvenile justice and delinquency prevention act of 1974 (P.L. No. 93-415; 42 U.S.C. 5634 et seq.; and 42 U.S.C. 5701 note as amended by P.L. 94-273, 94-503, and 95-115)."

Renumber the remaining sections consecutively.

PARLIAMENTARY INQUIRY

Senator Bluechel: "Mr. President, have you ruled on the scope and object of this amendment in ruling on the last one?"

REPLY BY THE PRESIDENT

President Cherberg: "Not as yet, Senator."

POINT OF ORDER

Senator Bluechel: "I would raise the question of scope and object on this amendment here and the House Bill 352 is a bill amending the law relative to termination of parental rights under specified circumstances. The proposed amendment would amend the law relative to the duty of DSHS to develop, administer and monitor a program to provide services for handling runaway and dependent children. The title of the act is 'An Act relating to domestic relations,' which clearly does not cover the proposed amendment which deals with juveniles. I would suggest that the amendment is clearly beyond the scope and object of the bill."

Debate ensued.

RULING BY THE PRESIDENT

President Cherberg: "In ruling upon the Point of Order raised by Senator Bluechel, the President finds that Engrossed Substitute House Bill 352, as amended on the floor of the Senate, is a measure which revises existing juvenile law in the areas of voluntary and involuntary termination of parental rights, disposition of dependency cases and placement of runaways.

"The amendment proposed by Senators Odegaard, Day and Rasmussen also deals with the placement of runaways.

"The President therefore finds that the proposed amendment does not expand the scope and object of the bill and that the Point of Order is not well taken."

The amendment by Senators Odegaard, Day and Rasmussen was ruled in order.

Debate ensued.

POINT OF INQUIRY

Senator Jones: "Senator Odegaard, in reading this amendment which is rather substantive, it looks to me like there is some new language here which talks about the development of a recruiting plan. These are the items you recently discussed in

monitoring out-of-home placements. Is there any concept of what the fiscal impact of this would be?"

Senator Odegaard: "You are speaking to the first part of the amendment, Senator Jones, on the adoptive and foster home?"

Senator Jones: "Right, page 1 and page 7 are where I pick up language which seems to me would have some dollar impact."

Senator Odegaard: "Okay. I would defer, if I may, to Senator Day since that was his bill and maybe he could better respond to that question."

Senator Jones: "The question is, the fiscal impact of the language on page 1 which talks about the development of a recruiting plan and earlier language talks about monitoring, coordinating, comprehensive plans; and then on page 7, we talk about monitoring out of home placements on a timely routine basis, and I am concerned about what kind of a cost factor we are talking about here and is this provided for?"

REMARKS BY SENATOR DAY

Senator Day: "I think that there should not be any great cost factor to something the department should be doing relative to this program anyway, and as far as developing the plan is concerned, you are not talking about a Touche-Ross study. We are just talking about keeping records which they already should be doing relative to the functioning of these homes, the adequacy of them, whether the home is providing the type of base for these children that should be there.

"Now what this really mandates is what is already mandated to a degree in the federal law. If you will note, it is specialized areas that we are addressing to a great degree here relative to ethnic minorities and the handicapped and emotionally disturbed.

"Now I do not believe that there should be any great cost and that that cost should not have to carry with it an additional appropriation. It is something the department should be able to do within their budget."

MOTION

At 9:53 a.m., on motion of Senator Walgren, the Senate recessed until 11:33 a.m.

SECOND MORNING SESSION

The President called the Senate to order at 11:33 a.m.

The Senate resumed consideration of Substitute House Bill No. 352 and the pending amendment by Senators Odegaard, Day and Rasmussen.

The motion by Senator Odegaard carried and the amendment was adopted.

On motion of Senator Odegaard, the following amendment by Senators Odegaard, Day and Rasmussen was adopted:

On page 15, after line 12, insert the following:

"NEW SECTION. Sec. 24. Section 22 of this 1979 act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect immediately."

On motion of Senator Marsh, the committee amendments to the title were adopted.

On motion of Senator Odegaard, the following amendments by Senators Odegaard, Day and Rasmussen to the title were adopted:

On page 1, line 12 of the title, after "26.36.050;" insert "amending section 17, chapter 172, Laws of 1967 as last amended by section 77, chapter 155, Laws of 1979 and RCW 74.13.031;"

On page 1, line 29 of the title after "26.32.130" and before the period insert "; and declaring an emergency"

On motion of Senator Marsh, the rules were suspended, Engrossed Substitute House Bill No. 352, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute House Bill No. 352, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 40; nays, 5; absent or not voting, 3; excused, 1.

Voting yea: Senators Bausch, Bottiger, Clarke, Day, Donohue, Fleming, Gallagher, Gaspard, Goltz, Hansen, Hayner, Jones, Lee, Lewis, Lysen, Marsh, Matson, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Scott, Shipoch, Talley, Talmadge, Van Hollebeke, Vogndild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—40.

Voting nay: Senators Benitz, Bluechel, Conner, Gould, McDermott—5.

Absent or not voting: Senators Guess, Henry, Sellar—3.

Excused: Senator Keefe—1.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 352, as amended by the Senate, 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.

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

MOTIONS

On motion of Senator Bottiger, the rules were suspended and the following additional sponsors were permitted on Senate Resolutions 1979-66, 67 and 68; Senators Benitz, Hayner, Lewis, Lysen, North, Williams, Wilson, Woody and McDermott.

Senator Bottiger moved the following resolutions be considered and adopted simultaneously:

SENATE RESOLUTION 1979-68

By Senators Bottiger, Benitz, Hayner, Lewis, Lysen, North, Williams, Wilson, Woody and McDermott:

WHEREAS, The State of Washington is facing serious shortages of electrical energy and rapidly rising electricity costs resulting from the need to acquire expensive new generation facilities; and

WHEREAS, Conservation is essential to meeting future electricity needs and is the least expensive new source of electricity; and

WHEREAS, The major barrier to accomplishing conservation is its initial cost to the consumer; and

WHEREAS, The utility industry is in a unique position to advise and aid citizens to refit their homes with energy efficient devices and materials; and

WHEREAS, Washington Water Power Company, a private electric utility company, has taken the lead in assisting its customers in acquiring and installing energy conservation devices and materials by implementing a program through which the company provides a free energy audit to identify cost effective conservation measures for the customer, arranges for the installation of such measures by qualified contractors, and provides a zero interest loan for the amount of the cost with no repayment required for ten years or until the home is sold, whichever is first;

NOW, THEREFORE, BE IT RESOLVED, That the Washington State Senate commends Washington Water Power Company for its leadership in energy conservation and its effective program for accomplishing energy conservation in homes in this state; and

BE IT FURTHER RESOLVED, That the Secretary of the Senate transmit a copy of this resolution to Washington Water Power Company.

SENATE RESOLUTION 1979-66

By Senators Bottiger, Benitz, Hayner, Lewis, Lysen, North, Williams, Wilson, Woody and McDermott:

WHEREAS, The State of Washington is facing serious shortages of electrical energy and rapidly rising electricity costs resulting from the need to acquire expensive new generation facilities; and

WHEREAS, Conservation is essential to meeting future electricity needs and is the least expensive new source of electricity; and

WHEREAS, The major barrier to accomplishing conservation is its initial cost to the consumer; and

WHEREAS, The utility industry is in a unique position to advise and aid citizens to refit their homes with energy efficient devices and materials; and

WHEREAS, Pacific Power and Light Company, a private electric utility company, has taken the lead in assisting its customers in acquiring and installing energy conservation devices and materials by implementing a program through which the company provides a free energy audit to identify cost effective conservation measures for the customer, arranges for the installation of such measures by qualified contractors, and provides a zero interest loan for the amount of the cost with no repayment required for ten years or until the home is sold, whichever is first;

NOW, THEREFORE, BE IT RESOLVED, That the Washington State Senate commends Pacific Power and Light Company for its leadership in energy conservation and its effective program for accomplishing energy conservation in homes in this state; and

BE IT FURTHER RESOLVED, That the Secretary of the Senate transmit a copy of this resolution to Pacific Power and Light Company.

SENATE RESOLUTION 1979-67

By Senators Bottiger, Benitz, Hayner, Lewis, Lysen, North, Williams, Wilson, Woody and McDermott:

WHEREAS, The State of Washington is facing serious shortages of electrical energy and rapidly rising electricity costs resulting from the need to acquire expensive new generation facilities; and

WHEREAS, Conservation is essential to meeting future electricity needs and is the least expensive new source of electricity; and

WHEREAS, The major barrier to accomplishing conservation is its initial cost to the consumer; and

WHEREAS, The utility industry is in a unique position to advise and aid citizens to refit their homes with energy efficient devices and materials; and

WHEREAS, Puget Sound Power and Light Company, a private electric utility company, has taken the lead in assisting its customers in acquiring and installing energy conservation devices and materials by implementing a program through which the company provides a free energy audit to identify cost effective conservation measures for the customer, arranges for the installation of such measures by qualified contractors, and provides a zero interest loan for the amount of the cost with no repayment required for ten years or until the home is sold, whichever comes first;

NOW, THEREFORE, BE IT RESOLVED, That the Washington State Senate commends Puget Sound Power and Light Company for its leadership in energy

conservation and its effective program for accomplishing energy conservation in homes in this state; and

BE IT FURTHER RESOLVED, That the Secretary of the Senate transmit a copy of this resolution to Puget Sound Power and Light Company.

Debate ensued.

The motion by Senator Bottiger carried and the resolutions were adopted.

There being no objection, the Senate returned to the seventh order of business.

THIRD READING

SUBSTITUTE SENATE JOINT RESOLUTION NO. 120, by Committee on Energy and Utilities (originally sponsored by Senators Bottiger and Lewis):

Authorizing government utilities to loan money for energy conservation purposes.

MOTIONS

On motion of Senator Bottiger, the rules were suspended, Substitute Senate Joint Resolution No. 120 was returned to second reading.

Senator Bottiger moved adoption of the following amendment:

On page 1, strike the entire resolution and insert the following:

"BE IT RESOLVED, BY THE SENATE AND HOUSE OF REPRESENTATIVES OF THE STATE OF WASHINGTON, IN LEGISLATIVE SESSION ASSEMBLED:

THAT, At the next general election to be held in this state there shall be submitted to the qualified voters of the state for their approval and ratification, or rejection, an amendment to the state Constitution by adding a new section to Article VIII to read as follows:

Article VIII, section Notwithstanding the provisions of sections 5 or 7 of this Article, any county, city, town, quasi municipal corporation, municipal corporation, or political subdivision of the state which is engaged in the sale or distribution of energy may, as authorized by the legislature, use public moneys or credit derived from operating revenues from the sale of energy to assist the owners of residential structures in financing the acquisition and installation of materials and equipment for the conservation or more efficient use of energy in such structures. Except as provided in section 7 of this Article, an appropriate charge back shall be made for such extension of public moneys or credit and the same shall be a lien against the residential structure benefited.

BE IT FURTHER RESOLVED, That the secretary of state shall cause notice of the foregoing constitutional amendment to be published at least four times during the four weeks next preceding the election in every legal newspaper in the state."

POINT OF INQUIRY

Senator Wilson: "Senator Bottiger, would you explain again the exclusion provided for in section 7?"

Senator Bottiger: "Our constitution has a provision—there are two provisions, one applies to the state. We are not amending that. The other applies to local units of government, and our proposed language would say that 'any county, city, town or quasi-municipal corporation or municipal corporation or political subdivision of the state which is engaged in the sale or distribution of energy'—that is the people that could build a plant themselves—'may, as authorized by the legislature, use public moneys or credit derived from operating revenues'—again, only those people that are doing it, are selling—from the sale of energy to assist the owners of residential structures in financing the acquisition and installation of materials and equipment

for the conservation or more efficient use of energy in such structures.' Is that the language, Senator?"

Senator Wilson: "I am sorry, I guess I did not make my question clear. Starting on line 34, 'Except as provided in section 7 of this Article.' I was asking if you would again explain the significance of that passage."

Senator Bottiger: "That section refers to the aged and infirm language, which they currently can do and it says, 'Except as provided in section 7 an appropriate charge back shall be made for extension of public moneys or credit and the same shall be a lien against the residential structure benefited.' The section 7 exception is the current permission for the aged and infirm as an exception to the lending of credit or the giving or gifts."

Debate ensued.

Senator Lee moved the following amendments by Senators Lee, Quigg and Wanamaker to the amendment by Senator Bottiger be considered and adopted simultaneously:

On page 1, line 20 of the amendment, after "Article," insert "until January 1, 1990"

On page 2, line 4, after "benefited." insert "Except as to contracts entered into prior thereto, this amendment to the state Constitution shall be null and void as of January 1, 1990 and shall have no further force or effect after that date."

Debate ensued.

The motion by Senator Lee carried and the amendments to the amendment were adopted.

The motion by Senator Bottiger carried and the amendment, as amended, was adopted.

On motion of Senator Bottiger, the rules were suspended, Engrossed Substitute Senate Joint Resolution No. 120 was advanced to third reading, the second reading considered the third, and the resolution was placed on final passage.

POINT OF INQUIRY

Senator Matson: "I am concerned with your statement about if this bill passes that we would save a half a nuclear plant. Is that essentially correct?"

Senator Bottiger: "There is in the area of conservation a double figure at twelve cents if everybody does their thing. There is 500 megawatts of power available to be saved."

Senator Matson: "So you are saying that if this bill passes and everyone that is now residing under a PUD or a city light uses the machinery available to its utmost, that we would save a half a nuclear plant?"

Senator Bottiger: "I do not think it would have to go quite to its utmost, to within reason and within the experience of the Washington Natural Gas Company."

Senator Matson: "Do you have figures showing how many of these people that are served by public utilities in the area of electricity are also served by private natural gas companies and how many of those people have already either had the opportunity or taken the opportunity to insulate?"

Senator Bottiger: "We have some estimates but I cannot tell you that they are absolutely accurate. We know what Washington Natural Gas's figures are. Let me tell you a little bit about the industry, maybe more than you want to know."

Senator Matson: "There are other gas companies besides Washington Natural."

Senator Bottiger: "But currently the industry will only offer its program to its space heat customers, so if Washington Natural Gas is serving the space heat need of my dwelling, my electric company will not come in and duplicate the offer that

Washington Natural Gas made. It is only the space heat customers that this program is offered to. We may in the future have to deal with the Oil Heat Institute. That is another problem."

Senator Matson: "I guess what I am trying to get at is whether or not those estimates in savings have taken into consideration the fact that many people being served electricity by public utilities have already either availed themselves of the opportunity or had the potential of availing themselves of the opportunity to insulate under a private gas distributor?"

Senator Bottiger: "Yes, we have considered that. The fact, you are missing my point. If they went with the gas company, that program is first offered to gas company natural heat customers. So you will not have a duplication. I can give you some exceptions. What if you build an addition and you put a baseboard heater in there, who is going to insulate the addition? We do not know."

Senator Matson: "I am not trying to get at that point. My point is that I think your estimates are high in the amount of electricity that may be saved and as a matter of fact, I am concerned that it might even be infinitesimal and the trade off for that is to open up a prohibition against lending of the credit of the state that we have maintained for many years, in fact, since the inception of our constitution . . ."

Senator Bottiger: "Let me tell you how I got to the figure. Forty percent of the residents are served by IOU's using what they think they can save by their program and applying it to sixty percent of the residents being served by public power, we come up with each of them a half of a nuclear plant. So I did not play with the sixty-forty percent. If the privates think they can save a half, then I would presume that the publics, with a greater number of customers, could also save a half."

Senator Matson: "At this point in time you are convinced that the private power companies who have done a tremendous job of merchandising insulation and energy saving devices, you are convinced that the bureaucrats that run the PUD's are capable of doing any way near that type of job?"

Senator Bottiger: "I would hope so. The one bureaucrat that is in the field now, Seattle City Light, is doing an excellent job in everybody's estimate."

POINT OF INQUIRY

Senator Donohue: "On the amendment, line 29, the word 'assist the owners', I want to ask you a hypothetical question. Is it possible that the word 'assist' could bring on this kind of a situation, and you mentioned a little bit earlier in your remarks that the implementing bill has something to do with contracting and bidding."

Senator Bottiger: "That is correct."

Senator Donohue: "Is it possible that a quasi-municipal corporation, municipal corporation, political subdivision and so forth could put out bids and make an agreement with a private insulating company and that private insulating company would and could be the only one under the contract let by that municipal corporation, be the only one that the residential owner could in fact receive assistance from as it relates to insulation of his house?"

Senator Bottiger: "Senator Donohue, that is not our intent and the implementing bill specifically prohibits that. It requires the homeowner, under the implementing bill, would select two or more bids from approved contractors and the utility would finance the amount of the lowest bid. The homeowner could choose to take the higher bid but they would have to pay the extra."

Senator Donohue: "Will the homeowner, in the implementing bill, have the opportunity to select his or her insulator?"

Senator Bottiger: "Subject to the utility's right to set up an approved list. Now you are getting into a question that I have got to give you a long explanation. The state of Oregon . . ."

Senator Donohue: "The answer to the question is that it could happen. He is going to have to . . ."

Senator Bottiger: "He is going to be told who can do the job for him. He is going to be given a list of contractors who have been approved . . ."

Senator Donohue: "A list? I thought you said there were going to be contracts let and bidding would be part of it."

Senator Bottiger: "That is right. He is going to be given a list of contractors approved by the utility and he must get at least two bids from that list and the utility will finance the lowest bid. I have to explain the Oregon problem. Oregon went through this ahead of us. They are two years ahead. They established a procedure whereby the contractor could apply for and be put on the list of approved contractors. They got into a lawsuit. The court approved their method of selecting contractors. So we have that experience to back us up."

Senator Donohue: "Because I do not understand this, I want to ask you another question. On line 24 where you say 'engaged in the sale of . . .'"

Senator Bottiger: "Or, in the sale or."

Senator Donohue: "Are there any counties, cities, towns, quasi-municipal corporations, and so forth that are only involved in sale and not in production?"

Senator Bottiger: "Yes, many of them. They have the capability of going into production but they have not chosen to. Snohomish County PUD has no generating capacity. They only sell."

Senator Donohue: "So on line 25, the word 'distribution' covers the question of production also?"

Senator Bottiger: "It would permit a utility like Grant county that does more than produce its own, it produces its plus others, to assist a small utility in setting up this program."

Senator Donohue: "I am like Senator Matson. I become very nervous when I think that we are in fact, in my judgment, opening up the door to down the road here we will have other bills before us, as I remember it has not been too long ago that the people voted down a lend of the state's credit. I understand what Senator Bottiger is trying to do and I think there are a lot of unknowns out there. We talk about energy shortages and I still think there are a lot of unknowns out there and I think that he would agree to that, and I think he has done a commendable job in this whole area. However, from my point of view this is opening the gate and I just cannot vote for it."

Debate ensued.

POINT OF INQUIRY

Senator Rasmussen: "Senator Bottiger, what will this do in regards to the renter? Will they be able to get a loan on their rented premises from the public utility?"

Senator Bottiger: "Senator, the constitutional amendment and the implementing bill refer to the owner of the residence. Being a landlord myself on minor occasions, if the utility bill is so high I cannot keep a tenant in there and that home is poorly insulated, it would be to my financial advantage on maintaining my occupancy to see that I bring that utility bill down. The language, Senator, applies to the owner, but I think the tenant would benefit because he will object if the bill goes up unless something is done."

Senator Rasmussen: "Can the utility, by reason of making a survey and determining that the house in their opinion is not energy efficient, force the owner to, by

different rates, by saying 'Your rate will be increased because you have not taken advantage of this program,' force the people into the program?"

Senator Bottiger: "This constitutional amendment cannot do that."

Senator Rasmussen: "The implementing bill could?"

Senator Bottiger: "The implementing bill cannot do that. I have one that would but I cannot get it out of committee."

Senator Rasmussen: "Thank heavens for that. One last question, you evidently have a good committee, Senator Bottiger. One last question would be, which probably would not affect the public utility, the morning paper, the Metropolitan Edison Company is contemplating bankruptcy. Would a public utility involved with nuclear plants be put in the same position if they were inadvertently put in the same position as the Three Mile Island plant or whatever it was back there?"

Senator Bottiger: "Senator Rasmussen, this amendment has nothing to do with that. I would be glad to discuss the problems of whether investor-owner rate payers would pay for what are called dry holes, but we are not on that subject in any way in this amendment. The amendment would not affect it in any way that I can conceive."

Senator Donohue: "Senator Bottiger, you said you could not get a bill out of your committee, and maybe that committee was made up of people who were very responsible, I assume. Let us assume that we pass the constitutional amendment and next session of the legislature, if you are here and not somewhere else, then isn't it possible that at that time you might be able to get that bill out of committee and then what would happen to the people out there?"

Senator Bottiger: "This constitutional amendment would not affect it. That bill does not need a constitutional amendment to pass. This constitutional amendment would do nothing to it."

Senator Donohue: "That bill has no connection whatsoever that you are speaking of, that you could not get out of committee, has no connection whatsoever to this constitutional amendment . . ."

Senator Bottiger: "That is correct. It does not reflect it up or down. It does not reflect it in any way. That bill is called a basic . . ."

Senator Donohue: ". . . and it is sitting there lying in the committee all by itself?"

Senator Bottiger: "All by itself."

POINT OF INQUIRY

Senator Matson: "One more question, Senator Bottiger, if you do not mind. Would you indicate to me whether there is anything at all in this constitutional which will prohibit the financing of new residential structures by public utilities?"

Senator Bottiger: "There is nothing in this amendment nor in the intent of any of the authors or supporters of it, to the best of my knowledge and myself included and the members that worked on the compromise language, that could in any way, and I presume by a favorable vote any member of this Senate, could any way put a utility into the construction of residential homes."

Senator Matson: "Financing is what I was concerned about."

Senator Bottiger: "Or financing."

Senator Matson: "In reading the language, I see nothing in there that would prohibit them financing new structures for residences. I see nothing in there whatsoever that would prohibit that."

Senator Bottiger: "Senator, there is nothing in there to prohibit them from building windmills either. There is nothing—it says, 'to assist the owners of residential structures in financing the acquisition and installation of materials and equipment for the conservation or more efficient use of energy in such structures.' By our wildest dreams you could argue that that language, but I do not believe any court in

the world would buy it, especially not after this record we are making here today, any court would buy any such argument as that.

"What we are talking about is an energy conservation program for the installation of retrofit of existing houses so that they can be brought up to efficient standards."

Senator Matson: "What about the case of major additions to an existing structure?"

Senator Bottiger: "If a major addition is a more efficient furnace, this language would permit it. If it is an addition of two bedrooms, I cannot conceive of how it would permit it."

POINT OF INQUIRY

Senator Clarke: "Senator, as I read the proposed amendment which is before us, it permits the use of credit derived from operating revenues. Does this mean that revenue bonds may be issued in an unlimited amount to obtain the necessary funds for this financing?"

Senator North: "I am not an attorney but I would assume not."

Senator Clarke: "Credit derived from operating revenues. You are saying that that would not include the issuance of revenue bonds for the purpose of obtaining the necessary funds?"

Senator North: "I would refer that to Senator Bottiger."

REMARKS BY SENATOR BOTTIGER

Senator Bottiger: "Senator, the private utilities have expressed an intent to potentially borrow some money. Now whether they did it on revenue bonds or not I do not know, but I do not see anything in this language that would prohibit them from doing that."

Further debate ensued.

POINT OF INQUIRY

Senator Donohue: "Senator Bottiger, I reread this just now again and if I could read into this this kind of a situation where it says, 'to assist residential structures—owners of,' is it possible that a municipal corporation could loan credit to an owner of a residence to finance acquisition of materials for that individual to build a home that would conserve energy?"

Senator Bottiger: "Senator, no, that is not the intent and I cannot so read it. What I read is that the utility could lend the money to the residential homeowner for the installation of materials and equipment for the conservation or more efficient use of energy in such structures. I cannot read into that building a new building."

Senator Donohue: "Is it possible that where you say 'to assist the owners of residential structures'—now that does not necessarily mean, in my judgment, that it has to be that particular structure. It says, 'assist owners of residential structures.' That could be any of us, and if that individual decided that he wanted to acquire, and you have the word 'acquisition' and you have the word 'material', if he wanted to acquire materials to build a new home, it seems to me that the way it is written that he could receive credit from some municipal corporation to build a new home. That is the way I see it."

Senator Bottiger: "Senator, only if you ignore on line 34, 'in such structures' could you reach the determination that you suggest.

"Now the language taken as a whole means the owner of a building in that structure and not in a brand new structure that he would conceive to build. I have been rolled over the rack here on what almost approaches the wildest dreams. The

language does not say that. It is not the intent of the sponsors that it mean that, that it is limited as best we can to that very narrow language."

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute Senate Joint Resolution No. 120, and the resolution passed the Senate by the following vote: Yeas, 35; nays, 13; excused, 1.

Voting yea: Senators Bausch, Bottiger, Conner, Day, Fleming, Gallagher, Gaspard, Goltz, Gould, Hansen, Henry, Lee, Lewis, Lysen, Marsh, McDermott, Moore, Morrison, North, Odegaard, Peterson, Quigg, Ridder, Sellar, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—35.

Voting nay: Senators Benitz, Bluechel, Clarke, Donohue, Guess, Hayner, Jones, Matson, Newschwander, Pullen, Rasmussen, Scott, Shinpoch—13.

Excused: Senator Keefe—1.

ENGROSSED SUBSTITUTE SENATE JOINT RESOLUTION NO. 120, having received the constitutional two-thirds majority, was declared passed.

MOTION

At 12:35 p.m., on motion of Senator Walgren, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The President called the Senate to order at 2:00 p.m.

MOTION

On motion of Senator Marsh, the Senate commenced consideration of Senate Bill No. 2976.

SECOND READING

SENATE BILL No. 2976, by Senator Bottiger:
Relating to energy conservation.

MOTIONS

On motion of Senator Bottiger, Substitute Senate Bill No. 2976 was substituted for Senate Bill No. 2976 and the substitute bill was placed on second reading and read the second time in full.

Senator Bottiger moved adoption of the following amendment:

On page 1, strike everything after the enacting clause and insert the following:

"NEW SECTION, Section 1. The conservation of energy in all forms and by every possible means is found and declared to be a public purpose of highest priority. The legislature further finds and declares that all municipal corporations, quasi municipal corporations, and other political subdivisions of the state which are engaged in the generation, sale, or distribution of energy should be granted the authority to develop and carry out programs which will conserve resources, reduce waste, and encourage more efficient use of energy by consumers.

In order to establish the most effective state-wide program for energy conservation, the legislature hereby encourages any company, corporation, or association engaged in selling or furnishing utility services to assist their customers in the acquisition and installation of materials and equipment, for compensation or otherwise, for the conservation or more efficient use of energy.

NEW SECTION. Sec. 2. There is added to chapter 35.92 RCW a new section to read as follows:

Any city or town engaged in the generation, sale, or distribution of energy is hereby authorized, within limits established by the Constitution of the state of Washington, to assist the owners of residential structures in financing the acquisition and installation of materials and equipment, for compensation or otherwise, for the conservation or more efficient use of energy in such structures pursuant to an energy conservation plan adopted by the city or town if the cost per unit of energy saved or produced by the use of such materials and equipment is less than the cost per unit of energy produced by the next least costly new energy resource which the city or town could acquire to meet future demand. Except where otherwise authorized, such assistance shall be limited to:

(1) Providing an inspection of the residential structure, either directly or through one or more inspectors under contract, to determine and inform the owner of the estimated cost of purchasing and installing conservation materials and equipment for which financial assistance will be approved and the estimated life cycle savings in energy costs that are likely to result from the installation of such materials or equipment;

(2) Providing a list of not less than two licensed contractors who sell and install such materials and equipment within or in close proximity to the service area of the city or town, each of which meets standards of performance acceptable to the city or town;

(3) Arranging to have approved conservation materials and equipment installed by the contractor whose bid is acceptable to the owner of the residential structure; and

(4) Arranging or providing financing for the purchase and installation of approved conservation materials and equipment.

NEW SECTION. Sec. 3. There is added to chapter 54.16 RCW a new section to read as follows:

Any district is hereby authorized, within limits established by the Constitution of the state of Washington, to assist the owners of residential structures in financing the acquisition and installation of materials and equipment, for compensation or otherwise, for the conservation or more efficient use of energy in such structures pursuant to an energy conservation plan adopted by the district if the cost per unit of energy saved or produced by the use of such materials and equipment is less than the cost per unit of energy produced by the next least costly new energy resource which the district could acquire to meet future demand. Except where otherwise authorized, such assistance shall be limited to:

(1) Providing an inspection of the residential structure, either directly or through one or more inspectors under contract, to determine and inform the owner of the estimated cost of purchasing and installing conservation materials and equipment for which financial assistance will be approved and the estimated life cycle savings in energy costs that are likely to result from the installation of such materials or equipment;

(2) Providing a list of not less than two licensed contractors who sell and install such materials and equipment within or in close proximity to the service area of the district, each of which meets standards of performance acceptable to the district;

(3) Arranging to have approved conservation materials and equipment installed by the contractor whose bid is acceptable to the owner of the residential structure; and

(4) Arranging or providing financing for the purchase and installation of approved conservation materials and equipment.

NEW SECTION. Sec. 4. This 1979 act shall take effect on the same date as the proposed amendment to Article VIII of the state Constitution, authorizing the

use of public moneys or credit to promote conservation or more efficient use of energy, is validly submitted and is approved and ratified by the voters at a general election held in November, 1979. If the proposed amendment is not so approved and ratified, this 1979 act shall be null and void in its entirety."

MOTIONS

On motion of Senator Bottiger, Substitute Senate Bill No. 2976, together with the pending amendment by Senator Bottiger, was ordered held following consideration of House Bill No. 989.

On motion of Senator Wilson, Senator von Reichbauer was excused.

SECOND READING

HOUSE BILL NO. 989, by Representatives Haley, McCormick, Scott, Tupper, Isaacson and Grimm:

Authorizing utilities and transportation commission to approve lease of utility facilities by a public service company to exempt owner of facilities as being a public utility company under certain federal law.

The bill was read the second time by sections.

On motion of Senator Bottiger, the rules were suspended, House Bill No. 989 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 989 and the bill passed the Senate by the following vote: Yeas, 44; nays, 1; absent or not voting, 1; excused, 3.

Voting yea: Senators Bausch, Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Donohue, Fleming, Gallagher, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Marsh, Matson, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—44.

Voting nay: Senator McDermott—1.

Absent or not voting: Senator Lysen—1.

Excused: Senators Keefe, Rasmussen, von Reichbauer—3.

HOUSE BILL NO. 989, 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.

SECOND READING

SUBSTITUTE HOUSE BILL NO. 79, by Committee on Local Government (originally sponsored by Representatives Charnley, Burns and Brekke):

Establishing procedures for disposing of surplus reading materials by libraries and school districts.

REPORT OF STANDING COMMITTEE

February 28, 1979.

SUBSTITUTE HOUSE BILL NO. 79, establishing procedures for disposing of surplus reading materials by libraries and school districts (reported by Committee on Education):

MAJORITY recommendation: Do pass with the following amendments:

Following section 1, add a section 2 to read as follows:

"Sec. 2. Section 28A.58.103, chapter 223, Laws of 1969 ex. sess. as last amended by section 109, chapter 275, Laws of 1975 1st ex. sess. and RCW 28A.58.103 are each amended to read as follows:

Every board of directors, unless otherwise specifically provided by law, shall:

(1) Prepare, negotiate, set forth in writing and adopt, policy relative to the selection of instructional materials. Such policy shall:

(a) State the school district's goals and principles relative to instructional materials;

(b) Delegate responsibility for the preparation and recommendation of teachers' reading lists and specify the procedures to be followed in the selection of all instructional materials including text books;

(c) Establish an instructional materials committee to be appointed, with the approval of the school board, by the school district's chief administrative officer. This committee shall consist of representative members of the district's professional staff, including representation from the district's curriculum development committees, and, in the case of districts which operate elementary school(s) only, the educational service district superintendent, one of whose responsibilities shall be to assure the correlation of those elementary district adoptions with those of the high school district(s) which serve their children;

(d) Provide for terms of office for members of the instructional materials committee;

(e) Provide a system for receiving, considering and acting upon written complaints regarding instructional materials used by the school district;

(f) Provide free text books, supplies and other instructional materials to be loaned to the pupils of the school, when, in its judgment, the best interests of the district will be subserved thereby and prescribe rules and regulations to preserve such books, supplies and other instructional materials from unnecessary damage.

Recommendation of instructional materials shall be by the district's instructional materials committee in accordance with the district policy. Approval shall be by the local school district's board of directors.

Districts may pay the necessary travel and subsistence expenses for expert counsel from outside the district. In addition, the committee's expenses incidental to visits to observe other districts' selection procedures may be reimbursed by the school district.

Districts may, within limitations stated in board policy, use and experiment with instructional materials for a period of time before general adoption is formalized.

Within the limitations of board policy, a school district's chief administrator may purchase instructional materials to meet deviant needs or rapidly changing circumstances.

(2) Establish a depreciation scale for determining the value of texts which students wish to purchase.

~~((Local boards of school directors may declare selected instructional materials obsolete and dispose of them by sale to the highest bidder, following public notice in a newspaper of general circulation in the area:))~~

On line 1 of the title, after "materials;" and before "and adding" insert "amending section 28A.58.103, chapter 223, Laws of 1969 ex. sess. as last amended by section 109, chapter 275, Laws of 1975 1st ex. sess. and RCW 28A.58.103;"

Signed by: Senators McDermott, Chairman; Gaspard, Vice Chairman; Gould, Morrison, Ridder, Talmadge.

The bill was read the second time by sections.

On motion of Senator McDermott, the committee amendment was adopted.

On motion of Senator McDermott, the committee amendment to the title was adopted.

On motion of Senator McDermott, the rules were suspended, Substitute House Bill No. 79, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 79, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 48; excused, 1.

Voting yea: Senators Bausch, Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Donohue, Fleming, Gallagher, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Lysen, Marsh, Matson, McDermott, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—48.

Excused: Senator Keefe—1.

SUBSTITUTE HOUSE BILL NO. 79, as amended by the Senate, 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.

SECOND READING

SUBSTITUTE HOUSE BILL NO. 80, by Committee on Institutions (originally sponsored by Representatives Struthers, Becker, D. Nelson, Taller and Rohrbach) (by Department of Social and Health Services request):

Modifying provisions relating to institutional industries.

The bill was read the second time by sections.

Senator Guess moved adoption of the following amendment:

On page 2, line 35; strike "prevailing" and insert "state minimum" and beginning with "for" on line 35, strike the remainder of the material through "performed" on page 3, line 1.

Debate ensued.

POINT OF INQUIRY

Senator Talley: "Senator Day, at home we have an industry called Applied Industries, state supported for handicapped and retarded people that work there and they do not receive any wage, special wage, very low wages, but it does keep them occupied. Will this bill affect them in any way?"

Senator Day: "Not in the least. This has only to do with prisoners who are either working on a project within a work release situation or a comparable situation to a parolee, so it is like a work release program, Senator."

Further debate ensued.

POINT OF INQUIRY

Senator Rasmussen: "Senator Day, in the hearings before your committee, there is a labor management committee that works on this industrial work in the prison system. Did they represent themselves as being satisfied with this bill?"

Senator Day: "There was no testimony against the bill in the committee. Not a single person, that I recall."

Senator Rasmussen: "The secretary of DSHS approved of this wording?"

Senator Day: "Everyone that was there testified for the bill."

Further debate ensued.

POINT OF INQUIRY

Senator Shinpoch: "Senator Day, recognizing that this is somewhat peripheral to the thrust, however, I was concerned about . . ."

Senator Day: "If you are in prison, that is epipheral, Senator."

Senator Shinpoch: "If we pay prevailing wage or whatever wage we pay, what are the restrictions on the money? What happens to the money then? Do the prisoners have to pay for their room and board? If their family is on AFDC, does that money have to go towards that?"

Senator Day: "That is my understanding that it is productive in that respect as well, that they would have to pay and that if there is a training program they would have to pay, like a vocational program, they would have to pay the tuition relative to that. In other words, it makes a somewhat partially productive citizen out of him by giving him a feeling of accomplishment, in addition to providing some relief for the state treasury. That is the purpose as I see it."

Further debate ensued.

POINT OF INQUIRY

Senator Pullen: "Senator Day, I am interested in lines 23 and 24 on page 2 and the answer to this question may have something to do with Senator Guess's amendment. Do you happen to know what is meant by a parolee within the purview of 49 United States Code, Section 30 means?"

Senator Day: "You mean section 60?"

Senator Pullen: "I am sorry, section 60, right."

Senator Day: "No, I do not have that specific information out here on the floor. I do not recall that that was raised in the committee. I think that it was accepted by the committee to mean a prisoner who was beyond the scope of prison life totally. Possibly Senator Talmadge can remember the testimony on that. Why don't you direct your question to him."

REMARKS BY SENATOR TALMADGE

Senator Talmadge: "Mr. President and members of the Senate, in response to Senator Pullen's question, I believe that that section ties into the question that Senator Shinpoch had, that persons who were involved in this program would be treated as parolees and would be required to pay their room and board and cost of support of children and pay all the other costs associated with their training and so forth, and that is what that section was intended to do."

Further debate ensued.

MOTION

On motion of Senator Day, Substitute House Bill No. 80, together with the pending amendment by Senator Guess, was ordered held for further consideration on Thursday, April 19, 1979.

SECOND READING

SUBSTITUTE HOUSE BILL NO. 125, by Committee on Judiciary (originally sponsored by Representatives Newhouse, Adams, Whiteside, Van Dyken, Fuller and Clayton) (by Department of Social and Health Services request):

Modifying provisions and procedures relating to enforcement of support of dependent children.

REPORT OF STANDING COMMITTEE

April 4, 1979.

SUBSTITUTE HOUSE BILL NO. 125, modifying provisions and procedures relating to enforcement of support of dependent children (reported by Judiciary Committee):

MAJORITY recommendation: Do pass with the following amendments:

Strike everything after the enacting clause, and insert the following:

"Section 1. Section 15, chapter 206, Laws of 1963 as amended by section 3, chapter 183, Laws of 1973 1st ex. sess. and RCW 74.20.300 are each amended to read as follows:

No filing or recording fees, court fees, or fees for making copies of documents (~~or fees for service of process~~) shall be required from the state department of social and health services by any county clerk, county auditor, (~~sheriff~~) or other county officer for the filing of any actions or documents (~~authorized by this chapter, or for the service of any summons or other process in any action or proceeding authorized by this chapter~~) necessary to establish paternity or enforce or collect support moneys.

Filing fees shall also not be required of any prosecuting attorney or the attorney general for action to establish paternity or enforce or collect support moneys.

Sec. 2. Section 74.04.290, chapter 26, Laws of 1959 as last amended by section 305, chapter 141, Laws of 1979 and RCW 74.04.290 are each amended to read as follows:

In carrying out any of the provisions of this title, the secretary, county administrators, hearing examiners or other duly authorized officers of the department shall have power to subpoena witnesses, administer oaths, take testimony and compel the production of such papers, books, records and documents as they may deem relevant to the performance of their duties; but no officer or agency mentioned in this section shall have power to compel the production of any papers, books, records or documents which are in the custody of any other such officer or agency and within his or its power to provide voluntarily on request.

If an individual fails to obey the subpoena or obeys the subpoena but refuses to testify when required concerning any matter under examination or investigation or the subject of a hearing, the officer or agency issuing the subpoena may petition the superior court of the county where the examination or investigation is being conducted for enforcement of the subpoena. The petition shall be accompanied by a copy of the subpoena and proof of service, and shall set forth in what specific manner the subpoena has not been complied with, and shall ask an order of the court to compel the witness to appear and testify before the agency. The court upon such petition shall enter an order directing the witness to appear before the court at a time and place to be fixed in such order and then and there to show cause why he has not responded to the subpoena or has refused to testify. A copy of the order shall be served upon the witness. If it appears to the court that the subpoena was properly issued and that the particular questions which the witness refuses to answer are reasonable and relevant the court shall enter an order that the witness appear at the time and place fixed in the order and testify or produce the required papers, and on failing to obey said order the witness shall be dealt with as for contempt of court.

The subpoena shall be served in the same manner prescribed for the service of a summons in a civil action or by certified mail, return receipt requested. The receipt shall be prima facie evidence of service.

Sec. 3. Section 2, chapter 164, Laws of 1971 ex. sess. and RCW 74.20A.020 are each amended to read as follows:

Unless a different meaning is plainly required by the context, the following words and phrases as hereinafter used in this chapter shall have the following meanings:

(1) "Department" means the state department of social and health services.

(2) "Secretary" means the secretary of the department of social and health services, his designee or authorized representative.

(3) "Dependent child" means any person under the age of twenty-one who is not otherwise emancipated, self-supporting, married, or a member of the armed forces of the United States.

(4) "Superior court order" means any judgment or order of the superior court of the state of Washington ordering payment of a set or determinable amount of support moneys, or an order of a court of comparable jurisdiction of another state ordering payment of a set or determinable amount of support moneys.

(5) "Responsible parent" means ~~((the))~~ a natural ~~((or))~~ parent, adoptive parent, or stepparent of a dependent child.

(6) "Stepparent" means the present spouse of the person who is either the mother, father, or adoptive parent of a dependent child, and such status shall exist and continue as provided for in RCW 26.16.205 until the relationship is terminated by death or dissolution of marriage.

(7) "Support moneys" means any moneys paid to satisfy a support obligation whether denominated as child support, spouse support, alimony, maintenance, or any other such moneys intended to satisfy an obligation for support of any person or satisfaction in whole or in part of arrears or delinquency on such an obligation.

Sec. 4. Section 3, chapter 164, Laws of 1971 ex. sess. as amended by section 4, chapter 183, Laws of 1973 1st ex. sess. and RCW 74.20A.030 are each amended to read as follows:

~~((Except as provided in this section and in section 27 of this 1973 amendatory act, any payment of public assistance money made to or for the benefit of any dependent child or children creates a debt due and owing to the department by the natural or adoptive parent or parents who are responsible for support of such children in an amount equal to the amount of public assistance money so paid: PROVIDED, That where there has been a superior court order, the debt shall be limited to the amount provided for by said order. The department shall have the right to petition the appropriate superior court for modification of a superior court order on the same grounds as a party to said cause. Where a child has been placed in foster care, and a written agreement for payment of support has been entered into by the responsible parent or parents and the department, the debt shall be limited to the amount provided for in said agreement: PROVIDED, That if a court order for support is or has been entered, the provisions of said order shall prevail over the agreement. The department shall adopt rules and regulations, based on ability to pay, with respect to the level of support to be provided for in such agreements, or modifications of such agreements based on changed circumstances.))~~

The department shall be subrogated to the right of ~~((said))~~ any dependent child or children or person having the care, custody, and control of said child or children, if public assistance money is paid to or for the benefit of the child, to prosecute or maintain any support action or execute any administrative remedy existing under the laws of the state of Washington to obtain reimbursement of moneys ~~((thus))~~ expended, based on the support obligation of the responsible parent established by a superior court order or RCW 26.16.205. ~~((If a superior court order enters judgment for an amount of support to be paid by an obligor parent, the department shall be subrogated to the debt created by such order, and said money judgment shall be deemed to be in favor of the department. This subrogation shall specifically be applicable to temporary spouse support orders, family maintenance orders and alimony orders up to the amount paid by the department in public assistance moneys to or for the benefit of a dependent child or children but allocated to the benefit of said children on the basis of providing necessities for the caretaker of said children.~~

~~Debt under this section shall not be incurred by nor at any time be collected))~~
No collection shall be made from a parent or other person who is the recipient of public assistance moneys ((for the benefit of minor dependent children for the period)) while such person or persons are in such status.

No collection action shall be taken against parents of children eligible for admission to, or children who have been released from, a state school for the developmentally disabled as defined by chapter 72.33 RCW.

Sec. 5. Section 6, chapter 164, Laws of 1971 ex. sess. as amended by section 7, chapter 183, Laws of 1973 1st ex. sess. and RCW 74.20A.060 are each amended to read as follows:

Twenty-one days after receipt or refusal of notice of debt under provisions of RCW 74.20A.040, or twenty-one days after service of notice ~~((of debt)) and finding of financial responsibility, or as otherwise appropriate under ((the provisions of RCW 74.20A.050))~~ RCW 74.20A.055, or as appropriate under ~~((the provisions of section 27 of this 1973 amendatory))~~ section 18 of this 1979 act a lien may be asserted by the secretary upon the real or personal property of the debtor. The claim of the department for a support debt, not paid when due, shall be a lien against all property of the debtor with priority of a secured creditor. This lien shall be separate and apart from, and in addition to, any other lien created by, or provided for, in this title. The lien shall attach to all real and personal property of the debtor on the date of filing of such statement with the county auditor of the county in which such property is located. A lien against earnings shall attach and be effective subject to service requirements of RCW 74.20A.070 upon filing with the county auditor of the county in which the employer does business or maintains an office or agent for the purpose of doing business.

Whenever a support lien has been filed and there is in the possession of any person, firm, corporation, association, political subdivision or department of the state having notice of said lien any property which may be subject to the support lien, such property shall not be paid over, released, sold, transferred, encumbered or conveyed, except as provided for by the exemptions contained in RCW 74.20A.090 and 74.20A.130, unless a written release or waiver signed by the secretary has been delivered to said person, firm, corporation, association, political subdivision or department of the state or unless a determination has been made in a fair hearing pursuant to RCW ~~((74.20A.050))~~ 74.20A.055 or by a superior court ordering release of said support lien on the basis that no debt exists or that the debt has been satisfied.

Sec. 6. Section 8, chapter 164, Laws of 1971 ex. sess. as amended by section 9, chapter 183, Laws of 1973 1st ex. sess. and RCW 74.20A.080 are each amended to read as follows:

After service of a notice of debt as provided for in RCW 74.20A.040 stating a support debt accrued and/or accruing based upon subrogation to or assignment of the amount required to be paid under any superior court order or ~~((whenever a support lien has been filed pursuant to RCW 74.20A.060))~~ twenty-one days after service of the notice and finding of financial responsibility or as otherwise appropriate under RCW 74.20A.055, or as appropriate under section 18 of this 1979 act, the secretary is hereby authorized to issue to any person, firm, corporation, association, political subdivision or department of the state, an order to withhold and deliver property of any kind including, but not restricted to, earnings which are due, owing, or belonging to the debtor, when the secretary has reason to believe that there is in the possession of such person, firm, corporation, association, political subdivision or department of the state property which is due, owing, or belonging to said debtor. The order to withhold and deliver ~~((which shall also be served upon the debtor,))~~ shall state the amount of the support debt accrued, and shall state in summary the terms of RCW 74.20A.090 and 74.20A.100. The order to withhold and deliver shall

be served in the manner prescribed for the service of a summons in a civil action or by certified mail, return receipt requested. Any person, firm, corporation, association, political subdivision or department of the state upon whom service has been made is hereby required to answer said order to withhold and deliver within twenty days, exclusive of the day of service, under oath and in writing, and shall make true answers to the matters inquired of therein. The secretary may require further and additional answers to be completed by the person, firm, corporation, association, political subdivision or department of the state. In the event there is in the possession of any such person, firm, corporation, association, political subdivision or department of the state any property which may be subject to the claim of the department of social and health services, such property shall be withheld immediately upon receipt of the order to withhold and deliver and shall, after the twenty day period, upon demand, be delivered forthwith to the secretary. The secretary shall hold said property in trust for application on the indebtedness involved or for return, without interest, in accordance with final determination of liability or nonliability. In the alternative, there may be furnished to the secretary a good and sufficient bond, satisfactory to the secretary, conditioned upon final determination of liability. Where money is due and owing under any contract of employment, express or implied, or is held by any person, firm, corporation, or association, political subdivision or department of the state subject to withdrawal by the debtor, such money shall be delivered by remittance payable to the order of the secretary. Delivery to the secretary of the money or other property held or claimed shall satisfy the requirement of the order to withhold and deliver. Delivery to the secretary shall serve as full acquittance and the state warrants and represents that it shall defend and hold harmless for such actions persons delivering money or property to the secretary pursuant to this chapter. The state also warrants and represents that it shall defend and hold harmless for such actions persons withholding money or property pursuant to this chapter. The foregoing is subject to the exemptions contained in RCW 74.20A.090 ((and 74.20A.130)).

The secretary shall also, on or before the date of service of the order to withhold and deliver, mail or cause to be mailed by certified mail a copy of the order to withhold and deliver to the debtor at the debtor's last known post office address, or, in the alternative, a copy of the order to withhold and deliver shall be served on the debtor in the same manner as a summons in a civil action on or before the date of service of the order or within two days thereafter. The copy of the order shall be mailed or served together with a concise explanation of the right to petition for a hearing. This requirement is not jurisdictional, but, if the copy is not mailed or served as in this section provided, or if any irregularity appears with respect to the mailing or service, the superior court, in its discretion on motion of the debtor promptly made and supported by affidavit showing that the debtor has suffered substantial injury due to the failure to mail the copy, may set aside the order to withhold and deliver and award to the debtor an amount equal to the damages resulting from the secretary's failure to serve on or mail to the debtor the copy.

Sec. 7. Section 11, chapter 164, Laws of 1971 ex. sess. and RCW 74.20A.110 are each amended to read as follows:

Whenever any person, firm, corporation, association, political subdivision or department of the state has in its possession earnings, deposits, accounts, or balances in excess of the amount of the debt claimed by the department ((plus one hundred dollars)), such person, firm, corporation, association, political subdivision or department of the state may, without liability under this chapter, release said excess to the debtor.

Sec. 8. Section 16, chapter 164, Laws of 1971 ex. sess. and RCW 74.20A.160 are each amended to read as follows:

With respect to any arrearages on a support debt assessed under RCW 74.20A.040, 74.20A.055, or section 18 of this 1979 act, the secretary may at any time consistent with the income, earning capacity and resources of the debtor, set or reset a level and schedule of payments to be paid upon the debt. The secretary may, upon petition of the debtor providing sufficient evidence of hardship, after consideration of the standards established in RCW 74.20.270, release or refund moneys taken pursuant to RCW 74.20A.080 to provide for the reasonable necessities of the responsible parent or parents and minor children in the home of the responsible parent. Nothing in this section shall be construed to require the secretary to take any action which would require collection of less than the obligation for current support required under a superior court order or an administrative order or to take any action which would result in a bar of collection of arrearages from the debtor by reason of the statute of limitations.

Sec. 9. Section 20, chapter 164, Laws of 1971 ex. sess. as amended by section 18, chapter 183, Laws of 1973 1st ex. sess. and RCW 74.20A.200 are each amended to read as follows:

Any person against whose property a support lien has been filed or an order to withhold and deliver has been served pursuant to this chapter may apply for relief to the superior court of the county wherein the property is located on the basis that no support debt is due and owing (~~PROVIDED, That judicial relief shall not be granted except as provided for in RCW 74.08.080 whenever a fair hearing has been requested pursuant to RCW 74.20A.050. Liens filed during pendency of fair hearing or court review shall be reviewed pursuant to RCW 74.08.080~~). It is the intent of this chapter that jurisdictional and constitutional issues, if any, shall be subject to review, but that administrative remedies be exhausted prior to judicial review.

Sec. 10. Section 9, chapter 164, Laws of 1971 ex. sess. as amended by section 10, chapter 183, Laws of 1973 1st ex. sess. and RCW 74.20A.090 are each amended to read as follows:

Whenever a support lien or order to withhold and deliver is served upon any person, firm, corporation, association, political subdivision or department of the state asserting a support debt against earnings and there is in the possession of such person, firm, corporation, association, political subdivision, or department of the state, any such earnings, RCW 7.33.280 shall not apply, but fifty percent of the disposable earnings shall be exempt and may be disbursed to the debtor whether such earnings are paid, or to be paid weekly, monthly, or at other (~~regular~~) intervals and whether there be due the debtor earnings for one week or for a longer period. The lien or order to withhold and deliver shall continue to operate and require said person, firm, corporation, association, political subdivision, or department of the state to withhold the nonexempt portion of earnings at each succeeding earnings disbursement interval until the entire amount of the support debt stated in the lien or order to withhold and deliver has been withheld. As used in this chapter, the term "earnings" means compensation paid or payable for personal services, whether denominated as wages, salary, commission, bonus, or otherwise, and, notwithstanding any other provision of law making such payments exempt from garnishment, attachment, or other process to satisfy support obligation, specifically includes periodic payments pursuant to pension or retirement programs, or insurance policies of any type, but does not include payments ((by any department or division of the state based upon inability to work or obtain employment)) made under Title 50 or 74 RCW. Earnings shall specifically include all gain derived from capital, from labor, or from both combined, not including profit gained through sale or conversion of capital assets. The term "disposable earnings" means that part of the earnings of any individual remaining after the deduction from those earnings of any amount ((be)) required by law to be withheld.

Sec. 11. Section 1, chapter 30, Laws of 1974 ex. sess. as last amended by section 41, chapter 350, Laws of 1977 ex. sess. and RCW 51.32.040 are each amended to read as follows:

No money paid or payable under this title shall, except as provided for in RCW (~~74.20A.090 and 74.20A.100~~) 74.20A.260, prior to the issuance and delivery of the check or warrant therefor, be capable of being assigned, charged, or ever be taken in execution or attached or garnished, nor shall the same pass, or be paid, to any other person by operation of law, or by any form of voluntary assignment, or power of attorney. Any such assignment or charge shall be void: PROVIDED, That if any worker suffers a permanent partial injury, and dies from some other cause than the accident which produced such injury before he or she shall have received payment of his or her award for such permanent partial injury, or if any worker suffers any other injury before he or she shall have received payment of any monthly installment covering any period of time prior to his or her death, the amount of such permanent partial award, or of such monthly payment or both, shall be paid to the surviving spouse, or to the child or children if there is no surviving spouse: PROVIDED FURTHER, That, if any worker suffers an injury and dies therefrom before he or she shall have received payment of any monthly installment covering time loss for any period of time prior to his or her death, the amount of such monthly payment shall be paid to the surviving spouse, or to the child or children if there is no surviving spouse: PROVIDED FURTHER, That any application for compensation under the foregoing provisos of this section shall be filed with the department or self-insuring employer within one year of the date of death: PROVIDED FURTHER, That if the injured worker resided in the United States as long as three years prior to the date of injury, such payment shall not be made to any surviving spouse or child who was at the time of the injury a nonresident of the United States: PROVIDED FURTHER, That any worker receiving benefits under this title who is subsequently confined in, or who subsequently becomes eligible therefor while confined in any institution under conviction and sentence shall have all payments of such compensation canceled during the period of confinement but after discharge from the institution payment of benefits thereafter due shall be paid if such worker would, but for the provisions of this proviso, otherwise be entitled thereto: PROVIDED FURTHER, That if any prisoner is injured in the course of his or her employment while participating in a work or training release program authorized by chapter 72.65 RCW and is subject to the provisions of this title, he or she shall be entitled to payments under this title subject to the requirements of chapter 72.65 RCW unless his or her participation in such program has been canceled, or unless he or she is returned to a state correctional institution, as defined in RCW 72.65.010(3), as a result of revocation of parole or new sentence: PROVIDED FURTHER, That if such incarcerated worker has during such confinement period, any beneficiaries, they shall be paid directly the monthly benefits which would have been paid to him or her for himself or herself and his or her beneficiaries had he or she not been so confined. Any lump sum benefits to which the worker would otherwise be entitled but for the provisions of these provisos shall be paid on a monthly basis to his or her beneficiaries.

Sec. 12. Section 25, chapter 183, Laws of 1973 1st ex. sess. and RCW 74.20A-.055 are each amended to read as follows:

~~((As an alternative to the hearing and appeal procedures provided in RCW 74.20A.050,))~~ (1) The secretary may, in the absence of a superior court order, serve on the responsible parent or parents a notice and finding of financial responsibility requiring a responsible parent or parents to appear and show cause in a hearing held by the department why the finding of responsibility and/or the amount thereof is incorrect, should not be finally ordered, but should be rescinded or modified. This notice and finding shall relate to the support debt accrued and/or accruing under

this chapter and/or RCW 26.16.205, including periodic payments to be made in the future for such period of time as the child or children of said responsible parent or parents are in need. Said hearing shall be held pursuant to ~~((this 1973 amendatory act))~~ RCW 74.20A.055, chapter 34.04 RCW, and the rules and regulations of the department, which shall provide for a fair hearing.

(2) The notice and finding of financial responsibility shall be served in the same manner prescribed for the service of a summons in a civil action or may be served on the responsible parent by certified mail, return receipt requested. The receipt shall be prima facie evidence of service. Any responsible parent who objects to all or any part of the notice and finding shall have the right for not more than twenty days from the date of service to request in writing a hearing, which request shall be served upon the ((secretary or his designee)) department by registered or certified mail or personally. If no such request is made, the notice and finding of responsibility shall become final and the debt created therein shall be subject to collection action as authorized under this chapter. If a timely request is made, the execution of notice and finding of responsibility shall be stayed pending the decision on such hearing((; or any direct appeal to the courts from that decision)). If no timely written request for a hearing has previously been made, the responsible parent may petition the secretary or the secretary's designee at any time for a hearing as provided for in this section upon a showing of good cause for the failure to make a timely request for hearing. The filing of the petition for a hearing after the twenty-day period shall not affect any collection action previously taken under this chapter. The granting of a request for the hearing shall operate as a stay on any future collection action, pending the final decision of the secretary or the secretary's designee on the hearing. Moneys withheld as a result of collection action in effect at the time of the granting of the request for the hearing shall be delivered to the department and shall be held in trust by the department pending the final order of the secretary or during the pendency of any appeal to the courts made under chapter 34.04 RCW. The department may petition the hearing examiner to set temporary current and future support to be paid beginning with the month in which the petition for an untimely hearing is granted. The hearing examiner shall order payment of temporary current and future support if appropriate in an amount determined pursuant to the scale of suggested minimum contributions adopted under RCW 74.20.270. In the event the responsible parent does not make payment of the temporary current and future support as ordered by the hearing examiner, the department may take collection action pursuant to chapter 74.20A RCW during the pendency of the hearing or thereafter to collect any amounts owing under the order. Temporary current and future support paid, or collected, during the pendency of the hearing or appeal shall be disbursed to the custodial parent or as otherwise appropriate when received by the department. If the final decision of the department, or of the courts on appeal, is that the department has collected from the responsible parent other than temporary current or future support, an amount greater than such parent's past support debt, the department shall promptly refund any such excess amount to such parent.

(3) Hearings may be held in the county of residence or other place convenient to the responsible parent. Any such hearing shall be a "contested case" as defined in RCW 34.04.010. The notice and finding of financial responsibility shall set forth the amount the department has determined the responsible parent owes, the support debt accrued and/or accruing, and((; as appropriate, the amount to be paid thereon each month)) periodic payments to be made in the future for such period of time as the child or children of the responsible parent are in need, all computable on the basis of the ((amount of the monthly public assistance payment previously paid, or)) need alleged((; and the ability of the responsible parent to pay all, or any portion of the amount so paid and/or being paid and/or to be paid)). The notice and finding

shall also include a statement of the name of the recipient or custodian and the name of the child or children for whom ~~((assistance is being paid or))~~ need is alleged; and/or a statement of the amount of periodic future support payments as to which financial responsibility is ~~((found))~~ alleged.

(4) The notice and finding shall include a statement that the responsible parent may object to all or any part of the notice and finding, and request a hearing to show cause why said responsible parent should not be determined to be liable for any or all of the debt, past and future ~~((, determined, and the amount to be paid thereon))~~.

The notice and finding shall ~~((also))~~ include a statement that, if the responsible parent fails in timely fashion to request a hearing ~~((that))~~, the support debt and payments stated in the notice and finding, including periodic support payments in the future, shall be assessed and determined and ordered by the department and that this debt shall be subject to collection action; a statement that the property of the debtor, without further advance notice or hearing, will be subject to lien and foreclosure, distraint, seizure and sale, or order to withhold and deliver to satisfy the debt.

(5) If a hearing is requested, it shall be promptly scheduled, in no more than thirty days. The hearing, including a hearing on prospective modification, shall be conducted by a duly qualified hearing examiner appointed for that purpose.

After evidence has been presented at hearings conducted by the hearing examiner, the hearing examiner shall enter an initial decision and order which shall be in writing and shall contain findings and conclusions as to each contested issue of fact and law, as well as the order based thereon. The hearing examiner shall file the original of the initial decision and order, signed by the hearing examiner, with the secretary or the secretary's designee. Copies of the initial decision and order shall be mailed by the hearing examiner to the department and to the appellant by certified mail to the last known address of each party. Within thirty days of filing, either the appellant or the department may file with the secretary or the secretary's designee a written petition for review of the initial decision and order. The petition for review shall set forth in detail the basis for the requested review and shall be mailed by the petitioning party to the other party by certified or registered mail to the last known address of the party.

The petition shall be based on any of the following causes materially affecting the substantial rights of the petitioner:

(a) Irregularity in the proceedings of the hearing examiner or adverse party, or any order of the hearing examiner, or abuse of discretion, by which the moving party was prevented from having a fair hearing;

(b) Misconduct of the prevailing party;

(c) Accident or surprise which ordinary prudence could not have guarded against;

(d) Newly discovered evidence, material for the party making the application, which the party could not with reasonable diligence have discovered and produced at the hearing;

(e) That there is no evidence or reasonable inference from the evidence to justify the decision, or that it is contrary to law;

(f) Error in mathematical computation;

(g) Error in law occurring at the hearing and objected to at the time by the party making the application;

(h) That the moving party is unable to perform according to the terms of the order without further clarification;

(i) That substantial justice has not been done;

(j) Fraud or misstatement of facts by any witness, which materially affects the debt;

(k) Clerical mistakes in the decision arising from oversight or omission; or

(l) That the decision and order entered because the responsible parent failed to appear at the hearing should be vacated and the matter be remanded for a hearing upon showing of the grounds enumerated in RCW 4.72.010 or superior court civil rule 60.

In the event no petition for review is made as provided in this subsection by any party, the initial decision and order of the hearing examiner is final as of the date of filing and becomes the decision and order of the secretary. No appeal may be taken therefrom to the courts and the debt created is subject to collection action as authorized by this chapter.

After the receipt of a petition for review, the secretary or the secretary's designee shall consider the initial decision and order, the petition or petitions for review, the record or any part thereof, and such additional evidence and argument as the secretary or the secretary's designee may in his or her discretion allow. The secretary or the secretary's designee may remand the proceedings to the hearing examiner for additional evidence or argument. The secretary or the secretary's designee may deny review of the initial decision and order and thereupon deny the petition or petitions at which time the initial decision and order shall be final as of the date of the denial and all parties shall forthwith be notified, in writing, of the denial, by certified mail to the last known address of the parties. Unless the petition is denied, the secretary or the secretary's designee shall review the initial decision and order and shall make the final decision and order of the department. The final decision and order shall be in writing and shall contain findings of fact and conclusions of law as to each contested issue of fact and law. A copy of the decision and order, including the findings and conclusions, shall be mailed to each party to the appeal by certified mail to the last known address of the party. The decision and order shall authorize collection action, as appropriate, under this chapter.

(6) The hearing examiner in his or her initial decision, or the secretary or the secretary's designee in review of the initial decision, shall determine the past liability and responsibility, if any, of the alleged responsible parent (~~((under RCW 74.20A-.030;))~~) and shall also determine the amount of periodic payments to be made (~~((to satisfy past, present or future liability under RCW 74.20A.030 and/or 26.16.205))~~) in the future, which amount is not limited by the amount of any public assistance payment made to or for the benefit of the child. In making these determinations, the hearing examiner, and the secretary or the secretary's designee, shall include in his or her considerations (~~((1) the necessities and requirements of the child or children, exclusive of any income of the custodian of said child or children, (2) the amount of support debt claimed, (3) the public policy and intent of the legislature to require that children be maintained from the resources of responsible parents thereby relieving to the greatest extent possible the burden borne by the general citizenry through welfare programs, and (4) the abilities and resources of the responsible parent))~~):

(a) All earnings and income resources of the responsible parent, including real and personal property;

(b) The earnings potential of the responsible parent;

(c) The reasonable necessities of the responsible parent;

(d) The ability of the responsible parent to borrow;

(e) The needs of the child for whom the support is sought;

(f) The amount of assistance which would be paid to the child under the full standard of need of the state's public assistance plan;

(g) The existence of other dependents; and

(h) That the child, for whom support is sought, benefits from the income and resources of the responsible parent on an equitable basis in comparison with any other minor children of the responsible parent.

If the responsible parent fails to appear at the hearing, upon a showing of valid service, the hearing examiner shall enter an initial decision and order declaring the support debt and payment provisions stated in the notice and finding of financial responsibility to be assessed and determined and subject to collection action. Within ~~((fifteen))~~ thirty days of entry of said decision and order, the responsible parent may petition the ~~((department))~~ secretary or the secretary's designee to vacate said decision and order upon a showing of any of the grounds enumerated in RCW 4.72.010 or superior court civil rule 60.

~~(7) The ((hearing examiner shall, within twenty days of the hearing, enter findings, conclusions and a)) final decision ((determining liability and responsibility and/or future periodic support payments. The determination of the hearing examiner)) entered pursuant to this section shall be entered as a decision and order and shall limit the support debt ((under RCW 74.20A.030)) to the amounts stated in said decision: PROVIDED, That said decision establishing liability and/or future periodic support payments shall be superseded upon entry of a superior court order for support to the extent the superior court order is inconsistent with the hearing order or decision: PROVIDED FURTHER, That in the absence of a superior court order, either the responsible parent or the department may petition the secretary or his designee for issuance of an order to appear and show cause based on a showing of good cause and material change of circumstances, to require the other party to appear and show cause why the decision previously entered should not be prospectively modified. Said order to appear and show cause together with a copy of the petition and affidavit upon which the order is based shall be served in the manner of a summons in a civil action or by certified mail, return receipt requested, on the other party by the petitioning party. A hearing shall be set not less than fifteen nor more than thirty days from the date of service, unless extended for good cause shown. Prospective modification may be ordered, but only upon a showing of good cause and material change of circumstances. The decision and order for prospective modification entered by the hearing examiner shall be an initial decision subject to review by the secretary or the secretary's designee as provided for in this section.~~

~~(8) The ((department, in its original determinations, and the)) hearing examiner, in making ((determinations based on objections to original determinations or on petitions to modify)) the initial decision and the secretary or the secretary's designee in the final decision determining liability and/or future periodic support payments, shall consider the standards promulgated pursuant to RCW 74.20.270 and any standards for determination of support payments used by the superior court of the county of residence of the responsible parent.~~

~~(9) Debts determined pursuant to this section, accrued and not paid, are subject to collection action under this chapter without further necessity of action by the hearing examiner, or the secretary or secretary's designee.~~

~~(10) "Need" as used in this section shall mean the necessary costs of food, clothing, shelter, and medical attendance for the support of a dependent child or children. The amount determined by reference to the schedule of suggested minimum contributions adopted under RCW 74.20.270, based on the earnings, resources, and property of the alleged responsible parent, shall be a rebuttable presumption of the alleged responsible parent's ability to pay and the need of the family: PROVIDED, That such responsible parent shall be presumed to have no ability to pay child support under this chapter from any income received from aid to families with dependent children, supplemental security income, or continuing general assistance.~~

Sec. 13. Section 16, chapter 173, Laws of 1969 ex. sess. as amended by section 2, chapter 183, Laws of 1973 1st ex. sess. and RCW 74.20.101 are each amended to read as follows:

Whenever, as a result of any action, support money is paid by the person or persons responsible for support, such payment shall be paid through the support enforcement and collections unit of the state department of social and health services upon written notice by the department to the responsible person or to the clerk of the court, if appropriate, that the children for whom a support obligation exists are receiving public assistance or that the support debt has been assigned to the department.

After service on a responsible parent of a notice under this section or RCW 74.20A.040 or 74.20A.055, payment of moneys or in-kind providings for the support of the responsible parent's children which are not paid to the department shall not be credited against or set-off against any obligation to provide support which has been assigned to the department, whether the obligation has been determined by court order, or pursuant to RCW 74.20A.055, or is unliquidated.

Sec. 14. Section 74.09.180, chapter 26, Laws of 1959 as last amended by section 1, chapter 306, Laws of 1971 ex. sess. and RCW 74.09.180 are each amended to read as follows:

The provisions of this chapter shall not apply to recipients whose personal injuries are occasioned by negligence or wrong of another: PROVIDED, HOWEVER, That the secretary of the department of social and health services may, in his discretion, furnish assistance, under the provisions of this chapter, for the results of injuries to or illness of a recipient, and the department of social and health services shall thereby be subrogated to the recipient's right of recovery therefor to the extent of the value of the assistance furnished by the department of social and health services: PROVIDED FURTHER, That to the end of securing reimbursement of any assistance furnished to such a recipient, the department of social and health services may, as a nonexclusive legal remedy, assert and enforce a lien upon any claim, right of action, and/or money, including any claim for benefits arising from an insurance program, to which such recipient is entitled (a) against any tortfeasor and/or insurer of such tortfeasor, or (b) any contract of insurance, purchased by the recipient or any other person, providing coverage to such recipient for said injuries, any illness, dental costs, costs incident to birth, or any other coverage for purposes of or costs for which the department provides assistance or meets all or part of the cost of care to a vendor, to the extent of the assistance furnished by said department to the recipient. If a recovery shall be made and the subrogation or lien is satisfied either in full or in part as a result of an independent action initiated by or on behalf of a recipient to recover the personal injuries against any tortfeasor or insurer, then and in that event the amount repaid to the state of Washington as a result of said action, whether concluded by entry of a judgment or compromise and settlement, shall bear its proportionate share of attorney's fees and costs incurred by the injured recipient or his widow, children, or dependents, as the case may be, to the extent that such attorney's fees and costs are approved by the court in which the action is initiated, and upon notice to the department which shall have the right to be heard on the matter.

NEW SECTION. Sec. 15. There is added to chapter 74.20 RCW a new section to read as follows:

The provisions of RCW 26.26.090 requiring appointment of a general guardian or guardian ad litem to represent the child in an action brought to determine the parent and child relationship do not apply to actions brought under chapter 26.26 RCW if:

(1) The action is brought by the attorney general on behalf of the department of social and health services, the child, or the natural mother; or

(2) The action is brought by any prosecuting attorney on behalf of the state, the child, or the natural mother when referral has been made to the prosecuting attorney by the department of social and health services requesting such action.

The court, on its own motion or on motion of a party, may appoint a guardian ad litem when necessary.

Sec. 16. Section 22, chapter 164, Laws of 1971 ex. sess. as amended by section 20, chapter 183, Laws of 1973 1st ex. sess. and RCW 74.20A.220 are each amended to read as follows:

Any support debt due the department from a responsible parent which the secretary deems uncollectible may be transferred from accounts receivable to a suspense account and cease to be accounted as an asset: PROVIDED, That at any time after six years from the date a support debt was incurred, the secretary may charge off as uncollectible any support debt upon which the secretary finds there is no available, practical, or lawful means by which said debt may be collected (~~PROVIDED FURTHER, That no proceedings or action under the provisions of this chapter may be begun after expiration of said six year period to institute collection of a support debt. Nothing herein shall be construed to render invalid or nonactionable a support lien filed prior to the expiration of said six year period or an assignment of earnings or order to withhold and deliver executed prior to the expiration of said six year period~~)).

The department may accept offers of compromise of disputed claims or may grant partial or total charge-off of support arrears owed to the department up to the total amount of public assistance paid to or for the benefit of the persons for whom the support obligation was incurred. The department shall adopt rules as to the considerations to be made in the granting or denial of partial or total charge-off and offers of compromise of disputed claims of debt for support arrears.

The responsible parent owing a support debt may execute a written extension or waiver of any statute, including but not limited to RCW 4.56.210, which may bar or impair the collection of the debt and the extension or waiver shall be effective according to its terms.

NEW SECTION. Sec. 17. There is added to chapter 74.20 RCW a new section to read as follows:

Whenever a custodian of children, or other person, receives support moneys paid to them which moneys are paid in whole or in part in satisfaction of a support obligation which has been assigned to the department pursuant to 42 U.S.C. Sec. 602(A)(26)(a) or section 22 of this act or to which the department is owed a debt pursuant to RCW 74.20A.030, the moneys shall be remitted to the department within eight days of receipt by the custodian or other person. If not so remitted the custodian or other person shall be indebted to the department as a support debt in an amount equal to the amount of the support money received and not remitted.

By not paying over the moneys to the department, a custodial parent or other person is deemed, without the necessity of signing any document, to have made an irrevocable assignment to the department of any support delinquency owed which is not already assigned to the department or to any support delinquency which may accrue in the future in an amount equal to the amount of support money retained. The department may utilize the collection procedures in chapter 74.20A RCW to collect the assigned delinquency to effect recoupment and satisfaction of the debt incurred by reason of the failure of the custodial parent or other person to remit. The department is also authorized to make a set-off to effect satisfaction of the debt by deduction from support moneys in its possession or in the possession of any clerk of the court or other forwarding agent which are paid to the custodial parent or other person for the satisfaction of any support delinquency. Nothing in this section authorizes the department to make set-off as to current support paid during the month for which the payment is due and owing.

NEW SECTION. Sec. 18. There is added to chapter 74.20A RCW a new section to read as follows:

The secretary may issue a notice of support debt to any person, firm, corporation, association or political subdivision of the state of Washington or any officer or agent thereof who is in possession of support moneys, or who has had support moneys in his or her possession at some time in the past, which support moneys were or are claimed by the department as the property of the department by assignment, subrogation, or by operation of law or legal process under chapter 74.20A RCW, if the support moneys have not been remitted to the department as required by law.

The notice shall describe the claim of the department, stating the legal basis for the claim and shall provide sufficient detail to enable the person, firm, corporation, association or political subdivision or officer or agent thereof upon whom service is made to identify the support moneys in issue. The notice may also make inquiry as to relevant facts necessary to the resolution of the issue.

The notice may be served by certified mail, return receipt requested, or in the manner of a summons in a civil action. Upon service of the notice all moneys not yet disbursed or spent or like moneys to be received in the future are deemed to be impounded and shall be held in trust pending answer to the notice and any hearing which is requested.

The notice shall be answered under oath and in writing within twenty days of the date of service, which answer shall include true answers to the matters inquired of in the notice. The notice shall also either acknowledge the department's right to the moneys or request an administrative hearing to determine the rights to ownership of the support moneys in issue. The hearing shall be held pursuant to this section, chapter 34.04 RCW, and the rules of the department and shall be a contested case as provided for in chapter 34.04 RCW. The burden of proof to establish ownership of the support moneys claimed, including but not limited to moneys not yet disbursed or spent, is on the department.

If no answer is made within the twenty days, the department's claim shall be assessed and determined and subject to collection action as a support debt pursuant to chapter 74.20A RCW. Any such debtor may, at any time within one year from the date of service of the notice of support debt, petition the secretary or the secretary's designee for a hearing upon a showing of any of the grounds enumerated in RCW 4.72.010 or superior court civil rule 60. A copy of the petition shall also be served on the department. The filing of the petition shall not stay any collection action being taken, but the debtor may petition the secretary or the secretary's designee for an order staying collection action pending final decision of the secretary or the secretary's designee or the courts on any appeal made pursuant to chapter 34.04 RCW. Any moneys held and/or taken by collection action prior to the date of any such stay and any support moneys claimed by the department, including moneys to be received in the future to which the department may have a claim, shall be held in trust pending final decision and appeal, if any, to be disbursed in accordance with the final decision. The secretary or the secretary's designee shall condition the stay to provide for the trust.

If the hearing is granted it shall be an administrative hearing limited to the determination of the ownership of the moneys claimed in the notice of debt. The right to the hearing is conditioned upon holding of any funds not yet disbursed or expended or to be received in the future in trust pending the final order in these proceedings or during any appeal made to the courts. The secretary or the secretary's designee shall enter an appropriate order providing for the terms of the trust.

The hearing shall be a contested case as provided for in chapter 34.04 RCW and shall be held pursuant to this section, chapter 34.04 RCW, and the rules of the department. The hearing shall be promptly scheduled within thirty days from the date of receipt of the answer by the department. The hearing shall be conducted by

a duly qualified hearing examiner appointed for that purpose. Hearings may be held in the county of residence of the debtor or other place convenient to the debtor.

If the debtor fails to appear at the hearing, the hearing examiner shall, upon showing of valid service, enter an initial decision and order declaring the amount of support moneys, as claimed in the notice, to be assessed and determined and subject to collection action. Within thirty days of entry of the decision and order the debtor may petition the secretary or the secretary's designee to vacate the decision and order upon a showing of any of the grounds enumerated in RCW 4.72.010 or superior court civil rule 60.

The hearing and review process shall be as provided for in RCW 74.20A.055.

If, at any time, the superior court enters judgment for an amount of debt at variance with the amount determined by the final order in these proceedings, the judgment shall supersede the final order in these proceedings. Any debt determined by the superior court in excess of the amount determined by the final order in these proceedings shall be the property of the department as assigned under 42 U.S.C. 602(A)(26)(a), RCW 74.20.040, 74.20A.250, or sections 17 or 22 of this act. The department may, despite any final order in these proceedings, take action pursuant to chapters 74.20 or 74.20A RCW to obtain such a judgment or to collect moneys determined by such a judgment to be due and owing.

If public assistance moneys have been paid to a parent for the benefit of that parent's minor dependent children, debt under this chapter shall not be incurred by nor at any time be collected from that parent because of that payment of assistance. Nothing in this section prohibits or limits the department from acting pursuant to section 17 of this act and this section to assess a debt against a recipient or ex-recipient for receipt of support moneys paid in satisfaction of the debt assigned under section 22 of this act which have been assigned to the department but were received by a recipient or ex-recipient from another responsible parent and not remitted to the department. The department may not take collection action during such period of time as the public assistance recipient remains in that status. Payments not credited against the department's debt pursuant to RCW 74.20.101 may not be assessed or collected under this section.

NEW SECTION. Sec. 19. There is added to chapter 74.20 RCW a new section to read as follows:

In order to facilitate and ensure compliance with Title IV-D of the federal social security act, now existing or hereafter amended, wherein the state is required to undertake to establish paternity of such children as are born out of wedlock, the secretary of social and health services may pay the reasonable and proper fees of attorneys admitted to practice before the courts of this state, who are engaged in private practice for the purpose of maintaining actions under chapter 26.26 RCW on behalf of such children, to the end that parent and child relationships be determined and financial support obligations be established by superior court order. The secretary or the secretary's designee shall make the determination in each case as to which cases shall be referred for representation by such private attorneys. The secretary may advance, pay, or reimburse for payment of, such reasonable costs as may be attendant to an action under chapter 26.26 RCW. The representation by a private attorney shall be only on behalf of the subject child, the custodial natural parent, and the child's personal representative or guardian ad litem, and shall not in any manner be, or be construed to be, in representation of the department of social and health services or the state of Washington, such representation being restricted to that provided pursuant to chapters 43.10 and 36.27 RCW.

Sec. 20. Section 25, chapter 164, Laws of 1971 ex. sess. as amended by section 23, chapter 183, Laws of 1973 1st ex. sess. and RCW 74.20A.250 are each amended to read as follows:

By accepting public assistance (~~for or on behalf of a child or children, the recipient shall be deemed to have made assignment to the department of any and all right, title, and interest in any support obligation owed to or for said child or children up to the amount of public assistance money paid for or on behalf of said child or children for such term of time as such public assistance moneys are paid;~~), the recipient (~~shall also be~~) is deemed, without the necessity of signing any document, to have appointed the secretary as his or her true and lawful attorney in fact to act in his or her name, place, and stead to perform the specific act of endorsing any and all drafts, checks, money orders or other negotiable instruments representing support payments which are received on behalf of said child or children as reimbursement for the public assistance moneys previously paid to said recipient.

NEW SECTION. Sec. 21. There is added to chapter 74.20A RCW a new section to read as follows:

Whenever any person requests an administrative hearing under RCW 74.20A-.055 or section 18 of this act, after the department has notified the person of the requirements of this section, it shall be the responsibility of the person to notify the department of the person's mailing address at the time the request for hearing is made and also to notify the department of any subsequent change of mailing address during the pendency of the action and any appeal made therefrom to the courts. Whenever the person has a duty under this section to advise the department of the person's mailing address, mailing by the department by certified mail to the person's last known address constitutes service as required by chapters 74.20A and 34.04 RCW.

NEW SECTION. Sec. 22. There is added to chapter 74.20 RCW a new section to read as follows.

(1) Whenever public assistance is paid under this title, each applicant or recipient is deemed to have made assignment to the department of any rights to support from any other person the applicant or recipient may have in his or her own behalf or in behalf of any other family member for whom the applicant or recipient is applying for or receiving public assistance, including any rights which have accrued at the time the assignment is made. Payment of public assistance under this chapter operates as an assignment by operation of law.

(2) The department may, during the four months following the last month in which public assistance was paid, and thereafter if a nonassistance application for support enforcement services has been made under RCW 74.20.040, pay the family, from collections made on the delinquent support assigned, an amount equal to the monthly amount required by either the superior court order for support or the administrative order entered under RCW 74.20A.055. Nothing in this section shall be construed to permit the department to make such payments for months in which no collections have been made on the delinquent support assigned, nor is the department permitted to make payments for the support of one person from collections on the delinquent support assigned by a different person. The department has, upon making any such payment, by operation of law an additional assignment of the unpaid obligation owed for the month in which the payment is made. The department shall take action to collect the unpaid obligation to reimburse itself and/or the federal government for the payment made.

NEW SECTION. Sec. 23. There is added to chapter 74.20A RCW a new section to read as follows:

While discharging its responsibilities to enforce the support obligations of responsible parents, the department shall respect the right of privacy of recipients of public assistance and of other persons. Any inquiry about sexual activity shall be limited to that necessary to resolve a genuine dispute about the parentage of a child. When a custodial mother has informed the department that a particular man is the

father of her child, the department shall make no further inquiry into her personal life unless the man so identified has denied that he is the father of such child.

NEW SECTION. Sec. 24. The following acts or parts of acts are each repealed:

(1) Section 5, chapter 164, Laws of 1971 ex. sess., section 6, chapter 183, Laws of 1973 1st ex. sess. and RCW 74.20A.050; and

(2) Section 27, chapter 183, Laws of 1973 1st ex. sess. (uncodified).

NEW SECTION. Sec. 25. The repeal of RCW 74.20A.050 and the amendment of RCW 74.20A.030 and 74.20A.250 by this 1979 act is not intended to affect any existing or accrued right, any action or proceeding already taken or instituted, any administrative action already taken, or any rule, regulation, or order already promulgated. The repeal and amendments are not intended to revive any law heretofore repealed.

NEW SECTION. Sec. 26. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected."

On page 1, line 5 of the title, after "as" strike everything through and including "sess." on line 6, and insert "last amended by section 305, chapter 141, Laws of 1979"

On page 2, line 12 of the title, after "74.20A.050;" insert "repealing section 27, chapter 183, Laws of 1973 1st ex. sess. (uncodified);"

Signed by: Senators Marsh, Chairman; Talmadge, Vice Chairman; Hayner, Van Hollebeke, Woody.

The bill was read the second time by sections.

Senator Marsh moved adoption of the committee amendment.

Senator Pullen moved adoption of the following amendment to the committee amendment:

On page 13, line 36 after "service." insert:

"The notice shall be served upon the debtor within thirty days from the date of payment of public assistance to or for the benefit of the dependent child or children on whose behalf support is sought. If the notice is not served within thirty days from such date, the department shall lose the right to reimbursement of payments made after the thirty-day period and before the date of notification. A failure to notify within thirty days shall be excused if the department is unable to locate the debtor."

MOTION

On motion of Senator Marsh, Substitute House Bill No. 125, together with the pending committee amendment and the amendment by Senator Pullen to the committee amendment, was held until later notice.

MOTION

On motion of Senator Marsh, the Senate commenced consideration of Engrossed House Bill No. 335.

SECOND READING

ENGROSSED HOUSE BILL NO. 335, by Representatives Nelson (G.A.), Martinis, Patterson, Becker and Sprague:

Authorizing new community college district and providing for transfer of property, records, and personnel thereto.

The bill was read the second time by sections.

MOTIONS

On motion of Senator Wilson, Senator Bausch was excused.

Senator Gould moved the following amendments be considered and adopted simultaneously:

On page 1, line 22, after "Northshore" insert ", Snohomish, Sultan, Index, Monroe,"

On page 3, line 10, after "Edmonds" strike "common school district" and insert ", Snohomish, Sultan, Index, and Monroe common school districts,"

POINT OF INQUIRY

Senator Goltz: "Senator Gould, I assume that because of the nature of the involvement of the members of the House, that some communication has been undertaken with those House members. What is their response, if it is fair to ask that question, concerning this proposed boundary—this may be our only redistricting bill of the session, we want to get it right."

Senator Gould: "That is what I felt like when I was trying to calculate what the most fair and appropriate way would be to district the boundaries of the college district. Yes, it is a fair question and I have talked to the sponsor of the bill. Interestingly, some of the questions that arose in the House arose in our discussion, and he said his original bill had included these very same school districts. There was a concern over the Paine Field area. Paine Field, evidently there are some new programs going in which are to be developed by the Everett Community College and it was the concern of some of the House members from that area that that be excluded from the Edmonds Community College area. That is why I have excluded the Mukilteo School District, which carries the Paine Field in it. I did not ask the specific question, will you support it? I am sorry I did not ask that question, but it was in the original intent, and it was my understanding that with this as an exception, it could be passed more easily and accepted by the House."

Senator Goltz: "Would you yield to another question? Would, and this may not be a fair question, but if these school districts are included, would you support the bill?"

Senator Gould: "No, this is a perfectly legitimate question too, because I have, as you know, long been opposed to the bill. No, I will not. I am still opposed to the bill and I would vote no on the bill for other reasons which I will be glad to enumerate at that time. However, if the bill is going to pass and if this is what is going to happen to my community college district in my legislative district, I want it to be as fair as possible. I do not consider these amendments destructive to the bill and they were not intended to do so."

Further debate ensued.

The motion by Senator Gould carried and the amendments were adopted.

Senator Rasmussen moved adoption of the following amendment by Senators Rasmussen, Woody, Gould, Benitz, Odegaard and Donohue:

Strike all material after the enacting clause on page 1, line 6, and insert:

"NEW SECTION. Section 1. There is added to chapter 28B.50 RCW a new section to read as follows:

A special study shall be undertaken by the Council for Postsecondary Education to examine the decision making and administrative configurations of the present community college district system and the appropriateness of the community college districting system as instituted by the Community College Act of 1967 with reference to changes in the state's population and the educational needs of the communities and students served.

The Council for Postsecondary Education shall submit a report to the Legislature by November 1, 1981."

POINT OF ORDER

Senator Goltz: "Mr. President, I would like to raise the question of scope and object on the amendment."

"The bill is a bill to create a second community college district and the amendment is to create a study, and I think on the face of it it certainly changes the scope and object of the original bill."

RULING BY THE PRESIDENT

President Cherberg: "The President, in ruling upon the Point of Order raised by Senator Goltz, finds that Engrossed House Bill No. 335 is a measure authorizing new community college districts and providing for transfer of property records and personnel funds whereas the amendment proposed by Senator Rasmussen deals with the community college districting system as instituted by the Community College Act of 1967 with reference to changes in the state's population and the educational needs of the communities and students served and establishing a study thereof.

"The President therefore believes that the amendment is within the scope and object of the bill and the Point of Order is not well taken."

The amendment by Senator Rasmussen and others was ruled in order.

Further debate ensued.

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

On motion of Senator Goltz, the rules were suspended, Engrossed House Bill No. 335 as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Vognild: "Senator Goltz, there is some concern over what will happen to the classified civil service employees who work at district headquarters. Will these classified employees and the funding for these positions be transferred to one of the two community colleges if this bill is passed?"

Senator Goltz: "Yes, Senator Vognild, they will and they will retain all the rights and benefits as has been the practice when classified civil service employees are transferred from one unit to another."

Further debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 335, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 29; nays, 16; absent or not voting, 3; excused, 1.

Voting yea: Senators Bausch, Benitz, Bluechel, Clarke, Conner, Day, Gallagher, Gaspard, Goltz, Guess, Lysen, McDermott, Moore, Newschwander, North, Pullen, Quigg, Rasmussen, Ridder, Scott, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wojahn—29.

Voting nay: Senators Bottiger, Donohue, Fleming, Gould, Hayner, Jones, Lee, Lewis, Marsh, Matson, Morrison, Odegaard, Sellar, Shpoch, Wilson, Woody—16.

Absent or not voting: Senators Hansen, Henry, Peterson—3.

Excused: Senator Keefe—1.

ENGROSSED HOUSE BILL NO. 335, as amended by the Senate, 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.

MOTIONS

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

On motion of Senator Jones, Senator Hayner was excused.

On motion of Senator Walgren, the following resolution was adopted:

SENATE RESOLUTION 1979-57

By Senators Hansen and Shinpoch:

WHEREAS, Parking at the Legislative Building for constituents who are visiting individual legislators, attending public hearings, or are involved in other matters concerning the Legislature, is virtually non-existent; and

WHEREAS, The taxpaying public should have public parking areas in close proximity to the Legislative Building for purposes of carrying out these public functions; and

WHEREAS, The Department of General Administration has jurisdiction over the parking spaces in close proximity to the Legislative Building; and

WHEREAS, There is a definite need for such parking places to be made available;

NOW, THEREFORE, BE IT RESOLVED, By the Senate, that the Senate Committee on Facilities and Operations is authorized and directed to contact and cooperate with the Department of General Administration in order to resolve the public parking problem which exists on the Capitol Campus.

MOTION

On motion of Senator Walgren, the following Senate Resolutions were referred to the Committee on Rules:

1979-58	Estuarine areas and wetlands—study
1979-63	Wage settlements, marine employees—study
1979-64	Rental problems, elderly—study
1979-65	Policy research, oversight plan—study

MOTION

On motion of Senator Hansen, the following resolutions were considered and adopted simultaneously:

SENATE RESOLUTION 1979-70

By Senators Hansen, Gaspard, Wanamaker, Day and Wilson:

WHEREAS, The Yakima River System has long suffered from a lack of water as well as water of poor quality; and

WHEREAS, This shortage has not only caused many disputes but also numerous costly lawsuits over the rights to the use of water of the river system, all of which are detrimental to the social and economic well-being of the Yakima Valley; and

WHEREAS, The Department of Ecology of the State of Washington, working with the Yakima Indian Nation and others, has developed a proposal for resolving the conflicts and suffering arising from water shortages by providing more water for agricultural uses as well as fishery, recreational, and other instream uses; and

WHEREAS, A proposal, known as the Yakima River Basin Water Enhancement Project, embodies a combined physical and legal solution consisting of the construction of five water storage and distribution projects and the termination of several major water rights cases pending in federal and state courts; and

WHEREAS, Legislation directing the secretary of the department of the interior to study the feasibility of the Yakima River Basin Water Enhancement Project

has been introduced by Senators Henry M. Jackson and Warren G. Magnuson (S. 585) and Representative Mike McCormack (H.R. 2757), and the Washington State Legislature has provided financial assistance not exceeding \$500,000 for the study by the secretary of the interior, through enactment of Substitute Senate Bill No. 2504 earlier this session;

NOW, THEREFORE, BE IT RESOLVED, By the Senate of the State of Washington, that the senators:

(1) Encourage President Jimmy Carter to support the enactment of S. 585 and H.R. 2757; and

(2) Congress is encouraged to enact S. 585 and H.R. 2757; and

BE IT FURTHER RESOLVED, That copies of this resolution be immediately transmitted by the Secretary of the Senate to the Honorable Jimmy Carter, President of the United States, to the President of the United States Senate, to the Speaker of the House of Representatives, to the Secretary of the Interior, and to each member of Congress from the State of Washington.

SENATE RESOLUTION 1979-71

By Senators Hansen, Gaspard, Wanamaker, Day and Wilson:

WHEREAS, The several states, consistent with longstanding national policy established by Congress, have been and should continue to be the governmental units with the primary authority to allocate the use of water resources within their respective boundaries through the establishment, management, and regulation of rights to the use of water; and

WHEREAS, A doctrine of implied reservation of federal water rights, developed and amplified primarily during the last two decades by the Supreme Court of the United States, now operates outside of and in conflict with that national policy and the states' comprehensive water rights law; and

WHEREAS, This federal reserved rights doctrine is being relied upon with ever-increasing imagination, intensity, and enthusiasm by the executive branch of the United States government, primarily through the departments of Justice and the Interior, to support claims for federal water rights either never before advanced or far larger in scope than previously claimed; and

WHEREAS, These claims based on the doctrine of implied reservation have a serious potential not only to upset the states' property rights systems for water rights allocation and regulation, but also to create severe economic displacement, social unrest, and political dislocation, all of which are clearly detrimental to the overall public interest; and

WHEREAS, Under our federal system, Congress, rather than the courts, should resolve basic policy differences concerning the use of natural resources;

NOW, THEREFORE, BE IT RESOLVED, By the Senate of the State of Washington, That Congress is requested to resolve disputes over federal reserved water rights and to clarify the relationships between the United States and the several states over state water rights laws and federal impliedly reserved water rights by enacting comprehensive legislation on the subject. Such legislation should contain the following elements:

(1) The establishment of a national general water rights adjudication program to provide, when necessary for proper water allocation and regulation, a precise quantification of all rights to the use of waters of a stream system or other body of water, which adjudication program should be administered by the states in state courts.

(2) The extinguishment of all existing unexercised federally reserved water rights except unexercised Indian water rights. Such unexercised Indian water rights, if any, may be exercised for a reasonable period of time in the future (subject to compensation by the United States for any nonfederal existing rights adversely

affected) after which the unexercised portion of those rights should be extinguished and the Indians compensated by the United States therefor.

(3) (a) The requirement that, to the maximum extent possible consistent with the national interest, the United States shall in the future establish all required water rights pursuant to state water rights laws;

(b) The requirement that, in those very limited situations where new rights are required to be established outside of state law, those rights shall be expressly reserved, precisely described, and established through procedures which provide for public notice and opportunity for the states and individuals to comment. Such federal reserved rights may be established only as to unappropriated waters and shall be subject to all existing rights.

(4) The integration of all federal reserved rights into the regulatory programs established by the water rights laws of the several states and, where appropriate, interstate compacts and court decrees; and

BE IT FURTHER RESOLVED, That a copy of this resolution be transmitted by the Secretary of the Senate to President Jimmy Carter with the request that he provide the full support of his administration to proposed legislation embodying the elements described herein; and

BE IT FURTHER RESOLVED, That copies of this resolution be transmitted by the Secretary of the Senate to the Chairman of the United States Senate Committee on Energy and Natural Resources, the Honorable Henry M. Jackson, and to all members of that committee, as well as to the Chairman of the United States House of Representatives Committee on Interior and Insular Affairs, the Honorable Morris K. Udall, and to all members of that committee.

MOTION

On motion of Senator Guess, the following resolution was adopted:

SENATE RESOLUTION 1979-72

By Senators Guess and Henry:

WHEREAS, The federal-aid highway program is of vital importance to the transportation system of the nation and the several states; and

WHEREAS, The Congress has recognized the importance of the federal-aid highway program by enacting the Federal-Aid Highway Act of 1978 including annual authorizations of funds; and

WHEREAS, The President of the United States has recognized the intent of Congress as expressed in the Federal-Aid Highway Act of 1978, and has proposed an obligation level of \$8.5 billion for federal-aid highway programs for the fiscal year ending September 30, 1980, in his budget proposal for such fiscal year; and

WHEREAS, The several states have obligated approximately \$4 billion of federal highway funds in the first five months of the fiscal year ending September 30, 1979, indicating that the obligation level proposed by the President for the fiscal year ending September 30, 1980, is reasonable and appropriate for continuation of the federal-aid highway program; and

WHEREAS, Any reduction below the obligation level proposed by the President will seriously impair the highway transportation programs of the nation and the several states, to the detriment of transportation efficiency and safety;

NOW, THEREFORE, BE IT RESOLVED, By the Senate of the State of Washington, That the Congress be urged to approve an obligation level for the federal-aid highway program for the fiscal year ending September 30, 1980, that is not less than the level included by the President in his budget proposal for such fiscal year; and

BE IT FURTHER RESOLVED, That copies of this resolution be immediately transmitted by the Secretary of the Senate to the Honorable Jimmy Carter, President of the United States, the President of the United States Senate, the Speaker of the House of Representatives, each member of Congress from the State of Washington, and to the Secretary of Transportation.

MOTION

On motion of Senator Henry, the following resolution was adopted:

SENATE RESOLUTION 1979-73

By Senators Henry, Morrison and Matson:

WHEREAS, Efforts have been made over the past decade by the U. S. Fish and Wildlife Service to obtain private lands near Conboy Lake in Klickitat County for a goose nesting area; and

WHEREAS, Property owners, many the descendents of the pioneers who homesteaded the area, have resisted condemnation of their lands, or other means of acquisition attempted by the federal agency; and

WHEREAS, An appropriation is being sought by the Fish and Wildlife Service to condemn and further acquire lands for these purposes at Conboy Lake; and

WHEREAS, The property owners of the area should not be threatened by a federal agency in Washington, D.C., with the loss of their property, which they desire to retain for their own use; and

WHEREAS, The Congress of the United States should deny the Fish and Wildlife Service any funds for the condemnation or acquisition of Lands at Conboy Lake for goose nesting purposes; and

WHEREAS, Congressman Mike McCormack of the Fourth Congressional District has been steadfast in his effort to deny such funds to the Fish and Wildlife Service;

NOW, THEREFORE, BE IT RESOLVED, By the Senate of the State of Washington, that Congressman McCormack be supported in this effort to defend the property rights of the landowners of the Conboy Lake area, and to deny funds to be used for the purchase of their property, or condemnation, by the U. S. Fish and Wildlife Service; and

BE IT FURTHER RESOLVED, That copies of this resolution be forwarded to Congressman McCormack and to the other members of the Washington delegation in Congress, and to the Secretary of the U. S. Department of the Interior.

SIGNED BY THE PRESIDENT

The President signed:

SUBSTITUTE SENATE BILL NO. 2161,
 SENATE BILL NO. 2295,
 SENATE BILL NO. 2314,
 SENATE BILL NO. 2354,
 SENATE BILL NO. 2362,
 SENATE BILL NO. 2565,
 SECOND SUBSTITUTE SENATE BILL NO. 2610,
 SENATE BILL NO. 2727,
 SUBSTITUTE SENATE BILL NO. 2958,
 SUBSTITUTE SENATE BILL NO. 3066.

MOTION

On motion of Senator Walgren, the Senate returned to the first order of business.

REPORT OF STANDING COMMITTEE

April 18, 1979.

SECOND SUBSTITUTE HOUSE BILL NO. 1141, establishing a reservation system for state campsites (reported by Committee on Parks and Recreation):

Recommendation: Do pass and be rereferred to Committee on Ways and Means.

Signed by: Senators von Reichbauer, Chairman; Bausch, Lewis, Quigg, Wanamaker, Wojahn, Woody.

Rereferred to Committee on Ways and Means.

REPORTS OF STANDING COMMITTEES
GUBERNATORIAL APPOINTMENTS

April 18, 1979.

E. J. "JIM" CLARK, to the position of member of the State Parks and Recreation Commission, appointed by the Governor on January 11, 1979 for the term ending December 31, 1984, succeeding Kay Green (reported by the Committee on Parks and Recreation):

MAJORITY recommends that said appointment be confirmed.

Signed by: Senators von Reichbauer, Chairman; Bausch, Lewis, Quigg, Wanamaker, Woody.

Passed to Committee on Rules.

April 18, 1979.

ELEANOR E. CHASE, to the position of member of the Board of Trustees, Eastern Washington University, appointed by the Governor on March 19, 1979 for the term ending March 12, 1985, succeeding Jerome W. Page (reported by the Committee on Higher Education):

MAJORITY recommends that said appointment be confirmed.

Signed by: Senators Goltz, Chairman; Benitz, Guess, Odegaard, Scott, Shinpoch, von Reichbauer.

Passed to Committee on Rules.

April 16, 1979.

JAMES S. HOGAN, to the position of member of the Board of Trustees, Central Washington University, appointed by the Governor on April 5, 1979 for the term ending March 11, 1985, succeeding himself (reported by the Committee on Higher Education):

MAJORITY recommends that said appointment be confirmed.

Signed by: Senators Goltz, Chairman; Benitz, Guess, Shinpoch.

Passed to Committee on Rules.

April 18, 1979.

ANTHONY I. EYRING, to the position of member of the Health Care Facilities Authority, appointed by the Governor on April 11, 1979, for the term ending March 1, 1983 (reported by the Committee on Social and Health Services):

MAJORITY recommends that said appointment be confirmed.

Signed by: Senators Day, Chairman; Moore, Vice Chairman; Gould, Pullen, Quigg, Talmadge, Vognild.

Passed to Committee on Rules.

MOTION

At 3:50 p.m., on motion of Senator Walgren, the Senate adjourned until 9:00 a.m., Thursday, April 19, 1979.

JOHN A. CHERBERG, President of the Senate.
SIDNEY R. SNYDER, Secretary of the Senate.

THIRTIETH DAY

MORNING SESSION

Senate Chamber, Olympia, Thursday, April 19, 1979.

The Senaté was called to order at 9:00 a.m. by President Pro Tempore Henry. The Secretary called the roll and announced to President Pro Tempore that all Senators were present except Senators Donohue, Fleming, Hansen and Keefe. On motion of Senator Wilson, Senators Donohue, Fleming, Hansen and Keefe were excused.

The Color Guard, consisting of Pages Colleen Cleary and Steve Bricker, presented the Colors. Reverend Robert M. Keller, pastor of the Lutheran Church of the Good Shepherd of Olympia, offered the following prayer:

"LORD GOD, RULER OF ALL, WE PAUSE AT THE BEGINNING OF THIS DAY OF WORK AND DELIBERATION TO COMMEND OURSELVES, OUR ACTIONS, OUR PEOPLE, OUR NATION INTO YOUR MERCIFUL CARE. GIVE US THE WISDOM TO KNOW YOUR WILL, AND THE STRENGTH TO DO IT. BLESS OUR LEADERS, OUR LEGISLATORS, OUR LIEUTENANT GOVERNOR AND GOVERNOR: HELP THEM EACH TO SERVE WITH INTEGRITY, FAITHFULNESS AND HONOR. WE PRAY THIS IN CHRIST'S NAME. AMEN."

MOTION

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

MESSAGES FROM THE HOUSE

April 16, 1979.

Mr. President: The Speakers have signed HOUSE BILL NO. 460, and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

April 16, 1979.

Mr. President: The Speakers have signed:
SUBSTITUTE SENATE BILL NO. 2032,
SENATE BILL NO. 2060,
SUBSTITUTE SENATE BILL NO. 2144,
SENATE BILL NO. 2173,
SENATE BILL NO. 2175,
SENATE BILL NO. 2218,
SENATE BILL NO. 2242,
SENATE BILL NO. 2290,
SENATE BILL NO. 2296,
SENATE BILL NO. 2297,
SUBSTITUTE SENATE BILL NO. 2301,
SENATE BILL NO. 2385,
SUBSTITUTE SENATE BILL NO. 2411,
SENATE BILL NO. 2430,
SENATE BILL NO. 2467,

SENATE BILL NO. 2630,
 SENATE BILL NO. 2753,
 SUBSTITUTE SENATE BILL 2798,
 SENATE BILL NO. 2923,
 SENATE BILL NO. 3077,
 SENATE BILL NO. 3115,
 SENATE CONCURRENT RESOLUTION NO. 112, and the same are here-

with transmitted.

DEAN R. FOSTER, Chief Clerk.
 VITO T. CHIECHI, Chief Clerk.

April 19, 1979

Mr. President: The Speakers have signed:

HOUSE BILL NO. 229,

HOUSE BILL NO. 254,

HOUSE BILL NO. 351, and the same are herewith transmitted.

DEAN R. FOSTER, Chief Clerk.
 VITO T. CHIECHI, Chief Clerk.

SECOND READING

SUBSTITUTE SENATE BILL NO. 2976, by Committee on Energy and Utilities (originally sponsored by Senator Bottiger):

Permitting local governments to use public funds to promote conservation of energy.

The Senate resumed consideration of Substitute Senate Bill No. 2976. On Wednesday, April 18, 1979 an amendment by Senator Bottiger had been moved for adoption.

President Pro Tempore Henry declared the question before the Senate to be adoption of the amendment by Senator Bottiger.

The motion by Senator Bottiger carried and the amendment was adopted.

On motion of Senator Bottiger, the rules were suspended, Engrossed Substitute Senate Bill No. 2976 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute Senate Bill No. 2976 and the bill passed the Senate by the following vote: Yeas, 35; nays, 10; excused, 4.

Voting yea: Senators Bausch, Bluechel, Bottiger, Conner, Day, Gallagher, Gaspard, Goltz, Gould, Henry, Lee, Lewis, Lysen, Marsh, McDermott, Moore, Morrison, North, Odegaard, Peterson, Quigg, Ridder, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—35.

Voting nay: Senators Benitz, Clarke, Guess, Hayner, Jones, Matson, Newschwander, Pullen, Rasmussen, Scott—10.

Excused: Senators Donohue, Fleming, Hansen, Keefe—4.

ENGROSSED SUBSTITUTE SENATE BILL NO. 2976, having received the constitutional majority, was declared passed. There ENGROSSED SUBSTITUTE SENATE BILL NO. 2976, 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.

SIGNED BY THE PRESIDENT

The President signed:

HOUSE BILL NO. 460.

SIGNED BY THE PRESIDENT

The President signed:

SENATE BILL NO. 2311.

MOTION

On motion of Senator Walgren, the Senate commenced consideration of Substitute House Bill No. 80.

SECOND READING

SUBSTITUTE HOUSE BILL NO. 80, by Committee on Institutions (originally sponsored by Representatives Struthers, Becker, D. Nelson, Taller and Rohrbach) (by Department of Social and Health Services request):

Modifying provisions relating to institutional industries.

The Senate resumed consideration of Substitute House Bill No. 80. An amendment by Senator Guess had been moved for adoption on Wednesday, April 18, 1979.

There being no objection, the amendment by Senator Guess was withdrawn.

On motion of Senator Day, the following amendments by Senators Day and Guess were adopted:

On page 2, line 34, after "less than" insert "sixty percent of"

On page 3, line 1, after "performed" insert ": PROVIDED, That the provisions of this subsection (2) shall expire and be of no further force and effect after January 1, 1984"

On motion of Senator Day, the rules were suspended, Substitute House Bill No. 80, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

POINT OF INQUIRY

Senator Gaspard: "Senator, is there a mechanism in this bill that would allow for the inmates we are talking about to be required to give some restitution to the victims of the crime that they have been imprisoned for?"

Senator Day: "I do not believe that is contained in this bill. However, I believe we passed a bill—didn't we pass a bill this session that did have to do with that?"

Senator Gaspard: "With restitution? Yes, we did."

Senator Day: "Certainly, I feel if there is any residue of their earnings that that could come under that other bill."

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 80, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 45; excused, 4.

Voting yea: Senators Bausch, Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Gallagher, Gaspard, Goltz, Gould, Guess, Hayner, Henry, Jones, Lee, Lewis, Lysen, Marsh, Matson, McDermott, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Scott, Sellar, Shihpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—45.

Excused: Senators Donohue, Fleming, Hansen, Keefe—4.

SUBSTITUTE HOUSE BILL NO. 80, as amended by the Senate, 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.

MOTIONS

On motion of Senator Wilson, Senator von Reichbauer was excused.

On motion of Senator Walgren, the Senate commenced consideration of Engrossed House Bill No. 781.

SECOND READING

ENGROSSED HOUSE BILL NO. 781, by Representatives Smith (Rick) and Craswell (by Department of Natural Resources request):
Providing for geoduck and clam licenses.

REPORT OF STANDING COMMITTEE

April 3, 1979.

ENGROSSED HOUSE BILL NO. 781, providing for geoduck and clam licenses (reported by Committee on Natural Resources):

MAJORITY recommendation: Do pass with the following amendments:

On page 5, line 16, after "or" strike "posts and forfeits bail" and insert "has an unvacated bail forfeiture"

On page 5, line 35, after "conviction or" insert "unvacated"

Signed by: Senators Peterson, Chairman; Conner, Vice Chairman; Lee, Lysen, Newschwander, Odegaard, Quigg, Rasmussen, Talley, Vognild.

The bill was read the second time by sections.

On motion of Senator Peterson, the committee amendments were adopted.

Senator Van Hollebeke moved adoption of the following amendment:

On page 5, line 34, strike "including off-tract harvesting"

Debate ensued.

The motion by Senator Van Hollebeke failed and the amendment was not adopted.

Senator Rasmussen moved adoption of the following amendment:

On page 4, line 17, after "fee is" strike "fifty" and insert "two"

On motion of Senator Peterson, the following amendment to the amendment by Senator Rasmussen was adopted:

Amend the amendment to page 4, line 17 as follows: On the last line of the amendment strike "two" and insert "twenty-five"

The motion by Senator Rasmussen carried and the amendment, as amended, was adopted.

MOTIONS

On motion of Senator Wilson, Senator McDermott was excused.

Senator Lee moved adoption of the following amendment by Senators Lee and Peterson:

On page 6, line 23, after "RCW." insert: "Any lessee may terminate a lease entered into pursuant to this subsection if actions of a governmental agency, beyond the control of the lessee, its agents or its employees, prohibit harvesting, for a period exceeding thirty days, during the term of the harvesting agreement. Upon termination of the lease, the lessee shall be reimbursed by the lessor for the cost paid on the lease less the value of the harvest already accomplished by the lessee on the leasehold."

Senator Marsh moved adoption of the following amendment to the amendment by Senators Lee and Peterson:

After "agreement." strike the last sentence of the amendment.

Debate ensued.

The motion by Senator Marsh failed and the amendment to the amendment was not adopted.

The motion by Senator Lee carried and the amendment was adopted.

MOTION FOR RECONSIDERATION

On motion of Senator Peterson, the Senate moved to reconsider the following amendment by Senator Van Hollebeke that was not adopted earlier today:

On page 5, line 34, strike "including off-tract harvesting"

President Pro Tempore Henry declared the question before the Senate to be adoption of the amendment by Senator Van Hollebeke on reconsideration.

The motion carried and the amendment, on reconsideration, was adopted.

On motion of Senator Peterson, the rules were suspended, Engrossed House Bill No. 781, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

POINT OF INQUIRY

Senator Wanamaker: "Senator Peterson, what I am wondering, does this allow the department to disregard local government and the local property owners, and what I have reference to is that clam harvest up in Port Susan which you and I went and looked at one time; would that allow them to disregard that and allow them to go ahead and harvest without any local government or local consideration?"

Senator Peterson: "Not beyond what they already have, Senator. They already have that authority on the tidelands that they manage and it would not add any additional—in other words, it would not open up Port Susan to clam diggers."

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 781, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 41; nays, 2; absent or not voting, 1; excused, 5.

Voting yea: Senators Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Gallagher, Gaspard, Goltz, Gould, Hansen, Hayner, Henry, Jones, Lee, Lewis, Lysen, Marsh, Matson, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, Vognild, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—41.

Voting nay: Senators Bausch, Van Hollebeke—2.

Absent or not voting: Senator Guess—1.

Excused: Senators Donohue, Fleming, Keefe, McDermott, von Reichbauer—5.

ENGROSSED HOUSE BILL NO. 781, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Sellar, Senator Lewis was excused.

SECOND READING

HOUSE BILL NO. 750, by Representatives Martinis, Douthwaite, Charnley, Chandler and Lux (by Department of Transportation request):

Establishing minimum funding levels for trails along roadways.

The bill was read the second time by sections.

On motion of Senator Conner, the rules were suspended, House Bill No. 750 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 750, and the bill passed the Senate by the following vote: Yeas, 43; excused, 6.

Voting yea: Senators Bausch, Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Gallagher, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Henry, Jones, Lee, Lysen, Marsh, Matson, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—43.

Excused: Senators Donohue, Fleming, Keefe, Lewis, McDermott, von Reichbauer—6.

HOUSE BILL NO. 750, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Sellar, Senator Matson was excused.

SECOND READING

SUBSTITUTE HOUSE BILL NO. 751, by Committee on Transportation (originally sponsored by Representatives Wilson and Martinis) (by Department of Transportation request):

Restructuring highway priority programming.

The bill was read the second time by sections.

On motion of Senator Conner, the rules were suspended, Substitute House Bill No. 751 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 751, and the bill passed the Senate by the following vote: Yeas, 41; absent or not voting, 1; excused, 7.

Voting yea: Senators Bausch, Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Gallagher, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Henry, Lee, Lysen, Marsh, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—41.

Absent or not voting: Senator Jones—1.

Excused: Senators Donohue, Fleming, Keefe, Lewis, Matson, McDermott, von Reichbauer—7.

SUBSTITUTE HOUSE BILL NO. 751, 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.

SECOND READING

HOUSE BILL NO. 923, by Representatives King, Warnke, Newhouse and Winsley (by Public Employment Relations Commission request):

Modifying the terms of office, salary, and duties of the public employment relations commission.

REPORT OF STANDING COMMITTEE

April 6, 1979.

HOUSE BILL NO. 923, modifying the terms of office, salary, and duties of the public employment relations commission (reported by Committee on Labor):

MAJORITY recommendation: Do pass with the following amendments:

On page 2, line 14, after "commission." insert: "Commission members are subject to the provisions of RCW 42.17.240."

On page 2, line 32, after "shall" strike everything to and including "amended" and insert: "be paid ((fifty dollars for each day in which he has actually attended a meeting of the commission officially held)) one hundred dollars"

On page 3, line 3, strike everything down to and including ("for" on line 4 and insert "((The members of the commission may receive any number of daily payments for"

Signed by: Senators Lysen, Chairman; Vognild, Vice Chairman; McDermott, Moore, Morrison.

The bill was read the second time by sections.

On motion of Senator Lysen, the committee amendments to page 2, line 14 and 32 were adopted.

On motion of Senator Lysen, the committee amendment to page 3, line 3 was not adopted.

On motion of Senator Morrison, the following amendment by Senators Lysen, Morrison and Vognild was adopted:

On page 3, line 3, after "commission." strike all the matter down through "attended)." on line 5, and insert "((The members of the commission may receive any number of daily payments for official meetings of the commission actually attended:))"

. MOTION

On motion of Senator Rasmussen, House Bill No. 923, together with the adopted amendments, was ordered held as a special order of business following the noon recess.

SECOND READING

SUBSTITUTE HOUSE BILL NO. 133, by Committee on Local Government (originally sponsored by Representatives Warnke and Owen):

Modifying special purpose district contract and bid procedures.

REPORT OF STANDING COMMITTEE

April 4, 1979.

SUBSTITUTE HOUSE BILL NO. 133, modifying special purpose district contract and bid procedures (reported by Committee on Local Government):

MAJORITY recommendation: Do pass with the following amendments:

On page 1, line 15, strike "without bid" and insert "((without bid))"

On page 1, line 20, after "roster." strike all of the material down through the period on line 23 and insert "((The board of sewer commissioners shall distribute the number of project offers as equally as possible among the contractors on the small works roster.)) The board of sewer commissioners shall authorize by resolution a procedure for securing telephone and/or written quotations from the contractors on the small works roster to assure establishment of a competitive price and for awarding contracts to the lowest responsible bidder. Such procedure shall require that a good faith effort be made to request quotations from all contractors on the"

small works roster. Immediately after an award is made, the bid quotations obtained shall be recorded, open to public inspection, and available by telephone inquiry."

On page 3, line 17, strike "without bid" and insert "~~((without bid))~~"

On page 3, line 22, after "roster." strike all of the material down through the period on line 25 and insert "~~((The board of water commissioners shall distribute the number of project offers as equally as possible among the contractors on the small works roster.)) The board of water commissioners shall authorize by resolution a procedure for securing telephone and/or written quotations from the contractors on the small works roster to assure establishment of a competitive price and for awarding contracts to the lowest responsible bidder. Such procedure shall require that a good faith effort be made to request quotations from all contractors on the small works roster. Immediately after an award is made, the bid quotations obtained shall be recorded, open to public inspection, and available by telephone inquiry."~~

Signed by: Senators Wilson, Chairman; Lee, Moore, North, Sellar, Talley.

The bill was read the second time by sections.

MOTION FOR RECONSIDERATION

On motion of Senator Bluechel, the Senate moved to reconsider the vote by which the following amendments by Senators Bluechel and Wilson were adopted on March 2, 1979:

On page 1, line 20, after "roster." strike all of the material down through the period on line 23 and insert the following:

~~"((The board of sewer commissioners shall distribute the number of project offers as equally as possible among the contractors on the small works roster.)) The board of sewer commissioners shall authorize by resolution a procedure for securing telephone and/or written quotations from the contractors on the small works roster to assure establishment of a competitive price and for awarding contracts to the lowest responsible bidder. Such procedure shall require that a good faith effort be made to request quotations from all contractors on the small works roster. Immediately after an award is made, the bid quotations obtained shall be recorded, open to public inspection, and available by telephone inquiry."~~

On page 3, line 22, after "roster." strike all of the material down through the period on line 23 and insert the following:

~~"((The board of water commissioners shall distribute the number of project offers as equally as possible among the contractors on the small works roster.)) The board of water commissioners shall authorize by resolution a procedure for securing telephone and/or written quotations from at least three contractors on the small works roster to assure establishment of a competitive price and for awarding contracts to the lowest responsible bidder. Such procedure shall require that a good faith effort be made to request quotations from all contractors on the small works roster. Immediately after an award is made, the bid quotations obtained shall be recorded, open to public inspection, and available by telephone inquiry."~~

On motion of Senator Bluechel, the amendments were not adopted, on reconsideration.

On motion of Senator Bluechel, the committee amendments were adopted.

On motion of Senator Bluechel, the rules were suspended, Substitute House Bill No. 133, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 133, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 42; nays, 3; absent or not voting, 1; excused, 3.

Voting yea: Senators Bausch, Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Fleming, Gallagher, Gaspard, Goltz, Gould, Hansen, Hayner, Henry, Jones, Lee, Lewis, Lysen, Marsh, McDermott, Moore, Morrison, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, Walgren, Wanamaker, Williams, Wilson, Woody—42.

Voting nay: Senators Matson, Newschwander, Wojahn—3.

Absent or not voting: Senator Guess—1.

Excused: Senators Donohue, Keefe, von Reichbauer—3.

SUBSTITUTE HOUSE BILL NO. 133, as amended by the Senate, 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.

SECOND READING

SUBSTITUTE HOUSE BILL NO. 125, by Committee on Judiciary (originally sponsored by Representatives Newhouse, Adams, Whiteside, Van Dyken, Fuller and Clayton) (by Department of Social and Health Services request):

Modifying provisions and procedures relating to enforcement of support of dependent children.

The Senate resumed consideration of Substitute House Bill No. 125. On Wednesday, April 18, 1979, the committee amendment had been moved for adoption. Senator Pullen has moved adoption of an amendment to the committee amendment.

There being no objection, the amendment by Senator Pullen to the committee amendment was withdrawn.

On motion of Senator Pullen, the following amendment to the committee amendment was adopted:

On page 12, line 35, after "service." insert: "The notice shall be served upon the debtor within 60 days from the date the state assumes responsibility for the support of the dependent child or children on whose behalf support is sought. If the notice is not served within 60 days from such date, the department shall lose the right to reimbursement of payments made after the 60 days period and before the date of notification: PROVIDED, That if the department exercises reasonable efforts to locate the debtor and is unable to do so the entire 60 day period is tolled until such time as the debtor can be located."

On motion of Senator Talmadge, the following amendment to the committee amendment was adopted:

"Sec. 24. On page 47 of the amendment, after line 28, insert the following:

Section 2, chapter 322, Laws of 1959 as last amended by section 364, chapter 141, Laws of 1979 and RCW 74.20.010 are each amended to read as follows:

It is the responsibility of the state of Washington through the state department of social and health services to conserve the expenditure of public assistance funds, whenever possible, in order that such funds shall not be expended if there are private funds available or which can be made available by judicial process or otherwise to partially or completely meet the financial needs of the children of this state. The failure of parents to provide adequate financial support and care for their children is a major cause of financial dependency and a contributing cause of social delinquency.

The purpose of this chapter is to provide the state of Washington, through the department of social and health services, a more effective and efficient way to effect the support of dependent children by the person or persons who, under the law, are primarily responsible for such support and to lighten the heavy burden of the taxpayer, who in many instances is paying toward the support of dependent children while those persons primarily responsible are avoiding their obligations. It is the intention of the legislature that the powers delegated to the said department in this

chapter be liberally construed to the end that persons legally responsible for the care and support of children within the state be required to assume their legal obligations in order to reduce the financial cost to the state of Washington in providing public assistance funds for the care of children. It is the intention of the legislature that the department provide sufficient staff to carry out the purposes of this chapter, chapter 74.20A RCW, the abandonment and nonsupport statutes, and any applicable federal support enforcement statute administered by the department. It is also the intent of the legislature that the staff responsible for support enforcement be encouraged to conduct their support enforcement duties with fairness, courtesy, and the highest professional standards.

NEW SECTION. Sec. 25. There is added to chapter 74.20 RCW a new section to read as follows:

The department shall develop workload standards for each employee classification involved in support enforcement activities for each category of support enforcement cases. The department shall submit the workload standards and a preliminary forecast of the level of staffing required to meet the workload standards to the senate ways and means committee and the house of representatives revenue and appropriations committees six months before the regular legislative sessions and whenever this information is requested by the senate ways and means committee and the house of representatives revenue and appropriations committees."

Renumber the sections following consecutively, and correct internal references accordingly.

The motion by Senator Marsh carried and the committee amendment, as amended, was adopted.

Senator Marsh moved adoption of the committee amendment to the title.

On motion of Senator Talmadge, the following amendments to the committee amendment to the title was adopted:

On page 48, after line 28, add the following to the title amendment:

On page 1, line 6 of the title, after "74.04.290;" insert "amending section 2, chapter 322, Laws of 1959 as last amended by section 364, chapter 141, Laws of 1979 and RCW 74.20.010;"

The motion by Senator Marsh carried and the committee amendment to the title, as amended, was adopted.

On motion of Senator Marsh, the rules were suspended, Substitute House Bill No. 125, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 125, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 45; absent or not voting, 1; excused, 3.

Voting yea: Senators Bausch, Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Fleming, Gallagher, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Lysen, Marsh, McDermott, Moore, Morrison, Newschwander, North, Odegard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, Waigren, Wanamaker, Williams, Wilson, Wojahn, Woody—45.

Absent or not voting: Senator Matson—1.

Excused: Senators Donohue, Keefe, von Reichbauer—3.

SUBSTITUTE HOUSE BILL NO. 125, as amended by the Senate, 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.

SECOND READING

SUBSTITUTE HOUSE BILL NO. 249, by Committee on Social and Health Services (originally sponsored by Representatives Kreidler, Lux, Adams and Burns) (by Department of Social and Health Services request):

Implementing the National Health Planning and Resources Development Act of 1974.

REPORT OF STANDING COMMITTEE

February 26, 1979.

SUBSTITUTE HOUSE BILL NO. 249, implementing the National Health Planning and Resources Development Act of 1974 (reported by Committee on Social and Health Services):

MAJORITY recommendation: Do pass with the following amendments:

On page 8, line 27, after "agencies" and before the period insert "and assure that all health care practitioners licensed pursuant to Title 18 RCW are not discriminated against in the providing of services"

On page 11, beginning on line 25, add a new subsection immediately following subsection (6) to read as follows:

"(7) No certificate of need shall be granted to any health facility which discriminates in any way against any provider or subscriber of health care as to the providing of services by individual practitioners defined in chapters 18.22 and 18.57 RCW."

Signed by: Senators Day, Chairman; Moore, Vice Chairman; Gould, Quigg, Talmadge, Vognild.

The bill was read the second time by sections.

On motion of Senator Day, the committee amendment to page 8, line 27 was adopted.

Senator Day moved adoption of the committee amendment to page 11, beginning on line 25.

Debate ensued.

MOTION

On motion of Senator McDermott, Substitute House Bill No. 249, together with the adopted committee amendment and the pending committee amendment, was ordered made a special order of business following the special order of business immediately following noon recess, House Bill No. 923.

MOTION

On motion of Senator Marsh, the Senate commenced consideration of Substitute House Bill No. 500.

SECOND READING

SUBSTITUTE HOUSE BILL NO. 500, by Committee on Appropriations (originally sponsored by Representatives Galloway, Whiteside, Maxie, Dawson, Winsley, Sommers, Lux, O'Brien, North, Bauer, Bender, Brekke and Haley) (by Governor Ray request):

Modifying the retirement systems of public employees, teachers, and state patrol officers.

The bill was read the second time by sections.

On motion of Senator Shinpoch, the following amendment by Senators Shinpoch and Scott was adopted:

On page 7, line 13 insert

"NEW SECTION. Sec. 7. This act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect immediately."

On motion of Senator Shinpoch, the following amendment by Senators Shinpoch and Scott to the title was adopted:

On page 1, line 5 of the title, after "RCW" strike "and" and after "appropriations" insert "; and declaring an emergency"

On motion of Senator Marsh, the rules were suspended, Substitute House Bill No. 500, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

MOTION

On motion of Senator Jones, Senator Guess was excused.

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 500, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 46; excused, 3.

Voting yea: Senators Bausch, Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Fleming, Gallagher, Gaspard, Goltz, Gould, Hansen, Hayner, Henry, Jones, Lee, Lewis, Lysen, Marsh, Matson, McDermott, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—46.

Excused: Senators Donohue, Guess, Keefe—3.

SUBSTITUTE HOUSE BILL NO. 500, as amended by the Senate, 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.

MOTIONS

On motion of Senator Wilson, Senators Gaspard and Williams were excused.

On motion of Senator McDermott, Engrossed Substitute House Bill No. 437 was made the third special order of business following the noon recess.

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

On motion of Senator Walgren, Substitute House Bill No. 471 was rereferred to the Committee on Rules.

On motion of Senator Walgren, Engrossed House Bill No. 829 was rereferred to the Judiciary Committee.

At 10:47 a.m., on motion of Senator Walgren, the Senate recessed until 11:35 a.m.

SECOND MORNING SESSION

The President called the Senate to order at 11:35 a.m.

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

REPORT OF STANDING COMMITTEE

April 17, 1979.

SENATE BILL NO. 2978, relating to energy conservation (reported by Committee on Energy and Utilities):

MAJORITY recommendation: That Substitute Senate Bill No. 2978 be substituted therefor, and that Substitute Senate Bill No. 2978 do pass.

Signed by: Senators Bottiger, Chairman; Benitz, Hayner, Lewis, North.

Passed to Committee on Rules for second reading.

MOTION

On motion of Senator Marsh, the Senate advanced to the sixth order of business.

SECOND READING

ENGROSSED SUBSTITUTE HOUSE BILL NO. 437, by Committee on Education (originally sponsored by Representatives Chandler, Heck, Nelson (G.A.), Dunlap, Bender, Bauer, Eng, Maxie, Fuller and Mitchell):

Making miscellaneous changes to educational clinic law.

REPORT OF STANDING COMMITTEE

April 9, 1979.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 437, making miscellaneous changes to educational clinic law (reported by Committee on Education):

Recommendation: Do pass with the following amendments:

Strike everything after the enacting clause and insert the following:

"Section 1. Section 1, chapter 341, Laws of 1977 ex. sess. and RCW 28A.97-.010 are each amended to read as follows:

(1) As used in this chapter, unless the context thereof shall clearly indicate to the contrary:

Educational clinic means any private school operated on a profit or nonprofit basis and any alternative school operated by or on behalf of a common school district as a separate and distinct program within the scope as set forth in subsections (a) through (c) below which does the following:

(a) Is devoted to the teaching of basic academic skills, including specific attention to improvement of student motivation for achieving, and employment orientation.

(b) Operates on a clinical, client centered basis. This shall include, but not be limited to, performing diagnosis of individual educational abilities, determination and setting of individual goals, prescribing and providing individual courses of instruction therefor, and evaluation of each individual client's progress in his or her educational program.

(c) Conducts courses of instruction by professionally trained personnel certified by the state board of education according to rules and regulations promulgated for the purposes of this chapter and providing, for certification purposes, that a year's teaching experience in an educational clinic shall be deemed equal to a year's teaching experience in a common or private school.

(2) For purposes of this chapter, basic academic skills shall include the study of mathematics, speech, language, reading and composition, science, history, literature and political science or civics; it shall not include courses of a vocational training nature and shall not include courses deemed nonessential to the accrediting of the common schools or the approval of private schools under RCW 28A.04.120.

(3) The state board of education shall certify an education clinic only upon application and (1) determination that such school comes within the definition thereof as set forth in subsection (1) above and (2) demonstration on the basis of actual educational performance of such applicants' students which shows after consideration of their students' backgrounds, educational gains that are a direct result of the applicants' educational program. Such certification may be withdrawn if the

board finds that a clinic fails to provide adequate instruction in basic academic skills. No educational clinic certified by the state board of education pursuant to this section shall be deemed a common school under RCW 28A.01.060 or a private school for the purposes of RCW 28A.02.201 through 28A.02.250, or proprietary school under chapter 18.82 RCW.

Sec. 2. Section 2, chapter 341, Laws of 1977 ex. sess. and RCW 28A.97.020 are each amended to read as follows:

Only eligible common school dropouts shall be enrolled in a certified educational clinic for reimbursement by the superintendent of public instruction as provided in RCW 28A.97.040. No person shall be considered an eligible common school dropout who (1) has completed high school, (2) who has not reached his or her thirteenth birthday or has passed his ((eighteenth)) or her twentieth birthday, or (3) until ((three)) one month(s) has passed after he or she has dropped out of any common school and the educational clinic has received written verification from a school official of the common school last attended in this state that such person is no longer in attendance at such school, unless such clinic has been requested to admit such person by written communication of the board of directors or ((the superintendent)) its designee, of that common school, or unless such person is unable to attend a particular common school because of disciplinary reasons, including suspension and/or expulsion therefrom. The fact that any person may be subject to chapter 28A.27 RCW shall not affect his or her qualifications as an eligible common school dropout under this chapter.

Sec. 3. Section 4, chapter 341, Laws of 1977 ex. sess. and RCW 28A.97.040 are each amended to read as follows:

From funds appropriated for that purpose, the superintendent of public instruction shall pay to a certified clinic on a monthly basis for each student enrolled in compliance with RCW 28A.97.020, fees in accordance with the following conditions:

(1) (a) The fee for the initial diagnostic procedure shall be not more than fifty dollars per student, and hourly fees for each student shall be sixteen dollars if the class size is no greater than one, ten dollars if the class size is at least two and no greater than five, and five dollars if the class size is at least six: PROVIDED, That revisions in such fees proposed by an education clinic shall become effective after thirty days notice unless the superintendent finds such a revision is unreasonable in which case the revision shall not take effect: PROVIDED FURTHER, That an education clinic may, within fifteen days after such a finding by the superintendent, file notification of appeal with the state board of education which shall, no later than its second regularly scheduled meeting following notification of such appeal, either grant or deny the proposed revision: AND PROVIDED FURTHER, That the administration of any general education development test shall not be a part of such initial diagnostic procedure.

(b) Reimbursements shall not be made for students who are absent ((Absences will be paid for, but after three consecutive absences or two unexcused absences in any one week, the student's enrollment will be terminated and no further fees will be payable: PROVIDED, That students may be re-enrolled at any time)).

(c) No clinic shall make any charge to any student, or his parent, guardian or custodian, for whom a fee is being received under the provisions of this section.

(2) Payments shall be made from available funds first to those clinic(s) which have in the judgment of the superintendent demonstrated superior performance based upon consideration of students' educational gains taking into account such students' backgrounds, and upon consideration of cost effectiveness. In considering the cost effectiveness of nonprofit clinics the superintendent shall take into account not only payments made under this section but also factors such as tax exemptions, direct and indirect subsidies or any other cost to taxpayers at any level of government which result from such nonprofit status.

(3) To be eligible for such payment, every such clinic, without prior notice, shall permit a review of its accounting records by personnel of the state auditor during normal business hours.

(4) If total funds for this purpose approach depletion, the superintendent shall notify the clinics of the date after which further funds for reimbursement of the clinics' services will be exhausted.

NEW SECTION. Sec. 4. There is added to chapter 341, Laws of 1977 ex. sess. and to chapter 28A.97 RCW a new section to read as follows:

The legislative budget committee shall prepare a report to the legislature before each regular session, detailing the fiscal impact of the several certified educational clinics receiving reimbursements from the state pursuant to the provisions of this chapter. The legislative budget committee shall require such clinics to furnish such information as it deems necessary to meet the requirements of this section. Included within the information to be reported by the legislative budget committee on each clinic shall be the following:

(1) The dollar amount of reimbursement received by the clinic from the state for each month available of the then current, and past, biennium;

(2) An analysis of the cost per student, the progress they have achieved, and comparisons with other educational and institutional alternatives; and

(3) A statement which identifies the owners of the clinic. In the case of profit or nonprofit corporations the officers, directors, and shareholders of record as of the close of the corporation's fiscal year shall be furnished.

NEW SECTION. Sec. 5. There is added to chapter 341, Laws of 1977 ex. sess. and to chapter 28A.97 RCW a new section to read as follows:

Not more than fifty percent of the money appropriated to carry out the purposes of this chapter shall be appropriated to those educational clinics consisting of alternative schools operated by or on behalf of a common school district.

NEW SECTION. Sec. 6: If any provision of this amendatory act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected."

In line 1 of the title after "clinics;" strike the remainder of the title and insert "amending section 1, chapter 341, Laws of 1977 ex. sess. and RCW 28A.97.010; amending section 2, chapter 341, Laws of 1977 ex. sess. and RCW 28A.97.020; amending section 4, chapter 341, Laws of 1977 ex. sess. and RCW 28A.97.040; creating new sections; and adding new sections to chapter 341, Laws of 1977 ex. sess. and to chapter 28A.97 RCW."

Signed by: Senators McDermott, Chairman; Gaspard, Vice Chairman; Gould, Hayner, Morrison, Ridder, Talmadge.

The bill was read the second time by sections.

Senator McDermott moved adoption of the committee amendment.

Senator Hayner moved adoption of the following amendment by Senators Hayner, Donohue, Morrison, Moore, Odegaard and Day to the committee amendment:

Beginning on page 1, strike all of section 1 and renumber the remaining sections consecutively

Debate ensued.

POINT OF INQUIRY

Senator Talmadge: "Senator McDermott, in the House budget was any provision made for public school dropout programs at all?"

Senator McDermott: "In answer to your question, in looking at the URRD budget, the programs that were cut out were the alternative schools for high school dropouts. That is one of the areas that was cut out and there is no money in that budget for dropout programs for the public school system."

Senator Talmadge: "Senator McDermott, the second question: in the Senate budget, is it anticipated that outside of the more than a million dollars that we are talking about for educational clinics, that any specific appropriation will be made for public school dropout programs?"

Senator McDermott: "That budget has not quite been reached finally. We haven't brought it before the caucus so perhaps this bill is a little premature in terms of deciding what actually is going to be done with all educational moneys. We have not made the decision yet as to whether the URRD program, we will restore the money that was in the public school dropout program."

Further debate ensued.

MOTION

Senator Fleming moved Engrossed Substitute House Bill No. 437, together with the pending committee amendment and the amendment by Senators Donohue, Hayner, Day, Morrison, Odegaard and Moore to the committee amendment be held for further consideration on Friday, April 20, 1979.

POINT OF INQUIRY

Senator Day: "Senator, are you saying that the moneys that the chairman of ways and means said would be in the offering, at least of the chairman, are not sufficient for URRD?"

Senator Fleming: "Mr. President, I cannot answer for the chairman of ways and means."

Senator Day: "He just made the statement on the floor, Senator, that he was putting money in for that program."

Senator Fleming: "It was my conversation, the chairman of ways and means has indicated to me that his plans are to try to make sure that the URRD programs would be continued at their present level and that none of those programs would be harmed under his budget. We have some question as to whether we are talking about apples and apples and oranges and oranges, and we are going to try to resolve that later on today."

The motion by Senator Fleming carried. Engrossed Substitute House Bill No. 437 and the pending amendments will be considered on Friday, April 20, 1979.

MOTION

At 12:00 noon, on motion of Senator Marsh, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The President called the Senate to order at 1:30 p.m.

MOTIONS

On motion of Senator Wilson, Senators Fleming, Ridder and von Reichbauer were excused.

On motion of Senator Lewis, Senators Gallagher, Matson and Sellar were excused.

SPECIAL ORDER OF BUSINESS SECOND READING

HOUSE BILL NO. 923, by Representatives King, Warnke, Newhouse and Winsley (by Public Employment Relations Commission request):

Modifying the terms of office, salary, and duties of the public employment.

The time having arrived, the Senate resumed consideration of House Bill No. 923 as amended earlier today.

On motion of Senator Lysen, the following amendment by Senator Rasmussen was adopted:

On page 1, line 19, after "PROVIDED, That" strike all material through "session" on line 22, and insert "~~((no member appointed when the legislature was not in session shall continue to be a member of the commission if that person's appointment shall have been rejected by the senate during the next legislative session))~~ after the effective date of this amendatory act, no member appointed during a legislative session shall continue to be a member of the commission unless approved by the senate within thirty days after the appointment is presented to the senate: PROVIDED FURTHER, That if a member is appointed when the legislature is not in session or if a member's appointment is presented to the senate less than thirty days prior to the end of a legislative session then such member shall not continue to be a member unless approved by the senate by the thirtieth day of the next legislative session."

On motion of Senator Lysen, the rules were suspended, House Bill No. 923, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 923, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 35; nays, 3; absent or not voting, 2; excused, 9.

Voting yea: Senators Bausch, Benitz, Bluechel, Bottiger, Clarke, Day, Donohue, Goltz, Gould, Hansen, Jones, Lewis, Lysen, Marsh, McDermott, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Quigg, Rasmussen, Scott, Shinoch, Talley, Talmadge, Van Hollebeke, Vognild, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—35.

Voting nay: Senators Hayner, Lee, Pullen—3.

Absent or not voting: Senators Conner, Henry—2.

Excused: Senators Fleming, Gallagher, Gaspard, Guess, Keefe, Matson, Ridder, Sellar, von Reichbauer—9.

HOUSE BILL NO. 923, as amended by the Senate, 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.

PERSONAL PRIVILEGE

Senator North: "Mr. President and members of the Senate, today in the Senate rules-committee meeting, House Joint Resolution 31 and Substitute Senate Bill 3065 were referred by Senator Walgren back to the Senate committee on constitution and elections. During the discussion on that bill, my name was mentioned as having found errors in that bill. The errors that I found were a matter of timing as to when that redistricting commission could reasonably establish and expect to come up with a plan based on the 1980 census figures. I had prepared a series of amendments to both the constitutional amendment and the enabling bill. They were all ready to go. Our usual method of procedure in this chamber is that we face, we offer many amendments. That is the nature of the legislative process. I cannot quite understand why these bills were shunted back again to the Senate elections committee, which has had ample hearing on this bill, a great deal of input, statements from the public,

committee work, and then the bills were read into rules committee. I would respectfully ask Senator Walgren when will the Senate elections committee be asked by you to hold a hearing on these bills?"

REMARKS BY SENATOR WALGREN

Senator Walgren: "I assume that Senator North is requesting that I yield to a question. I do yield and I do respond to the question that you are asking. I assume that the chairman of the constitution and elections committee will call a committee meeting in due course, whenever her regular schedule is set as far as our calendar here. I would expect it to be called at the next regular meeting.

"I think I should respond just for a moment to the thought that we should not send a measure back to committee for work, certainly one that is at least somewhat controversial—I think we have to recognize that this is a measure that is that way, could certainly have the opportunity of being looked at in committee. Sometimes we get criticized out here for spending a lot of time and working on amendments and not giving full consideration and hearing and evidence at a committee meeting. I suppose it is six of one and half a dozen of the other. We do it both ways, but I see nothing wrong with having the committee, good bipartisan committee that it is, look at these suggestions that you have very adequately and correctly made and, frankly, gave us the suggestion to have the further look into this."

REMARKS BY SENATOR NORTH

Senator North: "Senator Walgren, I would suggest that the committee could meet tomorrow at 8:30. The amendments are all drafted, signed and have been checked out and are ready to go. Further, I would submit that the press and the public are anxious for us to take action on this very vital issue. This is something that the legislature has addressed and failed to solve over a period of twenty years. I know that several legislators on this floor have conducted surveys in their areas and have found as high as eighty-five percent of the people are asking us to step out of this responsibility and to establish a redistricting commission. Now I would urge that the schedule here be speeded up and that we address this handily and get on with it before the session is over and we fail to act."

REMARKS BY SENATOR WALGREN

Senator Walgren: "You can suggest and urge but that is not going to be the way it is going to be done."

POINT OF ORDER

Senator Rasmussen: "Mr. President, Senator North is speaking for eighty-five percent of the people in my district and they have not talked about it to me and I do not want her including—speak only of your own district, Senator North, and if you have had contact with eighty-five percent of the people, you are lucky."

REMARKS BY SENATOR BOTTIGER

Senator Bottiger: "Mr. President and members of the Senate, there are two things that have come about. Senator North brought a time flow chart to me and made representations that there were problems with the way the bill was constructed. I did some checking and I believe I agree with her that as the bill is constructed, there is a problem on how the county auditors could get the election books put together in time for the 1982 election, and I suggested to Senator Walgren, sent

him a copy of the flow chart, Senator North, sent him a memorandum saying that we have got a problem here and I am not quite sure how we should handle it.

First of all, I would like to get some testimony from the auditors as to how long it takes to go through and fix those poll books so that we could have a valid proper election. The next thing that I discovered since the bill was reported out of committee is that currently the estimated time for the final census figures has moved from some place in March to as late as late June or July of 1981.

"So our bill as constructed has got some problems with it. Now you suggest we could get it out here on the floor, but on the floor we cannot get any testimony from those auditors and from the election board people and from the census people as to when we can legitimately expect the sufficiently accurate figures to do the job. Now we cannot do it on the floor. We have got to do it in the committee hearing."

REMARKS BY SENATOR WOODY

Senator Woody: "Mr. President, I would simply like to state I understood that there were some considerable problems with the bill as it was passed out of committee and I agreed to accept it back into Senate constitution and elections committee to reevaluate some of the problems which had been pointed out by Senator North, and if Senator North has amendments to propose to this bill, this is the first I have heard of them."

REMARKS BY SENATOR LEWIS

Senator Lewis: "Mr. President, I hope we do not establish a precedent here of sending every controversial bill back to committee. Secondly, I think that all of the good intentions expressed will simply be revealed to the public when we adjourn this session and it is determined whether or not we will have passed a redistricting bill, so the proof of our intentions will come at that time."

REMARKS BY SENATOR SCOTT

Senator Scott: "Speaking to the subject, the minor mechanics of election records are not the issue here. We have a lateral arabesque. This legislature has a history of failure when it comes to redistricting. In 1930 they could not do it, in 1967 they could not do it, in 1970 we spent forty-four days at it, doing nothing else. At \$60,000 a day that is two and a half million dollars of the people's money that is going to be eaten up when we are next on this floor. Not only that, we lose all the subject matter we could address."

POINT OF ORDER

Senator Rasmussen: "What is before the body?"

Senator Scott: "The question of redistricting, Senator."

REMARKS BY THE PRESIDENT

President Cherberg: "No, the point of personal privilege is before the body."

Senator Rasmussen: "I do not find anything in personal privilege under discussion that is going on here."

President Cherberg: "The President believes the discussion is ended, Senator Rasmussen."

SECOND READING

SUBSTITUTE HOUSE BILL NO. 972, by Committee on Local Government (originally sponsored by Representatives Rohrbach, Barnes and Garrett):

Permitting cities to combine with fire protection districts.

The bill was read the second time by sections.

On motion of Senator Lee, the following amendment was adopted:

On page 1, beginning on line 9, strike all the material down to and including "its" on line 13 and insert the following: "A city or town lying contiguous to a fire protection district may be annexed to such district if at the time of the initiation of annexation the population of the city or town is 10,000 or less. The legislative authority of the city or town may initiate annexation by the adoption of an ordinance stating an"

On motion of Senator Wilson, the following amendments were considered and adopted simultaneously:

On page 1, line 24, after "town" and before "at", insert "and in the fire protection district"

On page 1, line 30, after "town" and before "located" strike "is" and insert "and the fire protection district are"

On page 2, line 5, after "town" and before "for" insert the following: "or unless he or she is residing within the boundaries of the fire protection district and is registered to vote in a county in which all or a portion of such district is located"

On page 2, line 12, after "proposition" insert the following: "in the city or town and a majority of the persons voting on the proposition in the fire protection district"

On motion of Senator Wilson, the rules were suspended, Substitute House Bill No. 972, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 972, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 44; excused, 5.

Voting yea: Senators Bausch, Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Fleming, Gallagher, Goltz, Gould, Hansen, Hayner, Henry, Jones, Lee, Lewis, Lysen, Marsh, McDermott, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—44.

Excused: Senators Donohue, Gaspard, Guess, Keefe, Matson, Ridder—5.

SUBSTITUTE HOUSE BILL NO. 972, as amended by the Senate, 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.

SPECIAL ORDER OF BUSINESS

SECOND READING

SUBSTITUTE HOUSE BILL NO. 249, by Committee on Social and Health Services (originally sponsored by Representatives Kreidler, Lux, Adams and Burns) (by Department of Social and Health Services request):

Implementing the National Health Planning and Resources Development Act of 1974.

The time having arrived, the Senate resumed consideration of Substitute House Bill No. 249. Earlier today the committee amendment to page 8, line 27 had been adopted. Senator Day had moved adoption of the committee amendment to page 11, beginning on line 25.

The President declared the question before the Senate to be adoption of the committee amendment to page 11, beginning on line 25.

Debate ensued.

POINT OF ORDER

Senator McDermott: "Mr. President, I would like to raise the question of scope and object on this amendment.

"Mr. President, this is a planning bill. It is a bill that the title of which is the National Health Planning Act. It has nothing in it about discrimination and it does not talk about specific health care practitioners as licensed in any specific chapters. It is a bill for planning and any bill that we are talking about in terms of discrimination certainly does not fall within the purview of this bill."

RULING BY THE PRESIDENT

President Cherberg: "The President, in ruling upon the Point of Order presented by Senator Jim McDermott, finds that Substitute House Bill 249 is a bill implementing the National Health Planning and Resources Development Act of 1974. The bill also establishes criteria for reviewing certificate of need applications. The amendment also includes provisions for the granting of certificates of need.

"Therefore, the amendment is within the scope and object of the bill and the point is not well taken."

The committee amendment to page 11, beginning on line 25 was ruled in order.

The President declared the question before the Senate to be the motion by Senator Day that the committee amendment be adopted.

The motion by Senator Day failed and the committee amendment was not adopted.

MOTION FOR RECONSIDERATION

Senator McDermott moved that the Senate reconsider the vote by which the committee amendment to page 8, line 27 was adopted.

POINT OF ORDER

Senator Day: "I do not believe that motion is timely."

RULING BY THE PRESIDENT

President Cherberg: "Senator Day, in reference to your point, the President believes that the motion to reconsider by Senator McDermott is in order and that it is permitted on the same day as the adoption of the amendment."

The motion for reconsideration by Senator McDermott was ruled in order.

Debate ensued.

Senator Day demanded a roll call and the demand was sustained.

The President declared the question before the Senate to be the motion by Senator McDermott that the Senate reconsider the vote by which the committee amendment to page 8, line 27 was adopted.

Senator Day demanded a Call of the Senate. A Call of the Senate was not sustained on a rising vote.

ROLL CALL

The Secretary called the roll and the motion for reconsideration carried by the following vote: Yeas, 23; nays, 21; excused, 5.

Voting yea: Senators Benitz, Bluechel, Clarke, Gallagher, Goltz, Gould, Hayner, Jones, Lee, Lewis, Matson, McDermott, Morrison, Newschwander, North, Quigg, Rasmussen, Scott, Sellar, Shinpoch, Walgren, Wanamaker, Williams—23.

Voting nay: Senators Bausch, Bottiger, Conner, Day, Fleming, Hansen, Henry, Lysen, Marsh, Moore, Odegaard, Peterson, Pullen, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Wilson, Wojahn, Woody—21.

Excused: Senators Donohue, Gaspard, Guess, Keefe, Ridder—5.

POINT OF INQUIRY

Senator Bottiger: "Senator Day, in the rural areas we have nurse practitioners in Orting, Eatonville, Yelm, out in the outer areas, and they provide emergency services. They act under the direct supervision of a doctor by phone in emergency cases, but they provide care where physicians do not find it economical to come and set up an office and live the good life in the rural area, and I am concerned under this bill, without your amendment, that this group could determine that that kind of rural practice was unnecessary and all those people ought to drive into Tacoma to get their care. Can you enlighten me on whether that concern is justified?"

Senator Day: "Of course it is justified and, contrary to what has been said here, section 8 specifically addresses itself. It says: 'Each health system agency shall have as its primary responsibility the provision of effective health planning.' And, of course, you can't have effective health planning if you do not have people participate relative to the providing of these services.

"Now it is pretty obvious what is occurring here and I do not wish to delay the body with this. I think the record is made. I think you have gone on record that you have licensed a lot of people but you want one particular group to monopolize the facility and to monopolize the delivery of services. And so that is what is occurring. Now it is surprising to me. You know, the effectiveness of things like the hospital rate commission which were fought diligently for ten years by these people is well known, and so what we are going to do is continue to acquiesce to those forces that have monopolized health care to the detriment of the delivery to society.

"I urged that you do not vote down, do not adopt this amendment. It is pretty obvious if the amendment is not adopted it is going to be a closed shop planning system."

The President declared the question before the Senate to be adoption of the following committee amendment on reconsideration:

On page 8, line 27, after "agencies" and before the period insert "and assure that all health care practitioners licensed pursuant to Title 18 RCW are not discriminated against in the providing of services"

The committee amendment was not adopted, on reconsideration, on a rising vote.

On motion of Senator Moore, the following amendment was adopted:

On page 13, line 24, after "department" insert "as it has been done since the enactment of chapter 70.38 RCW in 1971"

MOTION

On motion of Senator Bluechel, Substitute House Bill No. 249, as amended by the Senate, was ordered held for further consideration at a certain time.

CONFIRMATIONS OF GUBERNATORIAL APPOINTMENTS MOTION

On motion of Senator Bottiger, the gubernatorial appointment of Fred Ross was ordered held at the end of the gubernatorial calendar for today.

MOTION

Senator Goltz moved the appointment of Mary E. Hersey as a member of the Commission for Vocational Education be confirmed.

Debate ensued.

APPOINTMENT OF MARY E. HERSEY

The Secretary called the roll. The appointment was confirmed by the Senate by the following vote: Yeas, 26; nays 17; absent or not voting, 1, excused, 5.

Voting yea: Senators Bausch, Bottiger, Conner, Day, Fleming, Gallagher, Goltz, Hansen, Lysen, Marsh, McDermott, Moore, Newschwander, Odegaard, Peterson, Rasmussen, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, Walgren, Williams, Wilson, Wojahn, Woody—26.

Voting nay: Senators Benitz, Bluechel, Clarke, Gould, Hayner, Jones, Lee, Lewis, Matson, Morrison, North, Pullen, Quigg, Scott, Sellar, von Reichbauer, Wanamaker—17.

Absent or not voting: Senator Henry—1.

Excused: Senators Donohue, Gaspard, Guess, Keefe, Ridder—5.

The motion by Senator Goltz carried and the appointment was confirmed.

MOTION

On motion of Senator Lewis, the appointment of E. J. "Jim" Clark, as a member of the State Parks and Recreation Commission, was confirmed.

APPOINTMENT OF E. J. "JIM" CLARK

The Secretary called the roll. The appointment was confirmed by the Senate by the following vote: Yeas, 44; absent or not voting, 1; excused, 4.

Voting yea: Senators Bausch, Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Donohue, Fleming, Gallagher, Goltz, Gould, Hansen, Hayner, Henry, Lee, Lewis, Lysen, Marsh, Matson, McDermott, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—44.

Absent or not voting: Senator Jones—1.

Excused: Senators Gaspard, Guess, Keefe, Ridder—4.

MOTION

On motion of Senator Donohue, the appointment of Eleanor Brand, as a member of the Board of Tax Appeals, was confirmed.

APPOINTMENT OF ELEANOR BRAND

The Secretary called the roll. The appointment was confirmed by the Senate by the following vote: Yeas, 43; nays, 1; absent or not voting, 1; excused, 4.

Voting yea: Senators Bausch, Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Donohue, Fleming, Gallagher, Goltz, Gould, Hansen, Hayner, Henry, Jones, Lee, Lewis, Lysen, Marsh, Matson, McDermott, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Scott, Sellar, Shinpoch, Talley, Talmadge, Vognild, von Reichbauer, Walgren, Williams, Wilson, Wojahn, Woody—43.

Voting nay: Senator Van Hollebeke—1.

Absent or not voting: Senator Wanamaker—1.

Excused: Senators Gaspard, Guess, Keefe, Ridder—4.

MOTION

On motion of Senator Goltz, the appointment of Henry Seidel, as a member of the Board of Trustees, Community College District No. 8, was confirmed.

APPOINTMENT OF HENRY SEIDEL

The Secretary called the roll. The appointment was confirmed by the Senate by the following vote: Yeas, 45; excused, 4.

Voting yea: Senators Bausch, Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Donohue, Fleming, Gallagher, Goltz, Gould, Hansen, Hayner, Henry, Jones, Lee, Lewis, Lysen, Marsh, Matson, McDermott, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—45.

Excused: Senators Gaspard, Guess, Keefe, Ridder—4.

SECOND READING

SENATE BILL NO. 3008, by Senator Walgren:
Relating to salaries of elected officials.

MOTIONS

On motion of Senator Donohue, Substitute Senate Bill No. 3008 was substituted for Senate Bill No. 3008 and the substitute bill was placed on second reading and read the second time in full.

Senator Talmadge moved adoption of the following amendment:

On page 1, beginning on line 24, strike all of section 1 and insert the following:
NEW SECTION. Section 1. (1) Effective July 1, 1979, the annual salary of the governor shall be fifty-eight thousand nine hundred dollars.

(2) Effective July 1, 1980, the annual salary of the governor shall be sixty-three thousand dollars.

NEW SECTION. Sec. 2. (1) Effective July 1, 1979, the annual salary of the lieutenant governor shall be twenty-six thousand eight hundred dollars plus a sum equal to 1/260th of the difference between the annual salary of the lieutenant governor and the annual salary of the governor for each day that the lieutenant governor is called upon to perform the duties of the governor by reason of the absence from the state, removal, resignation, death, or disability of the governor.

(2) Effective July 1, 1980, the annual salary of the lieutenant governor shall be twenty-eight thousand six hundred dollars plus a sum equal to 1/260th of the difference between the annual salary of the lieutenant governor and the annual salary of the governor for each day that the lieutenant governor is called upon to perform the duties of the governor by reason of the absence from the state, removal, resignation, death, or disability of the governor.

NEW SECTION. Sec. 3. (1) Effective July 1, 1979, the annual salary of the secretary of state shall be twenty-eight thousand nine hundred dollars.

(2) Effective July 1, 1980, the annual salary of the secretary of state shall be thirty-one thousand dollars.

NEW SECTION. Sec. 4. (1) Effective July 1, 1979, the annual salary of the state treasurer shall be thirty-four thousand eight hundred dollars.

(2) Effective July 1, 1980, the annual salary of the state treasurer shall be thirty-seven thousand two hundred dollars.

NEW SECTION. Sec. 5. (1) Effective July 1, 1979, the annual salary of the state auditor shall be thirty-four thousand eight hundred dollars.

(2) Effective July 1, 1980, the annual salary of the state auditor shall be thirty-seven thousand two hundred dollars.

NEW SECTION. Sec. 6. (1) Effective July 1, 1979, the annual salary of the attorney general shall be forty-four thousand dollars.

(2) Effective July 1, 1980, the annual salary of the attorney general shall be forty-seven thousand one hundred dollars.

NEW SECTION. Sec. 7. (1) Effective July 1, 1979, the annual salary of the superintendent of public instruction shall be forty thousand dollars.

(2) Effective July 1, 1980, the annual salary of the superintendent of public instruction shall be forty-two thousand eight hundred dollars.

NEW SECTION. Sec. 8. (1) Effective July 1, 1979, the annual salary of the commissioner of public lands shall be forty thousand dollars.

(2) Effective July 1, 1980, the annual salary of the commissioner of public lands shall be forty-two thousand eight hundred dollars.

NEW SECTION. Sec. 9. (1) Effective July 1, 1979, the annual salary of the state insurance commissioner shall be thirty-four thousand eight hundred dollars.

(2) Effective July 1, 1980, the annual salary of the state insurance commissioner shall be thirty-seven thousand two hundred dollars.

NEW SECTION. Sec. 10. (1) Members of the legislature shall receive for their service nine thousand eight hundred dollars per annum, effective January 8, 1979; and in addition, ten cents per mile for travel to and from legislative sessions.

(2) Members of the legislature shall receive for their service eleven thousand two hundred dollars per annum, effective January 12, 1981; and in addition, ten cents per mile for travel to and from legislative sessions."

Renumber the remaining sections consecutively

Debate ensued.

On motion of Senator Newschwander, the following amendment by Senators Newschwander, Morrison and Walgren to the amendment by Senator Talmadge was adopted:

On page 4, after line 8, insert:

"(3) Members of the legislature shall receive for their service twelve thousand dollars per annum, effective January 1, 1982, twelve thousand eight hundred fifty dollars, effective January 10, 1983, and thirteen thousand seven hundred and fifty dollars effective January 1, 1984; and in addition, ten cents per mile for travel to and from legislative sessions."

POINT OF INQUIRY

Senator Day: "Senator Newschwander, I notice that the old language is still retained in both the amendment and the amendment to the amendment relative to mileage. Was that your intention to leave that?"

Senator Newschwander: "Actually, that ten cents is constitutional and I think there are provisions otherwise to take care of that later on."

The motion by Senator Talmadge failed and the amendment, as amended, was not adopted on a rising vote.

On motion of Senator Walgren, the following amendments by Senators Walgren and Newschwander were considered and adopted simultaneously:

On page 3, line 14, strike "Each" and insert "~~((Each))~~ Except where the provisions of RCW 44.04.080 apply, each"

On page 3, line 15, after "business" strike all the language down through "legislature," on line 18 and insert "~~((during the interim between legislative sessions, or while serving on the legislative budget committee, or any other standing, permanent or interim committee, commission, or council of the legislature))~~"

On motion of Senator Newschwander, the following amendment by Senators Newschwander, Morrison and Walgren was adopted:

On page 3, line 2, after "1981" insert ", twelve thousand dollars per annum effective January 1, 1982, twelve thousand eight hundred fifty dollars effective January 10, 1983, and thirteen thousand seven hundred fifty dollars effective January 1, 1984"

On motion of Senator Donohue, the rules were suspended, Engrossed Substitute Senate Bill No. 3008 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute Senate Bill No. 3008, and the bill passed the Senate by the following vote: Yeas, 31; nays, 15; excused, 3.

Voting yea: Senators Bluechel, Bottiger, Clarke, Conner, Day, Donohue, Fleming, Gaspard, Gould, Hansen, Henry, Jones, Lysen, Marsh, Matson, Morrison, Newschwander, North, Odegaard, Peterson, Rasmussen, Scott, Shipoch, Talley, Talmadge, Van Hollebeke, Vognild, Walgren, Williams, Wojahn, Woody—31.

Voting nay: Senators Bausch, Benitz, Gallagher, Goltz, Hayner, Lee, Lewis, McDermott, Moore, Pullen, Quigg, Sellar, von Reichbauer, Wanamaker, Wilson—15.

Excused: Senators Guess, Keefe, Ridder—3.

ENGROSSED SUBSTITUTE SENATE BILL NO. 3008, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Wilson, Senators Lysen and Vognild were excused.

CONFIRMATIONS OF GUBERNATORIAL APPOINTMENTS MOTION

On motion of Senator Goltz, the appointment of Eleanor E. Chase, as a member of the Board of Trustees, Eastern Washington University, was confirmed.

APPOINTMENT OF ELEANOR E. CHASE

The Secretary called the roll. The appointment was confirmed by the Senate by the following vote: Yeas, 44; excused, 5.

Voting yea: Senators Bausch, Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Donohue, Fleming, Gallagher, Gaspard, Goltz, Gould, Hansen, Hayner, Henry, Jones, Lee, Lewis, Marsh, Matson, McDermott, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Scott, Sellar, Shipoch, Talley, Talmadge, Van Hollebeke, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—44.

Excused: Senators Guess, Keefe, Lysen, Ridder, Vognild—5.

MOTION

On motion of Senator Goltz, the appointment of James S. Hogan, as a member of the Board of Trustees, Central Washington University, was confirmed.

APPOINTMENT OF JAMES S. HOGAN

The Secretary called the roll. The appointment was confirmed by the Senate by the following vote: Yeas, 35; nays, 6; absent or not voting, 3; excused, 5.

Voting yea: Senators Bausch, Bottiger, Clarke, Conner, Day, Fleming, Gallagher, Gaspard, Goltz, Hansen, Hayner, Lee, Lewis, Marsh, McDermott, Moore, Morrison, Newschwander, Odegaard, Peterson, Quigg, Rasmussen, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—35.

Voting nay: Senators Benitz, Bluechel, Gould, Matson, North, Pullen—6.

Absent or not voting: Senators Donohue, Henry, Jones—3.

Excused: Senators Guess, Keefe, Lysen, Ridder, Vognild—5.

MOTION

On motion of Senator Day, the appointment of Anthony I. Eyring, as a member of the Health Care Facilities Authority, was confirmed.

APPOINTMENT OF ANTHONY I. EYRING

The Secretary called the roll. The appointment was confirmed by the Senate by the following vote: Yeas, 44; excused, 5.

Voting yea: Senators Bausch, Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Donohue, Fleming, Gallagher, Gaspard, Goltz, Gould, Hansen, Hayner, Henry, Jones, Lee, Lewis, Marsh, Matson, McDermott, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—44.

Excused: Senators Guess, Keefe, Lysen, Ridder, Vognild—5.

MOTION

At 3:10 p.m., on motion of Senator Walgren, the Senate adjourned until 9:00 a.m., Friday, April 20, 1979.

JOHN A. CHERBERG, President of the Senate.

SIDNEY R. SNYDER, Secretary of the Senate.

THIRTY-FIRST DAY

MORNING SESSION

Senate Chamber, Olympia, Friday, April 20, 1979.

The Senate was called to order at 9:00 a.m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senators Benitz, Donohue, Guess, Hansen, Henry, Keefe, Matson, Walgren and Williams. On motion of Senator Wilson, Senators Guess and Matson were excused. On motion of Senator Jones, Senators Donohue, Hansen, Henry, Keefe, Walgren and Williams were excused.

The Color Guard, consisting of Pages Sue Mayo and Aaron Drane, presented the Colors. Reverend Robert M. Keller, pastor of the Lutheran Church of the Good Shepherd of Olympia, offered the following prayer:

"GRACIOUS GOD AND FATHER, AGAIN WE COMMEND THIS NEW DAY, AND OUR DELIBERATIONS AND ACTIONS INTO YOUR HANDS. MAY WE, YOUR CHILDREN, LIVE TODAY IN PEACE, AND BE WORTHY OF THE TRUST THAT HAS BEEN PLACED ON US. BLESS OUR NATION, ITS LEADERS AND ITS PEOPLE. WE PRAY IN JESUS' NAME. AMEN."

MOTION

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

MESSAGES FROM THE HOUSE

April 18, 1979.

Mr. President: The Speakers have signed:
 SUBSTITUTE SENATE BILL NO. 2016,
 SENATE BILL NO. 2040,
 SENATE BILL NO. 2106,
 SENATE BILL NO. 2130,
 SENATE BILL NO. 2398,
 SENATE BILL NO. 2468,
 SENATE BILL NO. 2474,
 SENATE BILL NO. 2492,
 SENATE BILL NO. 2502,
 SUBSTITUTE SENATE BILL NO. 3022, and the same are herewith transmitted.

DEAN R. FOSTER, Chief Clerk.
 VITO T. CHIECHI, Chief Clerk.

April 19, 1979.

Mr. President: The Speakers have signed:
 SUBSTITUTE SENATE BILL NO. 2161,
 SENATE BILL NO. 2295,
 SENATE BILL NO. 2314,
 SENATE BILL NO. 2354,
 SENATE BILL NO. 2362,
 SENATE BILL NO. 2565,

SECOND SUBSTITUTE SENATE BILL NO. 2610,
SENATE BILL NO. 2727,
SUBSTITUTE SENATE BILL NO. 2958,
SUBSTITUTE SENATE BILL NO. 3066, and the same are herewith
transmitted.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

April 19, 1979.

Mr. President: The House has concurred in the Senate amendments to
ENGROSSED SUBSTITUTE HOUSE BILL NO. 29 and has passed the bill as
amended by the Senate.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

April 19, 1979.

Mr. President: The House has concurred in the Senate amendment to
ENGROSSED HOUSE BILL NO. 41 and has passed the bill as amended by the
Senate.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

April 19, 1979.

Mr. President: The House has concurred in the Senate amendments to SUB-
STITUTE HOUSE BILL NO. 156 and has passed the bill as amended by the
Senate.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

April 19, 1979.

Mr. President: The House has concurred in the Senate amendments to SUB-
STITUTE HOUSE BILL NO. 280 and has passed the bill as amended by the
Senate.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

April 19, 1979.

Mr. President: The House has concurred in the Senate amendment to
ENGROSSED HOUSE BILL NO. 419 and has passed the bill as amended by the
Senate.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

April 19, 1979.

Mr. President: The House has concurred in the Senate amendments to SUB-
STITUTE HOUSE BILL NO. 438 and has passed the bill as amended by the
Senate.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

April 19, 1979.

Mr. President: The House has concurred in the Senate amendments to
ENGROSSED HOUSE BILL NO. 450 and has passed the bill as amended by the
Senate.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

April 19, 1979.

Mr. President: The House has concurred in the Senate amendments to SUBSTITUTE HOUSE BILL NO. 481 and has passed the bill as amended by the Senate.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

April 19, 1979.

Mr. President: The House has concurred in the Senate amendment to ENGROSSED HOUSE BILL NO. 645 and has passed the bill as amended by the Senate.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

SIGNED BY THE PRESIDENT

The President signed:
HOUSE BILL NO. 229;
SUBSTITUTE HOUSE BILL NO. 254;
HOUSE BILL NO. 351.

MOTION

On motion of Senator Marsh, the Senate commenced consideration of Substitute House Bill No. 249.

SECOND READING

SUBSTITUTE HOUSE BILL NO. 249, by Committee on Social and Health Services (originally sponsored by Representatives Kreidler, Lux, Adams and Burns) (by Department of Social and Health Services request):

Implementing the National Health Planning and Resources Development Act of 1974.

The Senate resumed consideration of Substitute House Bill No. 249. On Thursday, April 19, 1979, the committee amendments were not adopted and an amendment by Senator Moore was adopted.

Senator Day moved adoption of the following amendment:

On page 8, line 27, after "agencies" insert "which planning process shall include all classes of health care practitioners licensed under RCW 18."

MOTIONS

On motion of Senator McDermott, Substitute House Bill No. 249, as amended, together with the pending amendment by Senator Day, was ordered held following consideration of Senate Bill No. 2378 on today's second reading calendar.

MOTION

On motion of Senator Marsh, the Senate commenced consideration of Senate Concurrent Resolution No. 106.

SECOND READING

SENATE CONCURRENT RESOLUTION NO. 106, by Senators Goltz, Clarke, Wilson and Lysen:

Establishing the Joint Legislative Committee on Washington/British Columbia cooperation.

The resolution was read the second time in full.

On motion of Senator Goltz, the rules were suspended, Senate Concurrent Resolution No. 106 was advanced to third reading, the second reading considered the third, and the resolution was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Concurrent Resolution No. 106, and the resolution passed the Senate by the following vote: Yeas, 40; absent or not voting, 1; excused, 8.

Voting yea: Senators Bausch, Bluechel, Bottiger, Clarke, Conner, Day, Fleming, Gallagher, Gaspard, Goltz, Gould, Hayner, Jones, Lee, Lewis, Lysen, Marsh, McDermott, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Scott, Sellar, Shimpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Wanamaker, Wilson, Wojahn, Woody—40.

Absent or not voting: Senator Benitz—1.

Excused: Senators Donohue, Guess, Hansen, Henry, Keefe, Matson, Walgren, Williams—8.

SENATE CONCURRENT RESOLUTION NO. 106, having received the constitutional majority, was declared passed:

MOTION

At 9:25 a.m., on motion of Senator Marsh, the Senate recessed until 12:30 p.m.

NOON SESSION

The President called the Senate to order at 12:30 p.m.

MOTION

At 12:30 p.m., on motion of Senator Marsh, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The President called the Senate to order at 2:00 p.m.

MOTION

On motion of Senator Marsh, the Senate returned to the fourth order of business.

MESSAGE FROM THE HOUSE

April 12, 1979.

Mr. President: The House has passed SUBSTITUTE SENATE BILL NO. 2284 with the following amendment:

On page 2, line 36, after "area" insert "unless the reappraisal is conducted by an independent fee appraiser who is a member of the Appraisal Institute and designated M.A.I. or a member of the Society of Real Estate Appraisers who is designated S.R.P.A. or S.R.E.A. and who uses local comparable land values", and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

MOTION

Senator Peterson moved the Senate do concur in the House amendment to Substitute Senate Bill No. 2284.

Debate ensued.

The motion by Senator Peterson carried. The Senate concurred in the House amendment to Substitute Senate Bill No. 2284.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 2284, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 25; nays, 17; absent or not voting, 2; excused, 5.

Voting yea: Senators Bausch, Bluechel, Bottiger, Clarke, Conner, Gaspard, Hansen, Hayner, Jones, Lewis, Marsh, Matson, Morrison, Newschwander, North, Peterson, Rasmussen, Sellar, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Wanamaker, Wojahn, Woody—25.

Voting nay: Senators Day, Fleming, Gallagher, Goltz, Lee, Lysen, McDermott, Moore, Odegaard, Pullen, Quigg, Ridder, Scott, Shinpoch, Talley, Walgren, Wilson—17.

Absent or not voting: Senators Benitz, Gould—2.

Excused: Senators Donohue, Guess, Henry, Keefe, Williams—5.

SUBSTITUTE SENATE BILL NO. 2284, as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Marsh, the Senate resumed consideration of the House Message on Substitute Senate Bill No. 2439 which was read in the Senate on Monday, April 16, 1979. At that time Senator Gallagher had moved the Senate do concur in the House amendments to Substitute Senate Bill No. 2439.

Debate ensued.

MOTION

Senator Talley moved Substitute Senate Bill No. 2439 be rereferred to the committee on rules.

Debate ensued.

The motion by Senator Talley failed on a rising vote.

MOTION

Senator Talley moved that further consideration of the House Message on Substitute Senate Bill No. 2439 and the motion by Senator Gallagher to concur in the House amendments be held for Monday, April 23, 1979.

Debate ensued.

The motion by Senator Talley failed.

The President declared the question before the Senate to be the motion by Senator Gallagher that the Senate do concur in the House amendments to Substitute Senate Bill No. 2439.

The motion carried.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 2439, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 28; nays, 16; absent or not voting, 1; excused, 4.

Voting yea: Senators Bausch, Bluechel, Bottiger, Clarke, Donohue, Fleming, Gallagher, Gaspard, Gould, Hayner, Jones, Lee, Lewis, Marsh, Matson, Morrison, Newschwander, North, Peterson, Pullen, Quigg, Scott, Sellar, Shinpoch, Talmadge, Vognild, Walgren, Woody—28.

Voting nay: Senators Conner, Day, Goltz, Hansen, Lysen, McDermott, Moore, Odegaard, Rasmussen, Ridder, Talley, Van Hollebeke, von Reichbauer, Wanamaker, Wilson, Wojahn—16.

Absent or not voting: Senator Benitz—1.

Excused: Senators Guess, Henry, Keefe, Williams—4.

SUBSTITUTE SENATE BILL NO. 2439, as amended by the House, 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.

MOTIONS

On motion of Senator Walgren, the Senate advanced to the sixth order of business.

On motion of Senator Pullen, Senator Benitz was excused.

SECOND READING

ENGROSSED SUBSTITUTE HOUSE BILL NO. 437, by Committee on Education (originally sponsored by Representatives Chandler, Heck, Nelson (G.A.), Dunlap, Bender, Bauer, Eng, Maxie, Fuller and Mitchell):

Making miscellaneous changes to educational clinic law.

The Senate resumed consideration of Engrossed Substitute House Bill No. 437. On Thursday, April 19, 1979, the committee amendment was moved for adoption and the following amendment by Senators Hayner, Donohue, Day, Morrison, Odegaard and Moore to the committee amendment was moved for adoption:

Beginning on page 1, strike all of section 1 and renumber the remaining sections consecutively.

Debate ensued.

POINT OF INQUIRY

Senator Wilson: "Senator Hayner, how many educational clinics are there of this nature in the state?"

Senator Hayner: "I understand there are four at the present time, Senator Wilson."

Senator Wilson: "Who determines how much of the state appropriation is allocated to which . . .?"

Senator Hayner: "The SPI's office."

Senator Wilson: "And there is nothing in view of the increased allocation that would prevent new educational clinics from being formed and qualifying for state funds?"

Senator Hayner: "Certainly not, and we would certainly hope that that would stay."

Further debate ensued.

MOTION

On motion of Senator Fleming, the following amendment by Senators Hayner, Donohue, Day, Morrison, Odegaard and Moore will be considered simultaneously with the amendment by Senator Hayner and others beginning on page 1, striking all of section 1:

Beginning on page 7, strike all of section 5 and renumber the remaining section consecutively.

Further debate ensued.

Senators Peterson, Donohue and Newschwander demanded the previous question and the demand was sustained.

Senator Talmadge demanded a roll call and the demand was sustained.

The President declared the question before the Senate to be the roll call on the amendments by Senators Hayner, Donohue, Day, Morrison, Odegaard and Moore to the committee amendment.

ROLL CALL

The Secretary called the roll and the amendments to the committee amendment were adopted by the following vote: Yeas, 32; nays, 11; absent or not voting, 1; excused, 5.

Voting yea: Senators Bausch, Bluechel, Bottiger, Clarke, Day, Donohue, Fleming, Gallagher, Goltz, Hansen, Hayner, Jones, Lee, Lewis, Marsh, Matson, Morrison, Newschwander, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Scott, Sellar, Shipoch, Vognild, von Reichbauer, Walgren, Wanamaker, Wilson, Woody—32.

Voting nay: Senators Conner, Gaspard, Gould, Lysen, McDermott, Moore, North, Ridder, Talmadge, Van Hollebeke, Wojahn—11.

Absent or not voting: Senator Talley—1.

Excused: Senators Benitz, Guess, Henry, Keefe, Williams—5.

On motion of Senator McDermott, the following amendment to the committee amendment was adopted:

On page 3, line 29 of the Amendment after "or (3)" and before "until" insert "shows proficiency beyond the high school level in a test approved by the superintendent of public instruction to be given as part of the initial diagnostic procedure, or (4)"

The committee amendment, as amended, was adopted.

Senator McDermott moved adoption of the committee amendment to the title.

On motion of Senator McDermott, the following amendments to the title of the committee amendment were adopted:

On page 8, beginning on line 8 of the title, strike "amending section 1, chapter 341, Laws of 1977 ex. sess. and RCW 28A.97.010;"

On page 8, line 15 of the title, after "and adding" strike "new sections" and insert "a new section"

The motion by Senator McDermott carried and the committee amendments to the title, as amended, were adopted.

On motion of Senator McDermott, the rules were suspended, Engrossed Substitute House Bill No. 437, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute House Bill No. 437, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 41; nays, 3; excused, 5.

Voting yea: Senators Bausch, Bluechel, Bottiger, Clarke, Conner, Day, Donohue, Fleming, Gallagher, Gaspard, Goltz, Hansen, Hayner, Jones, Lee, Lewis, Marsh, Matson, McDermott, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Scott, Sellar, Shinpoch, Talley, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Wilson, Wojahn, Woody—41.

Voting nay: Senators Gould, Lysen, Talmadge—3.

Excused: Senators Benitz, Guess, Henry, Keefe, Williams—5.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 437, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Walgren, the Senate commenced consideration of Substitute House Bill No. 249.

SECOND READING

SUBSTITUTE HOUSE BILL NO. 249, by Committee on Social and Health Services (originally sponsored by Representatives Kreidler, Lux, Adams and Burns) (by Department of Social and Health Services request):

Implementing the National Health Planning and Resources Development Act of 1974.

The Senate resumed consideration of Substitute House Bill No. 249. On Thursday, April 19, 1979, Senator Day had moved adoption of an amendment.

There being no objection, the amendment by Senator Day was withdrawn.

Senator Day moved adoption of the following amendment:

On page 8, line 27, after "agencies" insert "which shall include all classes of health care practitioners"

Debate ensued.

The motion by Senator Day carried and the amendment was adopted on a rising vote.

There being no objection, an amendment by Senator Bluechel on the desk of the Secretary of the Senate was withdrawn.

On motion of Senator Day, the rules were suspended, Substitute House Bill No. 249, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

POINT OF INQUIRY

Senator Talley: "Senator Day, is there anything in this bill that would affect the practicing doctor as far as his ability to set up an office or a laboratory or anything like that?"

Senator Day: "No, that amendment was not adopted in the committee."

Senator Talley: "In other words, it would not put any more restrictions on the doctor?"

Senator Day: "Not on the individual practitioner, no."

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 249, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 27; nays 16; absent or not voting, 1; excused, 5.

Voting yea: Senators Bausch, Bottiger, Conner, Day, Donohue, Gaspard, Goltz, Gould, Hansen, Lysen, Marsh, McDermott, Moore, Morrison, North,

Odegaard, Peterson, Ridder, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wojahn, Woody—27.

Voting nay: Senators Bluechel, Clarke, Gallagher, Hayner, Jones, Lee, Lewis, Matson, Newschwander, Pullen, Quigg, Rasmussen, Scott, Sellar, Wanamaker, Wilson—16.

Absent or not voting: Senator Fleming—1.

Excused: Senators Benitz, Guess, Henry, Keefe, Williams—5.

SUBSTITUTE HOUSE BILL NO. 249, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Walgren, the Senate returned to the first order of business.

REPORTS OF STANDING COMMITTEES

April 17, 1979.

SENATE BILL NO. 2639, authorizing a bond issue for public services (reported by Committee on Ways and Means):

MAJORITY recommendation: That Substitute Senate Bill No. 2639 be substituted therefor, and that Substitute Senate Bill No. 2639 do pass.

Signed by: Senators Donohue, Chairman; McDermott, Vice Chairman; Bausch, Gaspard, Goltz, Marsh, Morrison, Newschwander, Rasmussen, Ridder, Shinpoch, Wojahn.

Passed to Committee on Rules for second reading.

April 19, 1979.

SENATE BILL NO. 3065, relating to redistricting and reapportionment (reported by Committee on Rules):

MAJORITY recommendation: That Senate Bill No. 3065 be rereferred to Committee on Constitution and Elections.

Signed by: Senators Cherberg, Chairman; Conner, Fleming, Odegaard, Ridder, Talley, Walgren, Wojahn.

Rereferred to Committee on Constitution and Elections.

April 20, 1979.

SUBSTITUTE HOUSE BILL NO. 311, decriminalizing certain motor vehicle offenses (reported by Judiciary Committee):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Marsh, Chairman; Talmadge, Vice Chairman; Bottiger, Clarke, Hayner, Jones.

Passed to Committee on Rules for second reading.

April 18, 1979.

SUBSTITUTE HOUSE BILL NO. 706, authorizing the director of financial management to evaluate and satisfy certain sundry claims against the state (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Donohue, Chairman; McDermott, Vice Chairman; Clarke, Gaspard, Goltz, Jones, Marsh, Morrison, Rasmussen, Shinpoch, Wojahn.

Passed to Committee on Rules for second reading.

April 18, 1979.

HOUSE BILL NO. 1175, modifying procedures for settling claims against the state (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass.

Signed by: Senators Donohue, Chairman; McDermott, Vice Chairman; Clarke, Gaspard, Goltz, Jones, Marsh, Morrison, Rasmussen, Shinpoch, Wojahn.

Passed to Committee on Rules for second reading.

April 19, 1979.

HOUSE JOINT RESOLUTION NO. 31, establishing a redistricting commission (reported by Committee on Rules):

MAJORITY recommendation: That House Joint Resolution No. 31 be rereferred to Committee on Constitution and Elections.

Signed by: Senators Cherberg, Chairman; Conner, Fleming, Odegaard, Ridder, Talley, Walgren, Wojahn.

Rereferred to Committee on Constitution and Elections.

MOTION

At 3:10 p.m., on motion of Senator Walgren, the Senate adjourned until 10:00 a.m., Monday, April 23, 1979.

JOHN A. CHERBERG, President of the Senate.

SIDNEY R. SNYDER, Secretary of the Senate.

THIRTY-FOURTH DAY

MORNING SESSION

Senate Chamber, Olympia, Monday, April 23, 1979.

The Senate was called to order at 10:00 a.m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senators Donohue, Fleming, Hansen, Jones, Keefe, Lee, Lysen, Rasmussen and Scott. On motion of Senator Wilson, Senators Donohue, Fleming, Hansen, Keefe, Lysen and Rasmussen were excused. On motion of Senator Wanamaker, Senators Jones, Lee and Scott were excused.

The Color Guard, consisting of Pages Lori Smith and Scott Manthey, presented the Colors. Reverend Stanley J. Workman of the Evergreen Christian Reformed Church of Olympia, offered the following prayer:

"LORD, WE FACE ANOTHER BUSY, HECTIC WEEK. GIVE US A SENSE OF HUMOR—THE POWER TO LAUGH. HELP US TO DO OUR OFFICE WORK AND OUR HOMEWORK—TO BE KEENLY OBSERVANT. MAKE US EACH UNIQUELY QUALIFIED TO STAND TALL. CREATE IN US A HEART THAT IS UNAFRAID! GIVE US MOMENTS OF QUIETNESS THAT WE MIGHT ENJOY YOUR PRESENCE AND LOVE YOU MORE! IN JESUS' NAME. AMEN."

MOTION

On motion of Senator Walgren, the reading of the journal of the previous day was dispensed with and its was approved.

MESSAGE FROM THE GOVERNOR

Office of the Governor, April 19, 1979.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.
LADIES AND GENTLEMEN:

I have the honor to advise that on April 19, 1979, Governor Ray approved the following Senate Bills entitled:

SUBSTITUTE SENATE BILL NO. 2042, relating to higher education.

SENATE BILL NO. 2131, relating to education.

SUBSTITUTE SENATE BILL NO. 2158, relating to conveyances of conservation rights.

SUBSTITUTE SENATE BILL NO. 2482, relating to business regulations.

SENATE BILL NO. 2602, relating to alcoholic beverages.

SENATE BILL NO. 2736, relating to outdoor recreation.

Sincerely,
H.B. HANNA
Legal Counsel.

SIGNED BY THE PRESIDENT

The President signed:

SUBSTITUTE SENATE BILL NO. 2284,

SUBSTITUTE SENATE BILL NO. 2439.

MOTIONS

On motion of Senator Walgren, the Senate advanced to the sixth order of business.

On motion of Senator Walgren, the Senate commenced consideration of Engrossed substitute House Bill No. 665.

SECOND READING

ENGROSSED SUBSTITUTE HOUSE BILL NO. 665, by Committee on Judiciary (originally sponsored by Representatives Chandler, Thompson, Rosbach, Heck, Teutsch, Sherman, Haley, Newhouse and Fuller):

Providing a program for the evaluation and treatment of alcohol related traffic offenders.

REPORT OF STANDING COMMITTEE

April 13, 1979.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 665, providing a program for the evaluation and treatment of alcohol related traffic offenders (reported by Judiciary Committee):

MAJORITY recommendation: Do pass with the following amendments:

On page 2, line 22, after "if" insert ", prior to being pursued by a law enforcement officer."

On page 2, beginning on line 22, after "roadway" strike all the material down to and including "vehicle" on line 25

On page 2, line 26, after "Sec. 3." strike everything down to and including "license." on page 6, line 6, and insert "Section 1, chapter 1, Laws of 1969 as last amended by section 151, chapter 158, Laws of 1979 and RCW 46.20.308 are each amended to read as follows:

(1) Any person who operates a motor vehicle upon the public highways of this state shall be deemed to have given consent, subject to the provisions of RCW 46.61.506, to a chemical test or tests of his breath or blood for the purpose of determining the alcoholic content of his blood if arrested for any offense where, at the time of the arrest, the arresting officer has reasonable grounds to believe the person had been driving or was in actual physical control of a motor vehicle while under the influence of intoxicating liquor. The test or tests shall be administered at the direction of a law enforcement officer having reasonable grounds to believe the person to have been driving or in actual physical control of a motor vehicle upon the public highways of this state while under the influence of intoxicating liquor. Such officer shall inform the person of his right to refuse the test, and of his right to have additional tests administered by any qualified person of his choosing as provided in RCW 46.61.506. The officer shall warn the driver that his privilege to drive will be revoked or denied if he refuses to submit to the test. Unless the person to be tested is unconscious, the chemical test administered shall be of his breath only: PROVIDED, That if an individual is under arrest for the crime of negligent homicide by motor vehicle as provided in RCW 46.61.520, or if an individual is under arrest for the crime of driving while under the influence of intoxicating liquor or drugs as provided in (~~RCW 46.61.506~~) section 1 of this 1979 act, which arrest results from an accident in which another person has been injured and there is a reasonable likelihood that such other person may die as a result of injuries sustained in the accident, a breath or blood test may be administered without the consent of the individual so arrested. In such circumstances, the provisions of subsections (2) through (6) of this section shall not apply.

(2) Any person who is dead, unconscious or who is otherwise in a condition rendering him incapable of refusal, shall be deemed not to have withdrawn the consent provided by subsection (1) of this section and the test or tests may be administered, subject to the provisions of RCW 46.61.506.

(3) If, following his arrest, the person arrested refuses upon the request of a law enforcement officer to submit to a chemical test of his breath, after being informed that his refusal will result in the revocation or denial of his privilege to drive, no test shall be given. The department of licensing, upon the receipt of a sworn report of the law enforcement officer that he had reasonable grounds to believe the arrested person had been driving or was in actual physical control of a motor vehicle upon the public highways of this state while under the influence of intoxicating liquor and that the person had refused to submit to the test upon the request of the law enforcement officer after being informed that such refusal would result in the revocation or denial of his privilege to drive, shall revoke his license or permit to drive or any nonresident operating privilege. If the person is a resident without a license or permit to operate a motor vehicle in this state, the department shall deny to the person the issuance of a license or permit for a period of six months after the date of the alleged violation, subject to review as hereinafter provided.

(4) Upon revoking the license or permit to drive or the nonresident operating privilege of any person, or upon determining that the issuance of a license or permit shall be denied to the person, as hereinbefore in this section directed, the department shall immediately notify the person involved in writing by personal service or by registered or certified mail of its decision and the grounds therefor, and of his right to a hearing, specifying the steps he must take to obtain a hearing. The person upon receiving such notice may, in writing and within ten days therefrom request a formal hearing. Upon receipt of such request, the department shall afford him an opportunity for a hearing as provided in RCW 46.20.329 and 46.20.332. The scope of such hearing for the purposes of this section shall cover the issues of whether a law enforcement officer had reasonable grounds to believe the person had been driving or was in actual physical control of a motor vehicle upon the public highways of this state while under the influence of intoxicating liquor, whether the person was placed under arrest and whether he refused to submit to the test upon request of the officer after having been informed that such refusal would result in the revocation or denial of his privilege to drive. The department shall order that the revocation or determination that there should be a denial of issuance either be rescinded or sustained. Any decision by the department revoking a person's driving privilege shall be stayed and shall not take effect while a formal hearing is pending as herein provided or during the pendency of a subsequent appeal to superior court: PROVIDED, That this stay shall be effective only so long as there is no conviction for a moving violation during pendency of the hearing and appeal.

(5) If the revocation or determination that there should be a denial of issuance is sustained after such a hearing, the person whose license, privilege or permit is so affected shall have the right to file a petition in the superior court of the county wherein he resides, or, if a nonresident of this state, where the charge arose, to review the final order of revocation or denial by the department in the manner provided in RCW 46.20.334.

(6) When it has been finally determined under the procedures of this section that a nonresident's privilege to operate a motor vehicle in this state has been revoked, the department shall give information in writing of the action taken to the motor vehicle administrator of the state of the person's residence and of any state (~~for which he has a license.~~) in which he has a license."

On page 10, line 11, after "services." strike "Two days" and insert "One day"

On page 10, line 14, strike "substantial"

On page 10, line 35, after "pose a" strike "substantial"

On page 12, line 14, strike "after the termination of such person's jail sentence"

On page 12, beginning on line 18, after "days" strike "after the termination of such person's jail sentence" and insert "((after the termination of such person's jail sentence))"

On page 12, line 34, after "31," strike "1979" and insert "1980"

On page 12, line 36, after "the" and before "impact" strike "projected"

Signed by: Senators Marsh, Chairman; Clarke, Gallagher, Hayner, Jones, Woody.

The bill was read the second time by sections.

On motion of Senator Talmadge, the committee amendments were considered and adopted simultaneously.

Senator Pullen moved adoption of the following amendment:

On page 10, line 12, after "deferred" strike the underlined material through and including "based" on line 18.

Debate ensued.

Senators Moore, Marsh and Shinpoch demanded the previous question and the demand was sustained.

Senator Guess demanded a roll call and the demand was sustained.

The President declared the question before the Senate to be the roll call on adoption of the amendment by Senator Pullen.

ROLL CALL

The Secretary called the roll and the amendment was not adopted by the following vote: Yeas, 11; nays, 29; excused, 9.

Voting yea: Senators Benitz, Clarke, Guess, Lewis, McDermott, Newschwander, North, Odegaard, Pullen, Sellar, von Reichbauer—11.

Voting nay: Senators Bausch, Bluechel, Bottiger, Conner, Day, Gallagher, Gaspard, Goltz, Gould, Hayner, Henry, Marsh, Matson, Moore, Morrison, Peterson, Quigg, Ridder, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—29.

Excused: Senators Donohue, Fleming, Hansen, Jones, Keefe, Lee, Lysen, Rasmussen, Scott—9.

Senator Pullen moved adoption of the following amendment:

On page 10, line 34, after "deferred" strike the underlined material down through "based" on page 11, line 3.

Debate ensued.

The motion by Senator Pullen failed and the amendment was not adopted.

MOTION FOR RECONSIDERATION

Senator Guess moved the Senate reconsider the vote by which the committee amendments to Engrossed Substitute House Bill No. 665 were adopted.

Debate ensued.

POINT OF INQUIRY

Senator Talmadge: "Is it your intention if your motion for reconsideration prevails to split the question so that just the amendments relating to 'substantial' are considered and all the rest of the amendments are considered as one?"

Senator Guess: "That is correct, Senator, and I will vote with you on those."

The motion for reconsideration by Senator Guess carried.

The President declared the question before the Senate to be adoption of the committee amendments on reconsideration.

On motion of Senator Guess, the question was divided.

On motion of Senator Guess, the committee amendments to page 2, lines 22 and 26; page 10, line 11 were adopted, on reconsideration.

The President declared the question before the Senate to be adoption of the committee amendments to page 10, lines 14 and 35.

The amendments to page 10, lines 14 and 35 were not adopted, on reconsideration, on a rising vote.

MOTION

On motion of Senator Marsh, Engrossed Substitute House Bill No. 665, as amended, was ordered held for further consideration following the noon recess.

MOTION

On motion of Senator Walgren, the Senate commenced consideration of Substitute House Bill No. 755.

SECOND READING

SUBSTITUTE HOUSE BILL NO. 755, by Committee on Transportation (originally sponsored by Representatives Charnley, Wilson, Burns, Garrett, Sherman and Bender):

Providing for rights, duties, and penalties when a vehicle is left on the highway.

REPORT OF STANDING COMMITTEE

April 10, 1979.

SUBSTITUTE HOUSE BILL NO. 755, providing for rights, duties, and penalties when a vehicle is left on the highway (reported by Committee on Transportation):

MAJORITY recommendation: Do pass with the following amendments:

On page 8, line 21, after "of" strike "fifty" and insert "five"

On page 8, line 29, after "insurance expiration" strike all of the material down to and including "business" on line 34.

Signed by: Senators Henry, Chairman; Guess, Hansen, Lee, Peterson, Van Hollebeke, Wanamaker.

The bill was read the second time by sections.

On motion of Senator Henry, the committee amendments were adopted.

On motion of Senator Henry, the rules were suspended, Substitute House Bill No. 755, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

POINT OF INQUIRY

Senator Day: "Your second amendment, Senator, on page 8, which struck the material after 'insurance expiration' which set forth in here the amount of the annual license fee plus a method of setting the fee for regaining the license. Now does that mean that these people lose the license, they have lost it, or what does that do to the mechanics there? If you struck everything from 'insurance expiration' down through here?"

Senator Henry: "That strikes the renewal fee. We do not feel the twenty-five dollars is necessary for the renewal at all."

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 755, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 44; excused, 5.

Voting yea: Senators Bausch, Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Fleming, Gallagher, Gaspard, Goltz, Gould, Guess, Hayner, Henry, Lee, Lewis, Lysen, Marsh, Matson, McDermott, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—44.

Excused: Senators Donohue, Hansen, Jones, Keefe, Rasmussen—5.

SUBSTITUTE HOUSE BILL NO. 755, as amended by the Senate, 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.

REMARKS BY SENATOR WALGREN

Senator Walgren: "Mr. President, before we put that motion, I think it would be appropriate if I advised the membership as to the plan of action for the next week, this week. We will be coming into session about nine o'clock, or at nine o'clock each morning. It will be our intent to meet over the weekend, Saturday and Sunday. We are, I believe, moving toward a conclusion of this legislative session.

"Now I must admit that I am dismayed with the action of the House of Representatives to this point. I looked at the printout today as to the bills that have passed the Senate that are House bills and compared that with Senate legislation that has passed the House. Perhaps you are aware, but if you are not, there are 59 House bills that have passed this Senate. Contrarywise, we have Senate legislation but only 16 bills have passed the House of Representatives. I think that should be of some considerable concern, not only to the members of this Senate, but to the people of the state of Washington when we talk about trying to bring a session to a conclusion.

"Now included in that legislation that has passed the Senate and that languishes in the House of Representatives are such things as the higher education collective bargaining bill and a number of senior citizen services measures, including the Senior Citizens Services Act; a measure relating to senior citizen programs; the entire nursing home package but for one bill. That continues to be discussed, I assume, over there but absolutely no action being taken. Property tax for retired owners still has not moved in the House of Representatives. Matters relating to transfers between family members, the taxation thereof, still has not moved. Industrial insurance benefit adjustments may be discussed in the House of Representatives but no action is being taken. Legislation relating to civil commitments, extremely important legislation, again it is not moving in the House of Representatives. The jail facilities bond issue, a matter of great concern to local governments and to, I think, the people of this state, also is not moving in the House of Representatives.

"Senator Bottiger handed me a list of matters involving energy, something that we are all going to be hearing a lot about from our constituents when we finish this legislative session; and let me tell you, we are going to be hearing a lot from them if we do nothing in this particular area, and I can say that this Senate has been responsible in the area. We have sent a number of measures to the House of Representatives and still no action from the House of Representatives with regards this important legislation. You can take the list as I have here and go through and pick out the bills that you think are important, bills that should be passed this session, bills that should be acted upon by that other house. It is important that we proceed to the business of the people. And so I am suggesting to you that this week is the

week for action in the Senate, a week that we must complete the business of this Legislature, a week for us to proceed with the budget, and a week, I hope at the conclusion thereof for us to go home."

REMARKS BY SENATOR CLARKE

Senator Clarke: "Concurring in substance with the remarks of Senator Walgren, I do think it is high time that we begin to face up to the essential elements and get this legislature closed down. I feel that his remarks with respect to the lack of activity on the House side are very well taken. I also commend him on suggesting that the Senate bend every effort to use this week and work straight through the weekend in an effort to do what I think the main body of the public wants us to do, and that is to complete our business and get out of here.

"I might suggest, however, that while the Senate has been much better than the House, we perhaps have not been too exemplary in all of our performances. I think, for instance, and I can understand perhaps the reasoning in the fact that the budget has not as yet come out of committee and come before us because I realize that there was a desire to consider both the operating and capital budgets together, but nevertheless, I feel that that is the main issue in reality that is going to determine when we get out of here, and that is the passage of the budget, and I think that we perhaps could or could have in the past, actually, have accelerated that situation.

"Another issue which I think is most important and which to date has more or less been at least delayed or sidetracked and that is the redistricting issue, and I would hope that that is one of the things that Senator Walgren would bring out and let us face so that we can accomplish that prior to the end of the session. But I do feel that all of us should, at least I know I did and I think most of you that went home over the weekend and got any sort of communication with your constituents, the primary question was, 'When are you going to meet the essential elements, pass the necessary budget, and get out of there?'"

MOTION

At 11:07 a.m., on motion of Senator Walgren, the Senate recessed until 12:15 p.m.

NOON SESSION

The President called the Senate to order at 12:15 p.m.

MOTION

At 12:15 p.m., on motion of Senator Marsh, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The President called the Senate to order at 2:00 p.m.

MOTIONS

On motion of Senator Wilson, Senator von Reichbauer was excused.

On motion of Senator Walgren, the Senate commenced consideration of gubernatorial appointment 79.

CONFIRMATION OF GUBERNATORIAL APPOINTMENT
MOTION

On motion of Senator Woody, the appointment of Fred Ross as a member of the Public Disclosure Commission was confirmed.

APPOINTMENT OF FRED ROSS

The Secretary called the roll. The appointment was confirmed by the Senate by the following vote: Yeas, 43; nays, 3; excused, 3.

Voting yea: Senators Bausch, Benitz, Bluechel, Bottiger, Clarke, Day, Fleming, Gallagher, Gaspard, Gould, Guess, Hayner, Henry, Jones, Lee, Lewis, Marsh, Matson, McDermott, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—43.

Voting nay: Senators Conner, Goltz, Lysen—3.

Excused: Senators Donohue, Hansen, Keefe—3.

MOTION

On motion of Senator Walgren, the Senate commenced consideration of Engrossed Substitute House Bill No. 291.

SECOND READING

ENGROSSED SUBSTITUTE HOUSE BILL NO. 291, by Committee on Revenue (originally sponsored by Representative Sommers) (by Department of Revenue request):

Making miscellaneous changes to the tax laws.

REPORT OF STANDING COMMITTEE

April 5, 1979.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 291, making miscellaneous changes to the tax laws (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass with the following amendments:

On page 1, strike everything after the enacting clause and insert the following:

"Section 1. Section 82.32.030, chapter 15, Laws of 1961 as amended by section 77, chapter 278, Laws of 1975 1st ex. sess. and RCW 82.32.030 are each amended to read as follows:

If any person engages in any business or performs any act upon which a tax is imposed by the preceding chapters, he shall, whether taxable or not, under such rules and regulations as the department of revenue shall prescribe, apply for and obtain from the department (~~(; upon payment of a fee of one dollar.)~~) a registration certificate upon making a nonrefundable deposit of twenty-five dollars which shall be credited to the taxpayer's account. Such registration certificate shall be personal and nontransferable and shall be valid as long as the taxpayer continues in business and pays the tax accrued to the state. In case business is transacted at two or more separate places by one taxpayer, a separate registration certificate for each place at which business is transacted with the public shall be required, but, for such additional certificates no ~~((fee))~~ deposit shall be required. Each certificate shall be numbered and shall show the name, residence, and place and character of business of the taxpayer and such other information as the department of revenue deems necessary and shall be posted in a conspicuous place at the place of business for which it is issued. Where a place of business of the taxpayer is changed, the taxpayer must

return to the department the existing certificate, and a new certificate will be issued for the new place of business free of charge. No person shall engage in any business taxable hereunder without being registered in compliance with the provisions of this section, except that the department, by general regulation, may provide for the issuance of certificates of registration to temporary places of business without requiring the ~~((payment of any fee))~~ deposit.

Sec. 2. Section 82.32.130, chapter 15, Laws of 1961 as last amended by section 81, chapter 278, Laws of 1975 1st ex. sess. and RCW 82.32.130 are each amended to read as follows:

Notwithstanding any other law, any notice or order required by this title to be mailed to any taxpayer may be served in the manner prescribed by law for personal service of summons and complaint in the commencement of actions in the superior courts of the state, but if the notice or order is mailed, it shall be ((sent by mail;)) addressed to the address of the taxpayer as shown by the records of the department of revenue, or, if no such address is shown, to such address as the department is able to ascertain by reasonable effort. Failure of the taxpayer to receive such notice or order whether served or mailed shall not release the taxpayer from any tax or any increases or penalties thereon.

Sec. 3. Section 82.32.340, chapter 15, Laws of 1961 as last amended by section 184, chapter 151, Laws of 1979 and RCW 82.32.340 are each amended to read as follows:

Any tax or penalty which the department of revenue deems to be uncollectible, may be transferred from accounts receivable, subject to approval by the director of financial management, to a suspense account and cease to be accounted an asset(~~(: PROVIDED, That))~~). Any item transferred shall continue to be a debt due the state from the taxpayer and may at any time within twelve years from the filing of a warrant covering such amount with the clerk of the superior court be transferred back to accounts receivable for the purpose of collection((:~~PROVIDED FURTHER,)~~); The department of revenue may charge off as finally uncollectible any tax or penalty which it deems uncollectible at any time after twelve years from the date ~~((of the filing of a warrant covering such tax and penalty with the clerk of the superior court after))~~ that the last tax return for the delinquent taxpayer was or should have been filed if the department of revenue and the attorney general are satisfied that there are no available and lawful means by which such tax or penalty may thereafter be collected.

After any tax or penalty has been charged off as finally uncollectible under the provisions of this section, the department of revenue may destroy any or all files and records pertaining to the liability of any taxpayer for such tax or penalty.

The department of revenue, subject to the approval of the state records committee, may at the expiration of five years after the close of any taxable year, destroy any or all files and records pertaining to the tax liability of any taxpayer for such taxable year, who has fully paid all taxes, penalties and interest for such taxable year, or any preceding taxable year for which such taxes, penalties and interest have been fully paid. In the event that such files and records are reproduced on film pursuant to RCW 40.20.020 for use in accordance with RCW 40.20.030, the original files and records may be destroyed immediately after reproduction and such reproductions may be destroyed at the expiration of the above five year period, subject to the approval of the state records committee.

Sec. 4. Section 82.32.060, chapter 15, Laws of 1961 as last amended by section 17, chapter 299, Laws of 1971 ex. sess. and RCW 82.32.060 are each amended to read as follows:

If, upon receipt of an application by a taxpayer for a refund or for an audit of his records, or upon an examination of the returns or records of any taxpayer, it is determined by the department that within the ~~((two years immediately preceding~~

~~the receipt by the department of the application by the taxpayer for a refund or for an audit, or, in the absence of such an application, within the two years immediately preceding the commencement by the department of such examination;)) statutory period for assessment of taxes prescribed by RCW 82.32.050 a tax has been paid in excess of that properly due, the excess amount paid within such period ((of two years)) shall be credited to the taxpayer's account or shall be refunded to the taxpayer, at his option. ((Except as to the utilization by the taxpayer of the credits in computing tax authorized by RCW 82.04.435, application for which credits must be made within two years of payment of the taxes giving rise to such credits, no refund or credit shall be allowed with respect to any payments made to the department more than two years before the date of such application or examination. Where a refund or credit may not be made because of the lapse of said two year period, the amount of the refund or credit which would otherwise be allowable for the portion of the statutory assessment period preceding the two year period may be offset against the amount of any tax deficiency which may be determined by the department for such statutory assessment period.)) No refund or credit shall be made for taxes paid more than four years prior to the beginning of the calendar year in which the refund application is made or examination of records is completed.~~

Notwithstanding the foregoing limitations there shall be refunded or credited to taxpayers engaged in the performance of United States government contracts or subcontracts the amount of any tax paid, measured by that portion of the amounts received from the United States, which taxpayer is required by contract or applicable federal statute to refund or credit to the United States, if claim for such refund is filed by the taxpayer with the department within one year of the date that the amount of the refund or credit due to the United States is finally determined and filed within four years of the date on which the tax was paid: PROVIDED, That no interest shall be allowed on such refund.

Any such refunds shall be made by means of vouchers approved by the department and by the issuance of state warrants drawn upon and payable from such funds as the legislature may provide.

Any judgment for which a recovery is granted by any court of competent jurisdiction, not appealed from, for tax, penalties, and interest which were paid by the taxpayer, and costs, in a suit by any taxpayer shall be paid in like manner, upon the filing with the department of a certified copy of the order or judgment of the court. Except as to the credits in computing tax authorized by RCW 82.04.435, interest at the rate of three percent per annum shall be allowed by the department and by any court on the amount of any refund or recovery allowed to a taxpayer for taxes, penalties, or interest paid by him after May 1, 1949, and interest at the same rate shall be allowed on any judgment recovered by a taxpayer for taxes, penalties, or interest paid after such date.

NEW SECTION. Sec. 5. Notwithstanding any provision of law to the contrary, in the event any county treasurer has not provided tax statements to taxpayers in his county prior to April 1, 1979, such treasurer shall provide such statements as soon thereafter as is practicable, and such taxes shall be due and payable on the thirtieth day following the mailing of such tax statements after which date, and not before, all taxes on real and personal property in such county shall become delinquent, and interest at the rate of eight percent per annum shall be charged upon such unpaid taxes and upon unpaid personal property taxes from the date of delinquency until paid: PROVIDED, That when the total amount of tax on any lot, block or tract of real property payable by one person is ten dollars or more and if one-half of such tax be paid on or before the said due date, then the time for payment of the remainder thereof shall be extended and said remainder shall be due and payable on or before the thirty-first day of October following, after which date such remaining one-half shall become delinquent, and interest at the rate of eight percent per

annum shall be charged upon said remainder from the date of delinquency until paid: PROVIDED, FURTHER, That when the total amount of personal property taxes falling due in any year, payable by one person, is ten dollars or more, and if one-half of such taxes be paid on or before said due date then the time for payment of the remainder thereof shall be extended and said remainder shall be due and payable on or before the thirty-first day of October following, after which date such remaining one-half shall become delinquent, and interest at the rate of eight percent per annum shall be charged upon said remainder from the date of delinquency until paid: PROVIDED, FURTHER, That this section shall expire on December 31, 1979. This section is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions and shall take effect immediately.

NEW SECTION. Sec. 6. The provisions of chapter 82.32 RCW, insofar as applicable, shall have full force and application with respect to the tax imposed under RCW 82.04.291, as amended and recodified.

Any reference in chapter 6, Laws of 1979 or any other statute to RCW 82.04.291 shall be deemed to apply to RCW 82.04.291 as renumbered and recodified as a section of chapter 84.33 RCW.

This section is necessary for the immediate preservation of the public peace, health, and safety, the support of state government and its existing public institutions and shall take effect immediately."

On page 1, on line 1 of the title, after "taxation;" insert "amending section 82.32.030, chapter 15, Laws of 1961 as amended by section 77, chapter 278, Laws of 1975 1st ex. sess. and RCW 82.32.030; amending section 82.32.060, chapter 15, Laws of 1961 as last amended by section 17, chapter 299, Laws of 1971 ex. sess. and RCW 82.32.060; amending section 82.32.130, chapter 15, Laws of 1961 as last amended by section 81, chapter 278, Laws of 1975 1st ex. sess. and RCW 82.32.130; amending section 82.32.340, chapter 15, Laws of 1961 as last amended by section 184, chapter 151, Laws of 1979 and RCW 82.32.340; creating new sections; and declaring an emergency."

Signed by: Senators Donohue, Chairman; McDermott, Vice Chairman; Gaspard, Jones, Marsh, Morrison, Odegaard, Rasmussen, Ridder, Scott, Sellar, Wojahn.

The bill was read the second time by sections.

On motion of Senator McDermott, the committee amendment was adopted.

On motion of Senator McDermott, the committee amendment to the title was adopted.

On motion of Senator McDermott, the rules were suspended, Engrossed Substitute House Bill No. 291, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute House Bill No. 291, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 44; absent or not voting, 2; excused, 3.

Voting yea: Senators Bausch, Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Fleming, Gallagher, Gaspard, Goltz, Gould, Guess, Hayner, Henry, Lee, Lewis, Lysen, Marsh, Matson, McDermott, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—44.

Absent or not voting: Senators Jones, von Reichbauer—2.

Excused: Senators Donohue, Hansen, Keefe—3.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 291, as amended by the Senate, 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.

MOTIONS

On motion of Senator Wilson, Senator Fleming was excused.

On motion of Senator Walgren, the Senate commenced consideration of House Bill No. 308.

SECOND READING

HOUSE BILL NO. 308, by Representatives Sommers (by Department of Revenue request):

Modifying the law on unclaimed property.

The bill was read the second time by sections.

On motion of Senator McDermott, the rules were suspended, House Bill No. 308 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 308, and the bill passed the Senate by the following vote: Yeas, 45; excused, 4.

Voting yea: Senators Bausch, Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Gallagher, Gaspard, Goltz, Gould, Guess, Hayner, Henry, Jones, Lee, Lewis, Lysen, Marsh, Matson, McDermott, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—45.

Excused: Senators Donohue, Fleming, Hansen, Keefe—4.

HOUSE BILL NO. 308, 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.

SECOND READING

SENATE BILL NO. 2378, by Senators Wojahn, Jones, Ridder and Talmadge: Authorizing the payment of certain pension benefits to spouses and ex-spouses.

REPORT OF STANDING COMMITTEE

April 4, 1979.

SENATE BILL NO. 2378, authorizing the payment of certain pension benefits to spouses and ex-spouses (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass with the following amendment:

On page 7, line 10, add the following:

"**NEW SECTION.** Sec. 11. The provisions of this 1979 amendatory act shall apply only to court decrees of dissolution or legal separation and court-approved property settlement agreements entered after the effective date of this act and only to those persons who have actually retired."

Signed by: Senators Donohue, Chairman; McDermott, Vice Chairman; Bausch, Gaspard, Goltz, Jones, Morrison, Odegaard, Rasmussen, Ridder, Scott, Sellar, Shinpoch, Walgren, Wojahn.

The bill was read the second time by sections.

Senator Wojahn moved adoption of the committee amendment.

Debate ensued.

The motion by Senator Wojahn carried and the committee amendment was adopted on a rising vote.

On motion of Senator Vognild, the following amendment was adopted:

On page 7, following line 9, add a new section to read as follows:

"NEW SECTION. Sec. 10. All payments made to a nonmember spouse or ex-spouse pursuant to the provisions of this amendatory act shall cease upon the death of such a nonmember spouse or ex-spouse. Upon such a death, the department is hereby authorized and directed to pay to the member his or her full monthly entitlement of benefits."

On motion of Senator Wojahn, the following amendment by Senators Ridder and Woody was adopted:

On page 7, line 10, insert a new section as follows:

"NEW SECTION. Sec. 13. This act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect immediately."

On motion of Senator Wojahn, the following amendment by Senators Ridder and Woody to the title was adopted:

On page 1, line 18 of the title, strike "and" and on line 19, after "41.28 RCW" insert "; and declaring the emergency"

On motion of Senator Wojahn, the rules were suspended, Engrossed Senate Bill No. 2378 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 2378, and the bill passed the Senate by the following vote: Yeas, 44; nays 1; excused, 4.

Voting yea: Senators Bausch, Benitz, Bluechel, Bottiger, Clarke, Day, Gallagher, Gaspard, Goltz, Gould, Guess, Hayner, Henry, Jones, Lee, Lewis, Lysen, Marsh, Matson, McDermott, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—44.

Voting nay: Senator Conner—1.

Excused: Senators Donohue, Fleming, Hansen, Keefe—4.

ENGROSSED SENATE BILL NO. 2378, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Walgren, the Senate commenced consideration of Senate Bill No. 2071.

SECOND READING

SENATE BILL NO. 2071, by Senators Henry, Wanamaker and Conner (by Department of Licensing request):

Increasing motor vehicle dealer, subagency, and salesperson fees and correcting dealer plate provisions.

MOTIONS

On motion of Senator Henry, Substitute Senate Bill No. 2071 was substituted for Senate Bill No. 2071 and the substitute bill was placed on second reading and read the second time in full.

On motion of Senator Henry, the rules were suspended, Substitute Senate Bill No. 2071 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 2071, and the bill passed the Senate by the following vote: Yeas, 42; nays, 2; absent or not voting, 1; excused, 4.

Voting yea: Senators Bausch, Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Gallagher, Gaspard, Goltz, Gould, Hayner, Henry, Jones, Lee, Lewis, Lysen, Marsh, Matson, McDermott, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Quigg, Rasmussen, Ridder, Scott, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—42.

Voting nay: Senators Pullen, Sellar—2.

Absent or not voting: Senator Guess—1.

Excused: Senators Donohue, Fleming, Hansen, Keefe—4.

SUBSTITUTE SENATE BILL NO. 2071, 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.

SECOND READING

HOUSE BILL NO. 138, by Representatives Martinis, Wilson and Bender (by Department of Licensing request):

Revising references to the powers and duties of the department of licensing.

The bill was read the second time by sections.

Senator Jones moved adoption of the following amendment by Senators Jones, Wojahn and Talley:

Strike everything after the enacting clause and insert the following:

"Sec. 1. Section 4, chapter 156, Laws of 1965 as amended by section 115, chapter 158, Laws of 1979 and RCW 46.01.040 are each amended to read as follows:

The department of licensing is vested with all powers, functions, and duties with respect to and including the following:

- (1) the motor vehicle fuel excise tax as provided in chapter 82.36 RCW;
- (2) the ~~((use))~~ motor vehicle fuel tax, importer use tax, special fuel tax, and aircraft fuel tax as provided in chapters ~~((82.40))~~ 82.36, 82.37, 82.38, and 82.42 RCW;
- (3) the motor vehicle excise tax as provided in chapter 82.44 RCW;
- (4) the house trailer excise tax as provided in chapter 82.50 RCW;
- (5) all general powers and duties relating to motor vehicles as provided in chapter 46.08 RCW;
- (6) certificates of ownership and registration as provided in chapters 46.12 and 46.16 RCW;
- (7) the registration and licensing of motor vehicles as provided in chapters 46.12 and 46.16 RCW;
- (8) dealers' licenses as provided in chapter 46.70 RCW;
- (9) the licensing of motor vehicle transporters as provided in chapter 46.76 RCW;

- (10) the licensing of motor vehicle wreckers as provided in chapter 46.80 RCW;
- (11) the administration of the laws relating to the highway user tax structure as provided in chapter ~~((46.84))~~ 46.85 RCW;
- (12) the licensing of passenger vehicles for hire as provided in chapter 46.72 RCW;
- (13) operators' licenses as provided in chapter 46.20 RCW;
- (14) commercial driver training schools as provided in chapter 46.82 RCW;
- (15) financial responsibility as provided in chapter 46.29 RCW;
- (16) accident reporting as provided in chapter 46.52 RCW;
- (17) disposition of revenues as provided in chapter 46.68 RCW; and
- (18) the administration of all other laws relating to motor vehicles vested in the director of licenses on June 30, 1965.

Sec. 2. Section 1, chapter 25, Laws of 1974 ex. sess. as amended by section 14, chapter 158, Laws of 1979 and RCW 18.18.010 are each amended to read as follows:

Unless the context clearly indicates otherwise, the words used in this chapter have the meaning given in this section:

(1) "Practice of hairdressing" or "hairdressing" means the arranging, dressing, curling, waving, permanent waving, cleansing, bleaching or coloring of the hair, fitting and dressing of wigs and hair pieces on or off the head other than incidental to retail sales, or doing similar work thereon by use of the hands or any method of mechanical application or appliances or the practice of haircutting;

(2) "Hairdresser" means any person, firm or corporation who engages in the practice of hairdressing;

(3) "Practice of cosmetology" or "cosmetology" means the massaging, cleansing, stimulating, manipulating, exercising or beautifying of the scalp, face, arms, bust or upper part of the body, or doing similar work thereon with the hands or with any mechanical or electrical apparatus or appliances, or by the use of cosmetic preparations, antiseptic tonics, lotions, creams, similar preparations or compounds, and manicuring the nails or removing superfluous hair or the practice of haircutting;

(4) "Cosmetologist" means any person, firm or corporation who engages in the practice of cosmetology;

(5) "Practice of manicuring" means the manicuring of nails of the hands and feet, also the administration of facials, by the use of hands and appliances;

(6) "Manicurist" means any person who engages in the practice of manicuring;

(7) "Manicurist manager operator" means a person having practiced as a manicurist under a manager operator for six months;

(8) A "student" is any person of the age of seventeen or over who has graduated from an accredited high school, or has an equivalent education as determined by the director whose determination shall be conclusive, who attends a duly licensed cosmetology school, and who does not receive any wage or commission: PROVIDED, That this subdivision shall not apply to any person attending as a student prior to June 11, 1959;

~~((8))~~ (9) An "operator" is a person of the age of eighteen years or over, who has been licensed to practice hairdressing and cosmetology under the direct supervision and direction of a manager operator;

~~((9))~~ (10) A "manager operator" is any person having practiced as an operator under the supervision of a manager operator for at least one year;

~~((10))~~ (11) A "shop" is any building or structure, or any part thereof, other than a school, wherein the practice of hairdressing and cosmetology is conducted;

~~((11))~~ (12) A "manicurist shop" is any building or structure, or any part thereof, other than a school, where only the practice of manicuring is conducted;

(13) A "school" is an institution of learning devoted exclusively to the instruction and training of students in the practice of hairdressing and cosmetology;

((+2)) (14) An "instructor operator" is a person who gives instruction in the practice of hairdressing and cosmetology in a school and who has the qualifications of a manager operator and who has passed an instructor examination: PROVIDED, That the provisions of this subdivision shall not apply to any person acting as an instructor operator on March 16, 1951. An instructor operator shall not perform in a cosmetology school, cosmetology services for members of the public except for instructional purposes;

((+3)) (15) "Director" means the director of licensing;

((+4)) (16) "Committee" means the cosmetology examining committee;

((+5)) (17) "Board" means the hearing board.

Sec. 3. Section 5, chapter 180, Laws of 1951 as last amended by section 13, chapter 30, Laws of 1975 1st ex. sess. and RCW 18.18.090 are each amended to read as follows:

Each application for student enrollment, manicurist, manicurist manager operator, operator, instructor operator, manager operator, shop, manicurist shop, or school shall be accompanied by a fee determined by the director as provided in RCW 43.24.085 as now or hereafter amended. Any applicant who fails to pass the examination may take the next succeeding examination with payment of an additional fee determined by the director as provided in RCW 43.24.085.

Sec. 4. Section 7, chapter 180, Laws of 1951 as last amended by section 2, chapter 310, Laws of 1977 ex. sess. and RCW 18.18.140 are each amended to read as follows:

Operator, manicurist, instructor operator, manager operator, manicurist manager operator, shop, manicurist shop, or school licenses may be renewed from year to year upon the payment on or before the first day of each July following their issuance, of a renewal fee determined by the director as provided in RCW 43.24.085 as now or hereafter amended.

Any manicurist, operator, manager operator, manicurist manager operator, or instructor operator whose license has lapsed may have the same renewed upon payment of all fees which the applicant would have been required to pay to keep such license in effect, and an additional fee determined by the director as provided in RCW 43.24.085 as now or hereafter amended for each lapsed year: PROVIDED, That any person whose license has lapsed for more than three years shall be reexamined, as in the case of any applicant for an original license.

Sec. 5. Section 11, chapter 52, Laws of 1957 as last amended by section 1, chapter 310, Laws of 1977 ex. sess. and RCW 18.18.260 are each amended to read as follows:

No person shall engage in the practice of hairdressing or cosmetology in any place other than a licensed hairdressing or cosmetology shop or school, except in case of the practice of manicuring in a manicurist shop or in case of his or her own family or in case of a customer, whose physical condition prevents his or her presence at a shop or school.

No person shall use for residential purposes any room that is used wholly or in part as a hairdressing or cosmetology school or shop or manicurist shop, except that these restrictions shall not apply to toilet facilities which may be used jointly for residential and business purposes.

Every hairdressing or cosmetology or manicurist shop shall maintain an outside entrance separate from the entrances to rooms used for sleeping or residential purposes.

From and after July 1, 1959 every hairdressing or cosmetology or manicurist shop shall provide and maintain for the use of the customers adequate toilet facilities located within the shop or adjacent thereto.

No hairdressing or cosmetology shop shall be operated unless it is under the direct supervision of a licensed manager operator.

No manicurist shop shall be operated unless it is under the direct supervision of a licensed manicurist manager operator.

No person other than a licensed manicurist or a licensed operator in demonstrating or instructing in the use of any cosmetics or supplies of any kind, shall engage in any of the acts enumerated in RCW 18.18.010.

No student shall engage in the practice of hairdressing or cosmetology except in a licensed school under the direct supervision of a licensed instructor operator.

NEW SECTION. Sec. 6. There is added to chapter 18.18 RCW a new section to read as follows:

It shall be unlawful for any person, firm, or corporation to operate a manicurist shop without a manicurist shop license. Application for a license shall be made on forms furnished by the director and shall contain the information that the director may reasonably require. Upon receipt of the application and fee required by this chapter, the director shall issue a location license if the shop meets the other requirements of this chapter."

Senator Walgren moved House Bill No. 138 and the pending amendment be held for further consideration on Tuesday, April 24, 1979.

POINT OF INQUIRY

Senator Rasmussen: "Senator Jones, there is a lot of unfairness in the world of manicurists. There have recently been several unfair instances where we are forcing divorce on people by the liquor board. Could we have a little amendment that would fit on here to correct some of those injustices where the people are required to get a divorce in order to stay in a legitimate business?"

Senator Jones: "I would like to see this bill move along in its present form, Senator. I have a feeling that there are a lot of attempts to add to this measure and I would like to see it get out of here today, frankly."

Senator Rasmussen: "We are going to hold it over for future amendment and I thought . . ."

Senator Jones: "Are you really? I was kind of hoping we could not do that, but . . ."

There being no objection, the motion by Senator Walgren to hold further consideration of House Bill No. 138 and the pending amendment for further consideration on Tuesday, April 24, 1979 was withdrawn.

The motion by Senator Jones carried and the amendment was adopted.

MOTION

On motion of Senator Walgren, House Bill No. 138, as amended by the Senate, was ordered held for further consideration on Tuesday, April 24, 1979.

SECOND READING

SENATE BILL NO. 2584, by Senators Henry, Sellar and Talley:
Authorizing a security force for operating agencies.

REPORT OF STANDING COMMITTEE

February 14, 1979.

SENATE BILL NO. 2584, authorizing a security force for operating agencies (reported by Committee on Energy and Utilities):

MAJORITY recommendation: Do pass with the following amendments:

On page 1, section 1, following line 17, insert a new subsection as follows:

"(3) A training program for the security force, necessary to achieve the purposes of section 1 through 3 of this act, shall be approved by the criminal justice

training commission: PROVIDED, That none of the commission's requirements shall conflict with requirements of the United States nuclear regulatory commission."

On page 1, section 2, following line 29, insert a new subsection as follows:

"(4) Shall be members of the retirement system established pursuant to chapter 41.40 RCW."

Signed by: Senators Bottiger, Chairman; Benitz, Hayner, Lewis, North, Wilson.

The bill was read the second time by sections.

On motion of Senator Bottiger, the committee amendments were not adopted.

Senator Bottiger moved adoption of the following amendment by Senators Bottiger, Benitz, Hayner, Lewis, Lysen, North, Williams, Wilson and Woody:

On page 1, strike everything after the enacting clause and insert the following:

NEW SECTION. Section 1. (1) An operating agency constructing or operating thermal plants under a site certificate issued under chapter 80.50 RCW may establish a security force for the security of its generating and transmission facilities and associated and related grounds, offices, and warehouse facilities which are owned or occupied by the operating agency and for the protection of its property of whatever nature and employees. The operating agency may supply appropriate badges and uniforms indicating the positions and authority of the members of the security force and perform any other acts which may be necessary or convenient to accomplish the purposes stated in this section.

(2) The operating agency is hereby granted authority to request criminal history record information as defined in RCW 10.97.030 solely for information concerning convictions which is needed for employee screening requirements.

(3) A training program for the security force, necessary to achieve the purposes of sections 1 through 3 of this act, shall be approved by the criminal justice training commission: PROVIDED, That none of the commission's requirements shall conflict with requirements of the United States nuclear regulatory commission.

NEW SECTION. Sec. 2. Members of a security force established under section 1 of this act following successful completion of the training program required by section 1(3) of this act and when appointed and duly sworn:

(1) Are peace officers of the state and have such police powers as are vested in sheriffs and peace officers generally under the laws of this state:

(2) May exercise these powers upon the lands occupied by the operating agency to which they were appointed; and

(3) Shall be members of the retirement system established pursuant to chapter 41.40 RCW.

NEW SECTION. Sec 3. An operating agency may establish, by board resolution, directions governing the conduct of pedestrians and vehicular traffic upon the operating agency's owned or occupied lands. An operating agency may request the adoption, amendment, or repeal of regulations governing the conduct of pedestrians and vehicular traffic upon the operating agency's owned or occupied lands as part of the ordinances of the county in which the lands are situated. The operating agency shall make the request by resolution after holding a public hearing on the proposed regulations, of which at least ten days' notice shall be published in a legal newspaper of general circulation in the area of the lands. The regulations must conform to and be consistent with federal and state law and other county resolutions. Upon receiving the request, the legislative authority of the county in which the lands are situated may adopt, amend, or repeal the regulations as part of its ordinances in the same manner as other county ordinances.

Any violation of the pedestrian or vehicular traffic ordinance shall constitute a misdemeanor which shall be redressed in the same manner as other county traffic ordinances. It shall be the duty of all law enforcement officers to enforce these ordinances accordingly.

NEW SECTION. Sec. 4. Sections 1 through 3 of this act are each added to chapter 43.52 RCW."

Senator McDermott moved adoption of the following amendment by Senators McDermott, Odegaard, Quigg, Lysen and Williams to the amendment by Senator Bottiger and others:

On page 1, after line 3 insert a new section as follows:

"Section 1. Section 2, chapter 250, Laws of 1971 ex. sess. and RCW 42.30.020 are each amended to read as follows:

As used in this chapter unless the context indicates otherwise:

(1) "Public agency" means:

(a) Any state board, commission, committee, department, operating agency, educational institution or other state agency which is created by or pursuant to statute, other than courts and the legislature.

(b) Any county, city, school district, special purpose district or other municipal corporation or political subdivision of the state of Washington;

(c) Any subagency of a public agency which is created by or pursuant to statute, ordinance or other legislative act, including but not limited to planning commissions, library or park boards, and other boards, commissions and agencies.

(2) "Governing body" means the multimember board, commission, committee, council or other policy or rule-making body of a public agency.

(3) "Action" means the transaction of the official business of a public agency by a governing body including but not limited to a collective decision made by a majority of the members of a governing body, a collective commitment or promise by a majority of the members of a governing body to make a positive or negative decision, or an actual vote by a majority of the members of a governing body when sitting as a body or entity, upon a motion, proposal, resolution, order, or ordinance.

(4) "Meeting" means meetings at which action is taken."

Renumber remaining sections consecutively and change internal references accordingly

Debate ensued.

The motion by Senator McDermott carried and the amendment to the amendment was adopted.

On motion of Senator Marsh, the following amendment to the amendment by Senator Bottiger and others was adopted:

On page 1, lines 26-27, after "necessary" strike "or convenient"

On motion of Senator Odegaard, the following amendments to the amendment by Senator Bottiger and others were adopted:

On page 1 of the striking amendment on line 35, after "requirements" insert " PROVIDED, That only conviction information may be released pursuant to this subsection"

On page 2 of the striking amendment, on line 16, after "sworn" insert ", such swearing in to be performed by the sheriff of the appropriate county, but such persons shall not be deemed to be deputy sheriffs,"

On page 2 of the striking amendment, on line 21, after "state" insert "upon any operating agency-owned or operated properties or operations"

Senator Quigg moved adoption of the following amendment to the amendment by Senator Bottiger and others:

On page 2, line 29 after "Sec. 3" strike all material up to and including "lands." on line 35

Debate ensued.

The motion by Senator Quigg carried and the amendment to the amendment was adopted on a rising vote.

Senator Quigg moved adoption of the following amendment to the amendment by Senator Bottiger and others:

On page 3, line 16 after "situated", strike "may" and insert "shall"

POINT OF INQUIRY

Senator Lysen: "Senator Quigg, if your amendment passes and the county commissioners do not take action, what is the effect?"

Senator Quigg: "I am not sure if there is a penalty provision in this section of the law or not, but I imagine that the county that has been crying for as long as WPPSS has been there for involvement and inclusion into the goings on up on, . . . let us say in our case Fuller Hill, I am sure it is probably not quite the problem over in the Tri-Cities area, that you are going to find that they will be much more interested in acting if WPPSS is coming to them with these . . ."

Senator Lysen: "But they are free to reject or accept?"

Senator Quigg: "Or repeal."

Senator Lysen: "Or repeal or amend?"

Senator Quigg: "Or amend. That is true, so at least it makes it more difficult for them to forget."

Senator Lysen: "All this is it requires that they take some type of action one way or the other?"

Senator Quigg: "That they take action one way or the other, not just shelve the rules and regulations. It requires them to act."

The motion by Senator Quigg carried and the amendment to the amendment was adopted.

On motion of Senator Bottiger, the following amendment to the amendment by Senator Bottiger and others was adopted:

On page 3, line 23, after "a" insert "traffic infraction or"

The motion by Senator Bottiger carried and the amendment, as amended, was adopted.

On motion of Senator Bottiger, the following amendment by Senator McDermott to the title was adopted:

In the title, page 1, strike all of the line 1 and insert "AN ACT Relating to operating agencies; amending section 2, chapter 250, Laws of 1971 ex. sess. and RCW 42.30.020; and"

On motion of Senator Bottiger, the following amendment to the title was adopted:

On page 1, on line 1 of the title, strike "and" and on line 2, after "43.52 RCW" insert "; and prescribing penalties"

MOTIONS

On motion of Senator Jones, Senator Lewis was excused.

On motion of Senator Wilson, Senator Shinpoch was excused.

On motion of Senator Bottiger, the rules were suspended, Engrossed Senate Bill No. 2584 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

POINT OF INQUIRY

Senator Wilson: "Senator Bottiger, with some of these amendments it is possible that counties are going to be publishing—a fairly extensive set of ordinances will have to be published. My question is, even though the bill is silent on the topic, whether it is your feeling that the county or WPPSS should be paying for the cost of these publications?"

Senator Bottiger: "Senator Wilson, the tax impact of the location of the nuclear power plant in a county, in Grays Harbor County, will over double their income, so I think they can afford it."

POINT OF INQUIRY

Senator North: "Senator Bottiger, for the record I would like to ask you a couple of questions about two sensitive areas of this bill. First of all, section 1, subsection (2), grants authority to the operating agency to request information on existing and prospective employees. What limitations are attached to this authority?"

Senator Bottiger: "Senator North, the information on individuals is subject to all the confidential conditions of the Washington State Criminal Records Privacy Act, which is in RCW 10.97. Second, the information must be necessary solely to job related employee screening requirements. Third, there is no exemption granted for any state or federal civil rights laws, and fourth, Senator Odegaard's amendment provides for only conviction information."

Senator North: "Secondly, does this bill grant these security forces the powers of arrest anywhere in the state?"

Senator Bottiger: "Senator North, this bill does not include the previous subsection which would have granted that authority. Section 2, subsection (2) limits the authority to lands occupied by the operating agency. As a matter of law, the security forces are only allowed to arrest offenders beyond these lands if they are in hot pursuit and have personal knowledge of the commission of a crime."

POINT OF INQUIRY

Senator Williams: "On page 3 of the amendment now, or the bill, it says, 'Upon receiving the request, the legislative authority of the county in which the lands are situated shall adopt, amend, or repeal the regulations as part of the ordinances in the same manner as other county ordinances.' My question, I have two questions in relation to this. One is, since there is no penalty, if the county authority does not act, what is the status of the request for the adoption of the resolution? In other words, is the resolution in effect as an ordinance or is it not?"

Senator Bottiger: "Senator Williams, I do not believe the ordinance would have any effect. You would probably entitle the operating agency to bring a mandamus action against the county compelling them to act, but we have many statutes saying that a unit of government shall do something, and if they do not get around to it, short of mandamus action, nothing happens. I do not think they would have any effect."

Senator Williams: "The other question I have, once having adopted the resolution as an ordinance, would the county authority have the right on its own to go back and review and repeal it, since the language of the bill now says, 'Upon receiving the request,' the county authorities may act. I am concerned that the county authorities should have the power at some later date on its own to choose to repeal an ordinance that it has in fact granted."

Senator Bottiger: "Senator Williams, I am going to be a little hesitant in answering that question. It would be my intent that this act not prohibit a county from exercising its inherent powers to repeal any ordinance. The language of the statute sets up the procedure for the initial consideration of the request from the operating agency, but I think the county inherently has the authority to repeal an ordinance that it has passed without anybody else's request."

Senator Williams: "That would be my hope. If it were in any other way, if this should prohibit a county then to repeal something that it had granted, I would be very uncomfortable with that."

Senator Bottiger: "I would too, and that is not the intent."

POINT OF INQUIRY

Senator Odegaard: "Mr. President, on page 1 of the Bottiger amendment it says, 'The operating agency may supply appropriate badges and uniforms indicating

the positions and authority of the members of the security force and perform any other acts which may be necessary or convenient,' well, we struck 'or convenient', 'which may be necessary to accomplish the purposes stated in this section.' It seems like rather broad language and I just wondered if Senator Bottiger might want to explain what he has in mind there, if he would yield to that question."

Senator Bottiger: "Senator Odegaard, every statute must be read in full and no single sentence selected for special meaning. That sentence occurs at the end of Section 1, subsection (1) which refers to the selection, hiring, training of law enforcement officers, security forces, so the language is limited, referring back to those acts which are necessary for the previously discussed authority of the operating agency. I do not believe that they would have—would be interpreted by any court to grant them any other authority than is limited to the subject matter in lines 8 through 25."

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 2584, and the bill passed the Senate by the following vote: Yeas, 40; nays, 3; excused, 6.

Voting yea: Senators Bausch, Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Gallagher, Gaspard, Goltz, Gould, Guess, Hayner, Henry, Jones, Lee, Marsh, Matson, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Scott, Sellar, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Wilson, Wojahn, Woody—40.

Voting nay: Senators Lysen, McDermott, Williams—3.

Excused: Senators Donohue, Fleming, Hansen, Keefe, Lewis, Shinpoch—6.

ENGROSSED SENATE BILL NO. 2584, 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 3:25 p.m., on motion of Senator Marsh, the Senate adjourned until 9:00 a.m., Tuesday, April 24, 1979.

JOHN A. CHERBERG, President of the Senate.

SIDNEY R. SNYDER, Secretary of the Senate.

THIRTY-FIFTH DAY

MORNING SESSION

Senate Chamber, Olympia, Tuesday, April 24, 1979.

The Senate was called to order at 9:00 a.m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senators Donohue, Fleming, Keefe, Lysen, Odegaard, Quigg, Vognild and Woody. On motion of Senator Wilson, Senators Donohue, Fleming, Keefe, Lysen, Odegaard, Vognild and Woody were excused.

The Color Guard, consisting of Pages Peggy Bond and Terry Wilson, presented the Colors. Reverend Stanley J. Workman, pastor of the Evergreen Christian Reformed Church of Olympia, offered the following prayer:

"OUR HEAVENLY FATHER, THANK YOU FOR YOUR GIFTS! THOUGH WONDERFULLY BLESSED, EACH HERE FACES GREAT RESPONSIBILITIES. HELP EACH NEVER TO BE AFRAID. LET EACH PERSON GRAPPLE WITH THE TASKS OF THIS DAY WITH AN EASY MIND, CONFIDENT OF YOUR PRESENCE. FILL EVERY AREA OF OUR LIVES SO THAT THERE IS NO ROOM FOR FAILURE THAT ALWAYS COMES FROM WITHIN. WITH YOUR STRENGTH IN OUR LIVES WE KNOW THAT WE WILL BE SUFFICIENT FOR EACH TASK. IN JESUS' NAME. AMEN."

MOTION

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

MESSAGES FROM THE HOUSE

April 23, 1979.

Mr. President: The House has concurred in the Senate amendment to SUBSTITUTE HOUSE BILL NO. 247 and has passed the bill as amended by the Senate.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

April 23, 1979.

Mr. President: The House has concurred in the Senate amendment to HOUSE BILL NO. 330 and has passed the bill as amended by the Senate.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

April 23, 1979.

Mr. President: The House has concurred in the Senate amendments to SUBSTITUTE HOUSE BILL NO. 398 and has passed the bill as amended by the Senate.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

April 23, 1979.

Mr. President: The House has concurred in the Senate amendments to HOUSE BILL NO. 415 and has passed the bill as amended by the Senate.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

April 23, 1979.

Mr. President: The House has concurred in the Senate amendment to ENGROSSED HOUSE BILL NO. 424 and has passed the bill as amended by the Senate.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

April 23, 1979.

Mr. President: The House has concurred in the Senate amendments to SUBSTITUTE HOUSE BILL NO. 459 and has passed the bill as amended by the Senate.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

April 23, 1979.

Mr. President: The House has receded from its amendments to SUBSTITUTE SENATE BILL NO. 2422 and has passed the bill without the amendments, and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

April 23, 1979.

Mr. President: The House has concurred in the Senate amendments to ENGROSSED HOUSE BILL NO. 338 and has passed the bill as amended by the Senate.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

April 23, 1979.

Mr. President: The House has concurred in the Senate amendment to ENGROSSED SUBSTITUTE HOUSE BILL NO. 502 and has passed the bill as amended by the Senate.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

April 23, 1979.

Mr. President: The House has concurred in the Senate amendment to SUBSTITUTE HOUSE BILL NO. 504 and has passed the bill as amended by the Senate.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

April 23, 1979.

Mr. President: The House has concurred in the Senate amendments to SUBSTITUTE HOUSE BILL NO. 697 and has passed the bill as amended by the Senate.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

April 23, 1979.

Mr. President: The House has concurred in the Senate amendment to HOUSE BILL NO. 913 and has passed the bill as amended by the Senate.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

April 23, 1979.

Mr. President: The House has concurred in the Senate amendment to SUBSTITUTE HOUSE BILL NO. 624 and has passed the bill as amended by the Senate.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

April 23, 1979.

Mr. President: The House has concurred in the Senate amendments to SUBSTITUTE HOUSE BILL NO. 500 and has passed the bill as amended by the Senate.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

April 23, 1979.

Mr. President: The House has concurred in the Senate amendments to SUBSTITUTE HOUSE BILL NO. 219 and has passed the bill as amended by the Senate.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

April 23, 1979.

Mr. President: The House has concurred in the Senate amendments to HOUSE BILL NO. 164 and has passed the bill as amended by the Senate.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

April 23, 1979.

Mr. President: The House has concurred in the Senate amendments to ENGROSSED HOUSE BILL NO. 57 and has passed the bill as amended by the Senate.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

April 23, 1979.

Mr. President: The House has concurred in the Senate amendments to ENGROSSED SUBSTITUTE HOUSE BILL NO. 295 and has passed the bill as amended by the Senate.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

MOTIONS

On motion of Senator Walgren, the Senate advanced to the sixth order of business.

On motion of Senator Walgren, the Senate commenced consideration of House Bill No. 668.

SECOND READING

HOUSE BILL NO. 668, by Representatives Lux, Scott and Erak (by Employment Security Department request):

Modifying restrictions on governmental access to records of the employment security department.

The bill was read the second time by sections.

Senator Pullen moved adoption of the following amendment:

On page 3, after line 17, insert the following:

"NEW SECTION. Sec. 2. There is added to chapter 49.44 RCW a new section to read as follows:

(1) A provision in an employment agreement which provides that an employee shall assign or offer to assign any of the employee's rights in an invention to the employer does not apply to an invention for which no equipment, supplies, facilities, or trade secret information of the employer was used and which was developed entirely on the employee's own time, unless (a) the invention relates (i) directly to the business of the employer, or (ii) to the employer's actual or demonstrably anticipated research or development, or (b) the invention results from any work performed by the employee for the employer. Any provision which purports to apply to such an invention is to that extent against the public policy of this state and is to that extent void and unenforceable.

(2) An employer shall not require a provision made void and unenforceable by subsection (1) of this section as a condition of employment or continuing employment.

(3) If an employment agreement entered into after the effective date of this act contains a provision requiring the employee to assign any of the employee's rights in any invention to the employer, the employer must also, at the time the agreement is made, provide a written notification to the employee that the agreement does not apply to an invention for which no equipment, supplies, facility, or trade secret information of the employer was used and which was developed entirely on the employee's own time, unless (a) the invention related (i) directly to the business of the employer, or (ii) to the employer's actual or demonstrably anticipated research or development, or (b) the invention results from any work performed by the employee for the employer.

NEW SECTION. Sec. 3. There is added to chapter 49.44 RCW a new section to read as follows:

Even though the employee meets the burden of proving the conditions specified in section 2 of this act, the employee shall, at the time of employment or thereafter, disclose all inventions being developed by the employee, for the purpose of determining employer or employee rights. The employer or the employee may disclose such inventions to the Department of Employment Security, and the department shall maintain a record of such disclosures for a minimum period of five years."

POINT OF INQUIRY

Senator Morrison: "Senator Pullen, you say this is substantially the same as the 2420 which this body has passed and, as I recall in labor committee, the wording was very carefully worked out between the companies involved and the inventors. Could you point out what differences actually do exist between this and the measure we have already passed?"

Senator Pullen: "Yes, I appreciate the question. It is exactly the same as far as the substantive part is concerned. The only minor difference is, I have said that the employee can disclose the invention to the department of employment security. That is for his protection so there is an alternate record of the fact that he has disclosed such an invention."

The motion by Senator Pullen carried and the amendment was adopted.

On motion of Senator Pullen, the following amendment to the title was adopted:

On page 1, line 3 of the title, after "50.13.060" strike the period and insert:

"; and adding new sections to chapter 49.44 RCW."

On motion of Senator Marsh, the rules were suspended, House Bill No. 668, as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 668, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 41; absent or not voting, 1; excused, 7.

Voting yea: Senators Bausch, Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Gallagher, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Marsh, Matson, McDermott, Moore, Morrison, Newschwander, North, Peterson, Pullen, Rasmussen, Ridder, Scott, Sellar, Shipoch, Talley, Talmadge, Van Hollebeke, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn—41.

Absent or not voting: Senator Quigg—1.

Excused: Senators Donohue, Fleming, Keefe, Lysen, Odegaard, Vognild, Woody—7.

HOUSE BILL NO. 668, as amended by the Senate, 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.

SECOND READING

ENGROSSED SUBSTITUTE HOUSE BILL NO. 446, by Committee on Ecology (originally sponsored by Representatives Thompson, Barr and Chandler):
Conditioning certain water permits.

REPORT OF STANDING COMMITTEE

April 6, 1979.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 446, conditioning certain water permits (reported by Committee on Agriculture):

MAJORITY recommendation: Do pass with the following amendment:

On page 1, strike everything after the enacting clause and insert the following:

"NEW SECTION. Section 1. There is added to chapter 90.03 RCW a new section to read as follows:

Whenever an application for a permit to make beneficial use of public waters is approved relating to a stream or other water body for which minimum flows or levels have been adopted and are in effect at the time of approval, the permit shall be conditioned to protect the levels or flows. No agency may establish minimum flows and levels or similar water flow or level restrictions for any stream or lake of the state other than the department of ecology whose authority to establish is exclusive, as provided in chapter 90.03 RCW and RCW 90.22.010 and 90.54.040. The provisions of other statutes, including but not limited to RCW 75.20.100 and chapter 43.21C RCW, may not be interpreted in a manner that is inconsistent with this section. In establishing such minimum flows, levels, or similar restrictions, the department shall consult with, and carefully consider the recommendations of, the department of fisheries, the state game commission, the state energy office, the department of agriculture, and representatives of the affected Indian tribes. Nothing herein shall preclude the department of fisheries, the game commission, the energy office, or the department of agriculture from presenting its views on minimum flow needs at any public hearing or to any person or agency, and the department of fisheries, the game commission, the energy office, and the department of agriculture are each empowered to participate in proceedings of the federal energy regulatory commission and other

agencies to present its views on minimum flow needs. The department of ecology shall file with the speaker of the house of representatives and the president of the senate on the first day of each regular session of the legislature a report as to the implementation of its minimum flow setting program."

Signed by: Senators Hansen, Chairman; Benitz, Day, Wanamaker.

The bill was read the second time by sections.

Senator Hansen moved adoption of the committee amendment.

POINT OF INQUIRY

Senator Hansen: "What we have done here is setting minimum flows in all the drainage and rivers in the state. We are allowing the department of ecology as the lead agency, along with the energy, the game department and the fisheries to have their input into setting this minimum flow. I believe Senator Peterson has another amendment that is to be adopted here that would allow the other agencies to sit around the table with the department of ecology from the original start of setting minimum flows. I do not see the amendment passed out yet, but I will let Senator Peterson talk to that."

Senator Peterson: "Senator Hansen, I did not introduce the amendment. I thought we could perhaps clear it up on the floor. My concern, as you well know, is the amount of input that the department of game and the department of fisheries would have other than just being able to sit in and recommend. My proposed amendment would clarify the issue so the game department, the department of fisheries, sit in with the director of ecology and, well, that is fine, fellows, but we are going to do it our way, and what I want to clarify on the floor at least and get it in the record is to whether or not this is going to be a total empire or whether the departments are, in fact, going to have some input into the establishment of minimum flows."

Senator Hansen: "The way we drafted the amendment, we scalped the House version and thought that we did exactly what you are asking, that the fisheries, the game department, the agricultural society and the energy all have their input into setting the minimum flows, but the department of ecology is already designated as the lead agency for setting these minimum flows. The amendment that we talked about that I thought you were going to enter would say merely that the minimum flows would be set, the negotiation would give them the right any time the department of ecology started to set the minimum flows on the system, that they would have their input from the first. And I agree that that is the way it should be and I think with the journal, I am sure that that will be carried out, but the department of ecology is the one that ultimately has to make the minimum flow decision."

Senator Peterson: "I have no quarrel with that. I will get back to the point of my question though. Is the department of game and the department of fisheries going to have an equal opportunity in the department of ecology's decision on minimum flow?"

Senator Hansen: "As I understand, if you are asking me if the department of game and the department of fisheries are going to be the ones that ultimately set minimum flows, I have to answer no. I think though that the department of agriculture and the energy is as important as the fisheries and the game, that all five sit around the table that sets the criteria for setting this minimum flow, so they all have their input, and ultimately then it is the department of ecology that has to come up with some determination of the minimum flow."

Senator Peterson: "I totally agree with that, Senator, and borrowing your words, would you object to an amendment that would set up a committee comprised of agriculture, energy, fisheries and game to work with the department of ecology and then letting them have the final—I am not objecting to the scope of the bill but I want to make sure that the other four agencies have an input that is meaningful."

Senator Hansen: "Yes, that is the intent of exactly what we are doing with this bill; 446 gives the department of fisheries, the department of game, the department of agriculture and the energy people to all sit around the table and have all of their input all the way through the setting of the minimum flows in the designated systems that they are setting minimum flows on."

Senator Peterson: "That is not exactly spelled out in the language the way it is written right now though, is it?"

Senator Hansen: "That is the way it is with the language that we have in the bill. Your amendment would specify that when they start to set the minimum flow, that they all are at the table from the first to the end. The way it is possibly and the way the bill is right now would give—the ecology could unknowingly to the other departments be working on a system of setting minimum flows before the others woke up that they were even working on that, but I think with the discussion we have on the floor that the department of ecology, when they start setting the minimum flows, notify all the other interested people that what we are trying to achieve would be done. They would have their input all the way through setting of the minimum flow."

Senator Peterson: "I am just slightly concerned as to whether or not I should go ahead and put that amendment in, Senator. Would you object to . . ."

Senator Hansen: "If you put the amendment in, I would concur with your amendment because this is the intention that we had when we drafted the bill—drafted the amendment originally."

Senator Peterson: "We have discussed this but I am not sure that maybe we should not do it now and then the legislative intent will be clearly established. If that is agreeable I will . . ."

Senator Hansen: "In other words, you would like to bypass it then until you get your amendment in?"

Senator Peterson: "Yes, just a couple of bills or whatever it takes to get it drafted."

MOTIONS

On motion of Senator Peterson, Engrossed Substitute House Bill No. 446, together with the pending committee amendment, was ordered placed on today's second reading calendar following consideration of House Bill No. 845.

On motion of Senator Jones, Senator Quigg was excused.

On motion of Senator Walgren, the Senate commenced consideration of Engrossed House Bill No. 622.

SECOND READING

ENGROSSED HOUSE BILL NO. 622, by Representatives Martinis, Wilson, Bender, Nelson (G.A.), Garrett, Van Dyken, Charnley, Chandler, Gruger, McDonald, Knowles, Sherman, Polk, King, May, Struthers, Tupper, Gallagher, Sommers, Isaacson and Lux:

Removing expiration date from motor vehicle excise tax distribution statute.

REPORT OF STANDING COMMITTEE

March 26, 1979.

ENGROSSED HOUSE BILL NO. 622, removing expiration date from motor vehicle excise tax distribution statute (reported by Committee on Ways and Means): MAJORITY recommendation: Do pass with the following amendments:

On page 1, strike everything after the enacting clause and insert the following:

"Section 1. Section 7, chapter 270, Laws of 1975 1st ex. sess. and RCW 35.58-.2721 are each amended to read as follows:

In addition to any other authority now provided by law, and subject only to constitutional limitations, the governing body of any municipality shall be authorized to acquire, construct, operate, and maintain a public transportation system and additions and betterments thereto, and to issue general obligation bonds for public mass transportation capital purposes including but not limited to replacement of equipment: PROVIDED, That the general indebtedness incurred under this section when considered together with all the other outstanding general indebtedness of the municipality shall not exceed the amounts of indebtedness authorized by chapter 39.36 RCW and chapter 35.58 RCW, as now or hereafter amended, to be incurred without and with the assent of the voters.

Upon July 1, 1975 any such municipality is authorized to pledge that the taxes authorized, levied and collected to pay or secure the payment of any bonds issued after July 1, 1975 for authorized public transportation purposes shall continue to be levied, collected and applied until such bonds shall have been paid or sufficient funds for such payment shall have been duly provided and irrevocably set aside by the issuer for such payment. If any of the revenue from any tax or surcharge authorized by this or any other chapter shall have been pledged to secure the payment of any bonds as herein authorized, then as long as that pledge shall be in effect the legislature shall not withdraw the authority to levy and collect the tax. Any municipality is authorized to pledge for the payment or security of the principal of and interest on any bonds issued for authorized public transportation purposes all or any portion of any taxes authorized to be levied by the issuer, including, but not limited to, the local sales and use tax authorized pursuant to RCW 82.14.045 (~~and section 6 of this 1975 amendatory act~~), as now or hereafter amended(~~(, and)~~). The preceding sentence notwithstanding, not more than ten percent of the motor vehicle excise taxes levied and collected pursuant to RCW 35.58.273(~~(-PROVIDED, That such ten percent limitation shall not apply to any bonds outstanding on)~~) may be pledged for the payment or security of the principal of and interest on any bonds issued for authorized public transportation purposes after July 1, 1975 but before the effective date of sections 1 through 3 of this 1979 act, and no motor vehicle excise taxes may be pledged for bonds issued on or after the effective date of sections 1 through 3 of this 1979 act.

Sec. 2. Section 8, chapter 255, Laws of 1969 ex. sess. and RCW 35.58.273 are each amended to read as follows:

On or after July 1, 1971, any municipality is authorized to levy and collect a special excise tax not exceeding one percent on the fair market value of every motor vehicle owned by a resident of such municipality for the privilege of using such motor vehicle provided that in no event shall the tax be less than one dollar and, subject to (~~the provisions of subsection (2) of~~) RCW 82.44.150(5) and (6), the amount of such tax shall be credited against the amount of the excise tax levied by the state under RCW 82.44.020: PROVIDED, That before utilization of any excise tax moneys collected under authorization of this section for acquisition of right of way or construction of a mass transit facility on a separate right of way the municipality shall adopt rules affording the public an opportunity for "corridor public hearings" and "design public hearings" as herein defined, which rule shall provide in detail the procedures necessary for public participation in the following instances: (a) prior to adoption of location and design plans having a substantial social, economic or environmental effect upon the locality upon which they are to be constructed or (b) on such mass rapid transit systems operating on a separate right of way whenever a substantial change is proposed relating to location or design in the adopted plan. In adopting rules the municipality shall adhere to the provisions of the Administrative Procedure Act.

A "corridor public hearing" is a public hearing that: (a) is held before the municipality is committed to a specific mass transit route proposal, and before a

route location is established; (b) is held to afford an opportunity for participation by those interested in the determination of the need for, and the location of, the mass rapid transit system; (c) provides a public forum that affords a full opportunity for presenting views on the mass rapid transit system route location, and the social, economic and environmental effects on that location and alternate locations: PROVIDED, That such hearing shall not be deemed to be necessary before adoption of an overall mass rapid transit system plan by a vote of the electorate of the municipality.

A "design public hearing" is a public hearing that: (a) is held after the location is established but before the design is adopted; and (b) is held to afford an opportunity for participation by those interested in the determination of major design features of the mass rapid transit system; and (c) provides a public forum to afford a full opportunity for presenting views on the mass rapid transit system design, and the social, economic, environmental effects of that design and alternate designs.

Sec. 3. Section 14, chapter 255, Laws of 1969 ex. sess. and RCW 35.58.279 are each amended to read as follows:

All taxes levied and collected under RCW 35.58.273 shall be credited to a special fund in the treasury of the municipality imposing such tax. Such taxes shall be levied and used solely for the purpose of paying all or any part of the cost of acquiring, constructing, equipping or operating a publicly owned mass transportation system, or contracting for the services thereof, or to pay or secure the payment of all or part of the principal of or interest on any general obligation bonds or revenue bonds issued for public transportation capital purposes and until withdrawn for use, the moneys accumulated in such fund or funds may be invested by the treasurer of such municipality in the manner authorized by the legislative body of the municipality.

If any of the revenue from any such special excise tax shall have been pledged by any municipality to secure the payment of any bonds as herein authorized, then as long as that pledge shall be in effect the legislature shall not withdraw from the municipality the authority to levy and collect the tax. (~~Upon the effective date of this 1969 act~~) After August 11, 1969, any municipality is authorized to pledge that the tax authorized by RCW 35.58.273 shall be levied, collected and applied as provided (~~in this 1969 act~~) by law to pay or secure the payment of any bonds issued by such municipality after such (~~effective~~) date but before the effective date of sections 1 through 3 of this 1979 act for authorized public transportation purposes.

Sec. 4. Section 1, chapter 87, Laws of 1972 ex. sess. as amended by section 5, chapter 54, Laws of 1974 ex. sess. and RCW 82.44.150 are each amended to read as follows:

(1) The director of (~~motor vehicles~~) licensing shall on the twenty-fifth day of February, May, August and November of each year, commencing with November, 1971, advise the state treasurer of the total amount of motor vehicle excise taxes remitted to the department of (~~motor vehicles~~) licensing during the preceding calendar quarter ending on the last day of March, June, September and December, respectively, except for those payable under RCW 82.44.030 and 82.44.070, from motor vehicle owners residing within each municipality which has levied a tax under RCW 35.58.273, which amount of excise taxes shall be determined by the director as follows:

The total amount of motor vehicle excise taxes remitted to the department, except those payable under RCW 82.44.030 and 82.44.070, from each county shall be multiplied by a fraction, the numerator of which is the population of the municipality residing in such county, and the denominator of which is the total population of the county in which such municipality or portion thereof is located. The product of this computation shall be the amount of excise taxes from motor vehicle owners residing within such municipality or portion thereof. Where the municipality levying

a tax under RCW 35.58.273 is located in more than one county, the above computation shall be made by county, and the combined products shall provide the total amount of motor vehicle excise taxes from motor vehicle owners residing in the municipality as a whole. Population figures required for these computations shall be supplied to the director by the office of ~~((program planning and fiscal))~~ financial management, who shall adjust the fraction annually.

(2) On the first day of the months of January, April, July, and October of each year, the state treasurer based upon information provided by the department of ~~((motor vehicles))~~ licensing shall make the following apportionment and distribution of motor vehicle excise taxes deposited in the general fund. A sum equal to seventeen percent thereof shall be paid to cities and towns in the proportions and for the purposes hereinafter set forth; a sum equal to seventy percent of all motor vehicle excise tax receipts shall be allocable to the state school equalization fund and credited and transferred each year in the following order of priority:

(a) The amount required and certified by the state finance committee each year as being necessary for payment of principal of and interest on bonds authorized by chapter 26, Laws of 1963 extraordinary session in the ensuing twelve months and any additional amounts required by the covenants of such bonds shall be transferred from the state school equalization fund to the 1963 public school building bond retirement fund.

(b) Any remaining amounts in the state school equalization fund from the motor vehicle excise taxes not required for debt service on the above bond issues shall be transferred and credited to the general fund.

(3) The amount payable to cities and towns shall be apportioned among the several cities and towns within the state ratably, on the basis of the population as last determined by the board.

(4) When so apportioned, the amount payable to each such city and town shall be transmitted to the city treasurer thereof, and shall be utilized by such city or town for the purposes of police and fire protection and the preservation of the public health therein, and not otherwise. In case it be adjudged that revenue derived from the excise tax imposed by this chapter cannot lawfully be apportioned or distributed to cities or towns, all moneys directed by this section to be apportioned and distributed to cities and towns shall be credited and transferred to the state general fund.

(5) ~~((The amount required to remit to a municipality the proceeds of the tax authorized under RCW 35.58.273 shall be remitted to the municipality levying such tax. The amount required to be remitted by the state treasurer to the treasurer of any municipality levying such tax shall not exceed in any one calendar year the amount of locally generated tax revenues other than the excise tax imposed under RCW 35.58.273, which shall have been budgeted by such municipality to be collected in such year for any public transportation purposes including but not limited to operating costs, capital costs and debt service on general obligation or revenue bonds issued for such purposes.~~

This section shall expire on June 30, 1981.)) On the first day of the months of January, April, July, and October of each year, the state treasurer, based upon information provided by the department of licensing, shall remit motor vehicle excise tax revenues imposed and collected under RCW 35.58.273 as follows:

(a) The amount required to be remitted by the state treasurer to the treasurer of any municipality levying the tax shall not exceed in any calendar year the amount of locally-generated tax revenues, excluding the excise tax imposed under RCW 35.58.273 for the purposes of this section, which shall have been budgeted by the municipality to be collected in such calendar year for any public transportation purposes including but not limited to operating costs, capital costs, and debt service on general obligation or revenue bonds issued for these purposes; and

(b) In no event may the amount remitted in a single calendar quarter exceed the amount collected on behalf of the municipality under RCW 35.58.273 during the calendar quarter next preceding the immediately preceding quarter.

(6) At the close of each calendar year accounting period, but not later than April 1, each municipality that has received motor vehicle excise taxes under subsection (5) of this section shall transmit to the director of licensing and the state auditor a written report showing by source the previous year's budgeted tax revenues for public transportation purposes as compared to actual collections. Any municipality that has not submitted the report by April 1 shall cease to be eligible to receive motor vehicle excise taxes under subsection (5) of this section until the report is received by the director of licensing. If a municipality has received more or less money under subsection (5) of this section for the period covered by the report than it is entitled to receive by reason of its locally-generated collected tax revenues, the director of licensing shall, during the next ensuing quarter that the municipality is eligible to receive motor vehicle excise tax funds, increase or decrease the amount to be remitted in an amount equal to the difference between the locally-generated budgeted tax revenues and the locally-generated collected tax revenues. In no event may the amount remitted for a calendar year exceed the amount collected on behalf of the municipality under RCW 35.58.273 during that same calendar year. At the time of the next fiscal audit of each municipality, the state auditor shall verify the accuracy of the report submitted and notify the director of licensing of any discrepancies.

(7) The motor vehicle excise taxes imposed under RCW 35.58.273 and required to be remitted under this section shall be remitted without legislative appropriation.

(8) Any municipality levying and collecting a tax under RCW 35.58.273 which does not have an operating, public transit system or a contract for public transportation services in effect within one year from the initial effective date of the tax shall return to the state treasurer all motor vehicle excise taxes received under subsection (5) of this section.

NEW SECTION. Sec. 5. Sections 1 through 3 of this act are necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect immediately.

NEW SECTION. Sec. 6. Section 4 of this act shall take effect on January 1, 1980."

On page 1, on line 1 of the title, after "taxes;" strike the remainder of the title and insert "amending section 7, chapter 270, Laws of 1975 1st ex. sess. and RCW 35.58.2721; amending section 8, chapter 255, Laws of 1969 ex. sess. and RCW 35.58.273; amending section 14, chapter 255, Laws of 1969 ex. sess. and RCW 35.58.279; amending section 1, chapter 87, Laws of 1972 ex. sess. as amended by section 5, chapter 54, Laws of 1974 ex. sess. and RCW 82.44.150; providing an effective date; and declaring an emergency."

Signed by: Senators Donohue, Chairman; McDermott, Vice Chairman; Bausch, Clarke, Fleming, Goltz, Jones, Marsh, Morrison, Rasmussen, Ridder, Scott, Shinpoch, Wojahn.

The bill was read the second time by sections.

On motion of Senator Shinpoch, the committee amendment was adopted.

On motion of Senator Shinpoch, the committee amendment to the title was adopted.

On motion of Senator Shinpoch, the rules were suspended, Engrossed House Bill No. 622, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

POINT OF INQUIRY

Senator Guess: "Senator Shinpoch, as I read the amendment, after the date of this act, that the local entities will not be able to pledge the motor vehicle tax in support of a bond issue. Does this in any way affect those bonds that are outstanding?"

Senator Shinpoch: "No, Senator Guess, it does not. In fact, as you may be aware, there is only one bond outstanding. There has only been one bond sold since 1969 and there is only one bond outstanding."

Senator Guess: "Thank you, Senator. I just wanted this in the record to make sure that the legislative intent was available."

POINT OF INQUIRY

Senator Bottiger: "Senator Shinpoch, one of the efforts that we made in the transportation committee and in the energy committee was to stimulate the use of public transit as a means of averting energy shortages, and in agreeing to support the committee amendment there were certain commitments that I feel were made that the ways and means committee would study this issue, would come up by the next session with a recommendation as to how we could best assist local units of government in the transportation business to obtain the least possible expensive bonding capability so that they would continue to build and improve local transit systems. Can you assure me that that commitment in fact was made and that the study will be conducted?"

Senator Shinpoch: "Senator Bottiger, I can assure you that the commitment was made and I have the assurance of the chairman of the ways and means committee that he will establish such a group in order to study it and we have committed to bring back to the ways and means committee and the legislature probably a set of alternatives which might very well be to go back to where we are now, but in any event which would be designed so that we can get the lowest interest rate possible in the funding of transit systems."

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 622, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 43; nays, 2; excused, 4.

Voting yea: Senators Bausch, Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Fleming, Gallagher, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Marsh, Matson, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Rasmussen, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—43.

Voting nay: Senators McDermott, Moore—2.

Excused: Senators Donohue, Keefe, Lysen, Quigg—4.

ENGROSSED HOUSE BILL NO. 622, as amended by the Senate, 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.

MOTIONS

On motion of Senator Walgren, the Senate returned to the fourth order of business.

On motion of Senator Walgren, the Senate commenced consideration of the House Message on Substitute House Bill No. 619.

MESSAGE FROM THE HOUSE

April 23, 1979.

Mr. President: The House has concurred in the Senate amendments to SUBSTITUTE HOUSE BILL NO. 619, except the following amendments:

On page 2, line 15, strike "~~(any applicable federal or)~~" and insert "any applicable federal or"

On page 3, line 34, after "only" and before the period insert ": PROVIDED, That such designation shall not include any drug not so designated under the Federal Food, Drug and Cosmetic Act and regulations adopted thereto", and asks the Senate to recede therefrom, and said bill, together with the Senate amendments thereto, are herewith transmitted.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

MOTION

On motion of Senator Day, the Senate receded from its amendments to page 2, line 15 and page 3, line 34 to Substitute House Bill No. 619.

The President declared the question before the Senate to be the roll call on Substitute House Bill No. 619, as amended by the Senate with the exception of the Senate amendments to page 2, line 15 and page 3, line 34.

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 619, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 45; excused, 4.

Voting yea: Senators Bausch, Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Fleming, Gallagher, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Marsh, Matson, McDermott, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Rasmussen, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—45.

Excused: Senators Donohue, Keefe, Lysen, Quigg—4.

SUBSTITUTE HOUSE BILL NO. 619, as amended by the Senate, 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.

MESSAGE FROM THE HOUSE

April 23, 1979.

Mr. President: The House has concurred in the Senate amendments to ENGROSSED HOUSE BILL NO. 781, except the following amendment:

On page 4, line 17, after "fee is" strike "fifty" and insert "twenty-five", and asks the Senate to recede therefrom, and said bill, together with the Senate amendment thereto, is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

MOTION

Senator Peterson moved the Senate do recede from its amendment to page 4, line 17 to Engrossed House Bill No. 781.

Debate ensued.

The motion by Senator Peterson carried.

The President declared the question before the Senate to be the roll call on final passage of Engrossed House Bill No. 781, as amended by the Senate, with the exception of the amendment to page 4, line 17.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 781, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 40; nays, 4; absent or not voting 1; excused, 4.

Voting yea: Senators Benitz, Bluechel, Bottiger, Clarke, Day, Fleming, Gallagher, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Marsh, Matson, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—40.

Voting nay: Senators Conner, McDermott, Rasmussen, Van Hollebeke—4.

Absent or not voting: Senator Bausch—1.

Excused: Senators Donohue, Keefe, Lysen, Quigg—4.

ENGROSSED HOUSE BILL NO. 781, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Walgren, the Senate commenced consideration of the House Message on Engrossed Substitute Senate Bill No. 2197.

MESSAGE FROM THE HOUSE

April 23, 1979.

Mr. President: The House refuses to recede from its amendments to ENGROSSED SUBSTITUTE SENATE BILL NO. 2197 on page 1, beginning on line 7, after "radioactive" insert "isotopes," and on page 1, line 7, after "decay" strike "daughter," and said bill, together with the amendments thereto, is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

MOTION

On motion of Senator Bottiger, the Senate receded from its amendments to page 1, beginning on line 7 to Engrossed Substitute Senate Bill No. 2197.

The President declared the question before the Senate to be the roll call on final passage of Engrossed Substitute Senate Bill No. 2197, as amended by the House.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute Senate Bill No. 2197, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 45; excused, 4.

Voting yea: Senators Bausch, Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Fleming, Gallagher, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Marsh, Matson, McDermott, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Rasmussen, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—45.

Excused: Senators Donohue, Keefe, Lysen, Quigg—4.

ENGROSSED SUBSTITUTE SENATE BILL NO. 2197, as amended by the House, 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.

MESSAGE FROM THE HOUSE

April 23, 1979.

Mr. President: The House refuses to concur in the Senate amendment to SUBSTITUTION HOUSE BILL NO. 262 and asks the Senate to recede therefrom, and said bill, together with the Senate amendment thereto, is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

MOTION

On motion of Senator Day, the Senate insists on its position on Substitute House Bill No. 262, to the Senate amendment to page 2, line 16 and again asks the House to concur thereto.

MOTION

On motion of Senator Walgren, the Senate returned to the first order of business.

REPORT OF STANDING COMMITTEE

April 23, 1979.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 557, setting forth procedure to reimburse school districts for operating costs in transportation of students (reported by Committee on Education):

Recommendation: Do pass as amended.

Signed by: Senators McDermott, Chairman; Gaspard, Vice Chairman; Gould, Hayner, Morrison, Ridder, Talmadge.

MOTIONS

On motion of Senator Walgren, the rules were suspended and Engrossed Substitute House Bill No. 557 was advanced to second reading and read the second time in full.

Senator McDermott moved adoption of the following committee amendments:

After the enacting clause strike the remainder of the bill and insert the following:

"**NEW SECTION.** Section 1. The legislature recognizes that the transportation of common school students is an integral part of the constitutional mandate to "...make ample provision for the education of all children residing within its borders...". The legislature therefore declares that legislative intent in sections 1 through 15 of this amendatory act is to provide each local school district with sufficient funds to provide eligible students with a basic transportation program, by the 1980-81 school year, as such basic education program is defined in sections 1 through 15 of this amendatory act. Furthermore, the operation and maintenance of each local school district's student transportation program is declared to be the responsibility of the respective board of directors, and each board of directors shall determine such matters as which individual students shall be transported and what routes shall be most efficiently utilized. State moneys allocated to local districts for student transportation shall be spent only for student transportation activities, but

need not be spent by the local district in the same manner as calculated and allocated by the state.

In implementing student transportation programs, local districts should utilize to the best of their ability any operational criteria contained in sections 1 through 15 of this amendatory act. While the legislature realizes the importance to an educational program of student transportation activities other than those to and from school, it is not the responsibility of the state to fully reimburse local school districts for such costs: PROVIDED, That the legislature may appropriate additional funds for such other activities, or for pilot transportation programs to individual school districts.

NEW SECTION. Sec. 2. Except where the context shall clearly indicate otherwise, the following terms shall have the following meanings for the purpose of determining the state calculation of the student transportation allocation pursuant to sections 1 through 15 of this amendatory act: PROVIDED, That such definitions should not be construed as mandated operational criteria which local districts must implement in operation of their student transportation programs.

(1) "Eligible student" means any student, as defined in RCW 28A.41.140, residing more than one mile from his or her appropriate school of attendance. Any handicapped student as defined in chapter 28A.13 RCW and as determined by the district to require special transportation services for health and safety reasons shall be considered an eligible student. Furthermore, students whose appropriate school of attendance is in a district other than their resident district, as determined in subsection (7) of this section, shall be considered an eligible student in the resident district.

(2) "Basic student transportation" means the transporting of an eligible student from his or her appropriate route stop to his or her appropriate school of attendance at the beginning of that student's school day, as defined in RCW 28A.58.754, and from his or her appropriate school of attendance to his or her appropriate route stop at the end of that school day in a transportation vehicle. Transportation activities beyond the end of the school day as defined in RCW 28A.58.754 for the purposes of activities held after the end of the normal school day shall not be considered basic student transportation.

(3) "Student transportation allocation" means those funds appropriated by the legislature and allocated by the superintendent to individual districts for use in providing student transportation for basic education as defined in RCW 28A.58.754. Such allocation shall be comprised of (a) the approved basic student transportation allocation, (b) the vehicle acquisition allocation as defined in subsection (6) of this section; and (c) the supplemental student transportation allocation.

(4) "Basic student transportation allocation" means those funds appropriated by the legislature pursuant to the provisions of sections 1 through 15 of this amendatory act, as now or hereafter amended, to fulfill the obligations of RCW 28A.41.160 for operational costs.

(5) "Supplemental student transportation allocation" means those funds appropriated by the legislature pursuant to the provisions of sections 1 through 15 of this amendatory act, as now or hereafter amended, for district transportation activities other than basic student transportation. Such other activities shall include but not be limited to extended runs, intradistrict and interdistrict transportation of students for less than the full day's program hour offering as defined in RCW 28A.58.754, health and safety transportation, and extracurricular transportation.

(6) "Vehicle acquisition allocation" means those funds appropriated by the legislature pursuant to the provisions of sections 1 through 15 of this amendatory act, as now or hereafter amended, to fulfill the obligations of RCW 28A.41.160 for the cost of acquisition of approved transportation equipment.

(7) "Appropriate school of attendance" means the school attended by a student for the major portion of that student's school day as defined in RCW 28A.58.754. If

for reasons enumerated herein the appropriate school of attendance is not the school nearest the student's residence which offers that child's grade level program hour offering, the district shall petition the superintendent for waiver of the appropriate school of attendance. The superintendent shall grant such waiver only if one or more of the following conditions prevails in the appropriate school of attendance: (a) Unsafe physical plant; (b) overcrowding conditions; (c) inability to adequately meet the provisions of chapter 28A.13 RCW; and (d) participation in a school district's transportation program to reduce racial imbalance except as limited by any application of the provisions of chapter 4, Laws of 1979 (Initiative Measure No. 350).

(8) "Road mile" means any vehicular mile on an approved and maintained county, federal reservation, city, town or state road or street.

(9) "Superintendent" means the superintendent of public instruction.

(10) "District" means a local school district.

(11) "Nonpassenger miles" means road miles necessary for the following purposes when no student is being transported in a vehicle: (a) Inspection of vehicles by the state patrol; (b) mileage incurred as a result of major maintenance repairs; (c) mandated bus driver training; and (d) mileage between a school, bus garage or storage facility and the first student route stop and the mileage between the last student route stop and the school, bus garage or storage facility.

(12) "Standard student seat cost" means the cost per mile of transporting eligible students as defined in subsection (1) of this section. The standard student seat cost may be calculated on the basis of a state-wide rate for all districts or may consist of no more than five differential rates, as determined by the superintendent, and shall include but not be limited to, the costs of insurance, district or contracted employee salaries and benefits, maintenance, fuel, and supplies and materials.

NEW SECTION. Sec. 3. Each district's annual basic student transportation allocation shall be determined by the superintendent in the following manner:

(1) Each district shall submit to the superintendent by June 1st of each year a report containing the following: (a) The number of eligible students in the district; (b) the location of each school in the district; (c) the route stops, grade level, and appropriate school of attendance for every eligible student anticipated for the following school year; (d) district maps indicating all road miles and/or radius miles traveled by eligible students; and (e) the number of road and/or radius miles necessary to transport all eligible students to and from the appropriate school of attendance as calculated by the local district: **PROVIDED**, That if road miles are to be used as the basis of the allocation process, each district shall utilize the most efficient combination of routes, road miles and nonpassenger miles.

(2) The superintendent shall approve the annual report received from each district on the basis of the most efficient combination of routes, road miles or radius miles, and nonpassenger miles.

(3) The superintendent shall annually calculate the standard student seat cost per mile for each district as defined in section 2(12) of this amendatory act: **PROVIDED**, That prior to June 1st of each year the superintendent shall submit to the office of financial management, the senate ways and means committee, and the house appropriations committee, a report outlining the methodology and rationale used in determining the standard student seat cost per mile to be used by districts the following school year. The superintendent shall then determine the preliminary, estimated basic student transportation allocation for each district based on the following: (a) The number of eligible students, which for purposes of calculating each district allocation, shall be equal to one student seat utilized; (b) the number of road miles and/or radius miles necessary to transport eligible students to and from the appropriate schools of attendance; (c) the standard student seat cost per mile; and (d) the statutory number of days in the school year.

(4) The superintendent shall notify districts of their estimated basic student transportation allocation for the following school year by August 1st of the school year. By October 15th of the following school year every district shall have notified the superintendent of any changes in the data utilized in calculating the preliminary basic student transportation allocation as defined in section 2(4) of this amendatory act. The superintendent shall make necessary corrections and shall notify districts of their final basic student transportation allocation before December 1st of each school year.

NEW SECTION. Sec. 4. Each district's annual supplemental student transportation allocation shall be determined in the following manner:

(1) The basic student transportation allocation shall be determined according to the provisions of section 3 of this amendatory act;

(2) In addition to the basic student transportation allocation, the district shall receive up to twenty percent of its basic student transportation allocation for other, supplemental, student transportation activities: **PROVIDED**, That no such moneys shall be allocated by the superintendent for such supplemental transportation from funds otherwise to be allocated to provide basic student transportation. After determining the supplemental student transportation allocation, the superintendent shall follow the procedures outlined in section 3 of this amendatory act in notifying the districts of their annual supplemental student allocation.

NEW SECTION. Sec. 5. The superintendent shall determine the vehicle acquisition allocation in the following manner:

(1) By June 1st of each year, the superintendent shall develop preliminary categories of student transportation vehicles to ensure adequate student transportation fleets for districts. The categories shall include, but not be limited to, variables such as vehicle capacity, type of chassis, type of fuel, engine and body type, special equipment and life of vehicle. Such categories shall be developed in conjunction with the local districts and shall be applicable to the following school year. The categories shall be designed to produce minimum long range operating costs, including costs of equipment and all costs incurred in operating it. Each category description shall include the estimated state-determined purchase price, which shall be based on the anticipated market price. By July 15th of each year, the superintendent shall notify districts of the preliminary vehicle categories and state-determined purchase price for the ensuing school year. By October 15th of each year, the superintendent shall finalize the categories and the associated state-determined purchase price and shall notify districts of any changes: **PROVIDED**, That while it is the responsibility of each district to select each student transportation vehicle to be purchased by the district, each district shall be reimbursed a sum equal only to the amount of the state-determined purchase price and inflation as recognized by the depreciation schedule established in this section as set by the superintendent for the category of vehicle purchased: **PROVIDED**, That in event the vehicular requirements of the district, for reasons of safety, or in the interests of minimum long term operating costs, are not satisfied by the categories established by the superintendent, the district may petition the superintendent for the inclusion of additional equipment or specifications, setting forth the costs thereof, beyond those contemplated by categories of the superintendent, and if, in the opinion of the superintendent, the additional equipment or specifications are necessary for adequate safety or will reduce long term operating costs, including capital costs, the additional costs of such equipment may be included in the state-determined purchase price: **PROVIDED FURTHER**, That if after receiving competitive bids on a vehicle the lowest acceptable bid is in excess of the state-determined purchase price, the district may petition the superintendent to increase the state-determined purchase price for that category of vehicle for that district.

(2) The superintendent shall annually develop a depreciation schedule to reimburse districts for the cost of student transportation vehicles purchased during that school year. The schedule shall be written on the basis of the categories of student transportation vehicles, the state-determined purchase price and the anticipated life of the vehicles, and shall include factors recognizing inflation and the cost of depreciation to districts contracting with public or private carriers for student transportation services.

NEW SECTION. Sec. 6. (1) Each district may, at its discretion, rent or lease its vehicles in the following instances:

(a) Transporting of personnel, supplies, and/or evacuees by governmental agencies in the event of flood, fire, or other natural emergencies: **PROVIDED**, That the state director of emergency services or any of his agents so authorized has, at the request of an involved governmental agency, declared that an emergency exists in a designated area insofar as the need for additional transport is concerned.

(b) Transporting of handicapped children or persons sixty years of age or older by nonprofit organizations to and from the site of such activities or programs deemed beneficial to such persons by such organizations.

(c) Furnishing, by contract, the use of school buses of that district to other users who are engaged in conducting an educational or recreational program supported wholly or in part by tax funds or programs for persons sixty years of age or older at times when those buses are not needed by that district and under such terms as will fully reimburse such school district for all costs related or incident thereto.

(d) Using school buses and drivers hired by the district for the transportation of school children and the school employees necessary for their supervision to and from any school activities within or without the school district during or after school hours and whether or not a required school activity, so long as the school board has officially designated it as a school activity. For any extracurricular uses, the school board shall charge an amount sufficient to reimburse the district for its cost.

(2) If a district decides to rent or lease its vehicles for the purposes of this section, they will be subject to the following conditions:

(a) No such use of vehicles shall be permitted except where other public or private transportation certificated or licensed by the Washington utilities and transportation commission is not reasonably available to the user: **PROVIDED**, That no user shall be required to accept in lieu of district transportation vehicular service any charter bus service which the user believes might place the health or safety of the passengers in jeopardy.

(b) Such leases of vehicles do not conflict with regular school purposes.

(c) Such leases shall be determined by the district on the basis of criteria established by the district including, but not limited to, minimum costs, driver requirements, and providing an indemnity agreement protecting the district against any type of claim or legal action whatsoever, including all legal costs incidental thereto.

(3) Whenever any school children or elderly persons are transported by the school district in its own motor vehicles and by its own employees, the board may provide insurance to protect the district against loss, whether by reason of theft, fire or property damage to the motor vehicle or by reason of liability of the district to persons from the operation of such motor vehicle.

The board may provide insurance by contract purchase for payment of hospital and medical expenses in an amount not exceeding one thousand dollars per person per injury for the benefit of persons injured while they are on, getting on, or getting off any vehicles enumerated in this subsection without respect to any fault or liability on the part of the school district or operator. This insurance may be provided without cost to the persons notwithstanding the provisions of RCW 28A.58.420.

If the transportation of children or elderly persons is arranged for by contract of the district with some person, the board may require such contractor to procure such insurance as the board deems advisable.

NEW SECTION. Sec. 7. Individual transportation, board and room, and other arrangements may be authorized or provided and, in whole or part, paid for or reimbursed by a school district, when approved by the educational service district superintendent or his or her designee pursuant to rules promulgated by the superintendent of public instruction for that purpose: **PROVIDED**, That the total of payments for board and room and transportation incidental thereto shall not exceed the amount which would otherwise be paid for such individual transportation.

NEW SECTION. Sec. 8. Any school district board of directors or any educational service district board may enter into agreements pursuant to chapter 39.34 RCW or chapter 35.58 RCW, as now or hereafter amended, with any city, town, county, metropolitan municipal corporation, and any federal or other state governmental entity, or any combination of the foregoing, for the purpose of providing for the transportation of students and/or members of the public through the use, in whole or part, of the school district's buses, transportation equipment and facilities, and employees: **PROVIDED**, That any agreement entered into for purposes of transportation pursuant to this section shall conform with the provisions of RCW 35.58.250 where applicable and shall provide for the reimbursement and payment to the school district of not less than the district's actual costs and the reasonable value of the use of the district's buses, and transportation equipment and supplies which are incurred and otherwise provided in connection with the transportation of members of the public or other noncommon school purposes: **PROVIDED FURTHER**, That wherever public transportation, or private transportation certified or licensed by the Washington utilities and transportation commission is not reasonably available, the school district or educational service district may transport members of the public so long as they are reimbursed for the cost of such transportation, and such transportation has been approved by any metropolitan municipal corporation performing public transportation pursuant to chapter 35.58 RCW in the area to be served by the district.

Sec. 9. Section 28A.58.550, chapter 223, Laws of 1969 ex. sess. as amended by section 11, chapter 42, Laws of 1970 ex. sess. and RCW 28A.58.550 are each amended to read as follows:

Any school district may execute an executory conditional sales contract with any other municipal corporation, the state or any of its political subdivisions, the government of the United States or any private party for the purchase of any real or personal property, including student transportation vehicles, or property rights, in connection with the exercise of any powers or duties which they now or hereafter are authorized to exercise, if the entire amount of the purchase price specified in such contract does not result in a total indebtedness in excess of the limitation authorized by chapter 39.36 RCW, as now or hereafter amended, to be incurred without the assent of the voters: **PROVIDED**, That if such a proposed contract would result in a total indebtedness in excess of the limitation authorized by chapter 39.36 RCW, as now or hereafter amended, to be incurred without the assent of the voters, a proposition in regard to whether or not such a contract may be executed shall be submitted to the voters for approval or rejection in the same manner that bond issues for capital purposes are submitted to the voters: **PROVIDED FURTHER**, That any school district may jointly with another school district execute contracts authorized by this section.

Sec. 10. Section 1, chapter 210, Laws of 1977 ex. sess. and RCW 28A.58.131 are each amended to read as follows:

The board of directors of any school district may enter into contracts for their respective districts for periods not exceeding five years in duration with public and private persons, organizations, and entities for the following purposes:

- (1) To rent or lease building space, portable buildings, security systems, computers and other equipment; ~~((and))~~
- (2) To have maintained and repaired security systems, computers and other equipment; and
- (3) To provide student transportation.

The budget of each school district shall identify that portion of each contractual liability incurred pursuant to this section extending beyond the fiscal year by amount, duration, and nature of the contracted service and/or item in accordance with rules and regulations of the superintendent of public instruction adopted pursuant to RCW 28A.65.465 and 28A.21.135, as now or hereafter amended.

The provisions of this section shall not have any effect on the length of contracts for school district employees specified by RCW 28A.58.100 and 28A.67.070, as now or hereafter amended.

Sec. 11. Section 28A.41.160, chapter 223, Laws of 1969 ex. sess. as last amended by section 6, chapter 359, Laws of 1977 ex. sess. and RCW 28A.41.160 are each amended to read as follows:

Reimbursement for transportation costs shall be in addition to the basic education allocation. Transportation costs shall be reimbursed as follows:

(1) School districts shall be reimbursed up to one hundred percent of the operational costs ~~((for established bus routes))~~ for the transportation of students to and from common schools as ~~((recommended by the educational service district superintendent or his or her designee;))~~ determined pursuant to the provisions of sections 1 through 4 and 6 through 15 of this amendatory act and as approved by the state superintendent: PROVIDED, That commencing with the 1980-81 school year, reimbursement shall be at one hundred percent or as close thereto as reasonably possible; and

(2) Costs of acquisition of approved transportation equipment shall be reimbursed up to one hundred percent of the cost to be reimbursed over the anticipated life of the vehicle, as determined pursuant to the provisions of section 5 of this amendatory act and as approved by the state superintendent: PROVIDED, That commencing with the 1980-81 school year, reimbursement shall be at one hundred percent or as close thereto as reasonably possible: PROVIDED FURTHER, That reimbursements for the acquisition of approved transportation equipment received by school districts shall be held within the general fund exclusively for the future purchase of approved transportation equipment and for major transportation equipment repairs consistent with rules and regulations authorized and promulgated under RCW 28A.41.170 and chapter 28A.65 RCW.

Sec. 12. Section 3, chapter 41, Laws of 1975 1st ex. sess. and RCW 28A.60-.355 are each amended to read as follows:

No school director or officer of a second ~~((or third))~~ class school district shall be beneficially interested, directly or indirectly, in any contract which may be made, by, through or under the supervision of such officer, in whole or in part or which may be made for the benefit of his office, or accept, directly or indirectly any compensation, gratuity or reward in connection with such contract by or through any other person beneficially interested therein. This section shall not apply to the letting of any contract for the driving of a school bus in a second ~~((or third))~~ class school district ~~((provided the remuneration to the driver of such school bus shall not exceed thirty-six hundred dollars in any calendar year)).~~

NEW SECTION. Sec. 13. There is added to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.21 RCW a new section to read as follows:

Educational service district boards may enter into contracts with school districts within their respective educational service district and within contiguous educational service districts for any or all of the services associated with pupil transportation systems, including, but not limited to, operations, purchasing, maintenance and facilities: PROVIDED, That educational service districts shall place first priority on consolidation of services for groups of districts.

NEW SECTION. Sec. 14. School district boards of directors may enter into contracts with educational service districts relating to any or all of the services associated with pupil transportation systems as authorized in section 13 of this amendatory act.

NEW SECTION. Sec. 15. In implementing the local student transportation program, districts should utilize the following operational criteria to the greatest extent possible.

(1) Transportation routes should be established to maximize efficiency, with route stops spaced at reasonable intervals.

(2) Transportation routes should be established so that the total time required to transport an eligible student from his/her route stop to the appropriate school of attendance will not exceed one hour under average traffic and weather conditions.

(3) Districts should utilize public transit systems whenever possible.

(4) In order to reduce the number of student transportation vehicles required by a district, each district should establish differential beginning and ending times for the respective total program hour offerings provided in separate schools within the district.

(5) Districts should coordinate routes with adjoining districts in order to avoid duplication of student transportation programs.

(6) Districts should maintain a minimum number of spare student transportation vehicles necessary for emergency situations and to meet the requirements of vehicle repair and maintenance.

(7) Whenever possible, districts should form cooperatives for such purposes as the maintenance of vehicles.

(8) Each district should adopt written policies concerning discipline and safety aboard student transportation vehicles.

NEW SECTION. Sec. 16. Sections 1 through 8, 14 and 15 of this amendatory act are added to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.24 RCW.

NEW SECTION. Sec. 17. The following acts or parts thereof are each repealed:

(1) Section 28A.24.055, chapter 223, Laws of 1969 ex. sess., section 3, chapter 153, Laws of 1969 ex. sess., section 3, chapter 24, Laws of 1971, section 1, chapter 45, Laws of 1973 and RCW 28A.24.055;

(2) Section 28A.24.060, chapter 223, Laws of 1969 ex. sess. and RCW 28A.24.060;

(3) Section 28A.24.080, chapter 223, Laws of 1969 ex. sess., section 104, chapter 176, Laws of 1969 ex. sess., section 32, chapter 282, Laws of 1971 ex. sess., section 54, chapter 275, Laws of 1975 1st ex. sess., section 1, chapter 80, Laws of 1977 and RCW 28A.24.080;

(4) Section 28A.24.100, chapter 223, Laws of 1969 ex. sess., section 10, chapter 66, Laws of 1971 ex. sess., section 2, chapter 80, Laws of 1977 and RCW 28A.24.100;

(5) Section 1, chapter 78, Laws of 1971, section 2, chapter 45, Laws of 1973 and RCW 28A.24.110;

(6) Section 2, chapter 78, Laws of 1971 and RCW 28A.24.111;

(7) Section 3, chapter 78, Laws of 1971 and RCW 28A.24.112;

(8) Section 3, chapter 45, Laws of 1973 and RCW 28A.24.120;

(9) Section 1, chapter 24, Laws of 1971 and RCW 28A.24.170;

(10) Section 2, chapter 24, Laws of 1971, section 1, chapter 171, Laws of 1974 ex. sess. and RCW 28A.24.172; and

(11) Section 1, chapter 93, Laws of 1974 ex. sess. and RCW 28A.24.180.

NEW SECTION. Sec. 18. The effective date of sections 1 through 17 of this amendatory act is January 1, 1980.

NEW SECTION. Sec. 19. If any provision of this amendatory act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected."

In line 1 of the title after "education;" strike the remainder of the title and insert "amending section 28A.58.550, chapter 223, Laws of 1969 ex. sess. as amended by section 11, chapter 42, Laws of 1970 ex. sess. and RCW 28A.58.550; amending section 1, chapter 210, Laws of 1977 ex. sess. and RCW 28A.58.131; amending section 28A.41.160, chapter 223, Laws of 1969 ex. sess. as last amended by section 6, chapter 359, Laws of 1977 ex. sess. and RCW 28A.41.160; amending section 3, chapter 41, Laws of 1975 1st ex. sess. and RCW 28A.60.355; creating new sections; adding a new section to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.21 RCW; adding new sections to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.24 RCW; repealing section 28A.24.055, chapter 223, Laws of 1969 ex. sess., section 3, chapter 153, Laws of 1969 ex. sess., section 3, chapter 24, Laws of 1971, section 1, chapter 45, Laws of 1973 and RCW 28A.24.055; repealing section 28A.24.060, chapter 223, Laws of 1969 ex. sess. and RCW 28A.24.060; repealing section 28A.24.080, chapter 223, Laws of 1969 ex. sess., section 104, chapter 176, Laws of 1969 ex. sess., section 32, chapter 282, Laws of 1971 ex. sess., section 54, chapter 275, Laws of 1975 1st ex. sess., section 1, chapter 80, Laws of 1977 and RCW 28A.24.080; repealing section 28A.24.100, chapter 223, Laws of 1969 ex. sess., section 10; chapter 66, Laws of 1971 ex. sess., section 2, chapter 80, Laws of 1977 and RCW 28A.24.100; repealing section 1, chapter 78, Laws of 1971, section 2, chapter 45, Laws of 1973 and RCW 28A.24.110; repealing section 2, chapter 78, Laws of 1971 and RCW 28A.24.111; repealing section 3, chapter 78, Laws of 1971 and RCW 28A.24.112; repealing section 3, chapter 45, Laws of 1973 and RCW 28A.24.120; repealing section 1, chapter 24, Laws of 1971 and RCW 28A.24.170; repealing section 2, chapter 24, Laws of 1971, section 1, chapter 171, Laws of 1974 ex. sess. and RCW 28A.24.172; repealing section 1, chapter 93, Laws of 1974 ex. sess. and RCW 28A.24.180; and making an effective date."

MOTIONS

On motion of Senator McDermott, Engrossed Substitute House Bill No. 557, together with the pending committee amendments, was ordered held for further consideration following the morning recess.

At 10:00 a.m., on motion of Senator Walgren, the Senate recessed until 12:13 p.m.

NOON SESSION

The President called the Senate to order at 12:13 p.m.

MOTION

At 12:15 p.m., on motion of Senator Marsh, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The President called the Senate to order at 2:00 p.m.

MOTIONS

On motion of Senator Wilson, Senator Woody was excused.

On motion of Senator Jones, Senator Wanamaker was excused.

On motion of Senator Walgren, the Senate advanced to the sixth order of business.

SECOND READING

ENGROSSED SUBSTITUTE HOUSE BILL NO. 446, by Committee on Ecology (originally sponsored by Representatives Thompson, Barr and Chandler):

Conditioning certain water permits.

The Senate resumed consideration of Engrossed Substitute House Bill No. 446. Earlier today, Senator Hansen moved adoption of the committee amendment.

On motion of Senator Peterson, the following amendment by Senators Peterson and Hansen to the committee amendment was adopted:

On page 1, line 34, after "shall" insert ", during all stages of development by the department of ecology of minimum flow proposals,"

The motion by Senator Hansen carried and the committee amendment, as amended, was adopted.

On motion of Senator Hansen, the rules were suspended, Engrossed Substitute House Bill No. 446, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute House Bill No. 446, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 42; nays, 2; absent or not voting, 1; excused, 4.

Voting yea: Senators Bausch, Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Donohue, Fleming, Gallagher, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Marsh, McDermott, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Scott, Sellar, Shinpoch, Talley, Van Hollebeke, Vognild, von Reichbauer, Walgren, Williams, Wilson, Wojahn—42.

Voting nay: Senators Moore, Talmadge—2.

Absent or not voting: Senator Matson—1.

Excused: Senators Keefe, Lysen, Wanamaker, Woody—4.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 446, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Marsh, the Senate commenced consideration of Senate Bill No. 2794.

SECOND READING

SENATE BILL NO. 2794, by Senator Hansen:

Relating to water.

MOTIONS

On motion of Senator Hansen, Substitute Senate Bill No. 2794 was substituted for Senate Bill No. 2794 and the substitute bill was placed on second reading and read the second time in full.

On motion of Senator Hansen, the following amendment was adopted:

On page 5, beginning on line 9, strike all of section 6.

Renumber remaining sections consecutively.

On motion of Senator Hansen, the rules were suspended, Engrossed Substitute Senate Bill No. 2794 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

POINT OF INQUIRY

Senator Talley: "Senator Hansen, I work for the Port of Longview. Do you think we need an amendment guaranteeing you will let us have thirty-five feet of water to get the ships up with?"

Senator Hansen: "I would hope so."

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute Senate Bill No. 2794 and the bill passed the Senate by the following vote: Yeas, 45; nays, 1; excused, 3.

Voting yea: Senators Bausch, Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Donohue, Fleming, Gallagher, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Marsh, McDermott, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Williams, Wilson, Wojahn, Woody—45.

Voting nay: Senator Matson—1.

Excused: Senators Keefe, Lysen, Wanamaker—3.

ENGROSSED SUBSTITUTE SENATE BILL NO. 2794, 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.

SECOND READING

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1281, by Committee on Parks and Recreation (originally sponsored by Representatives Tilly, Hurley, Schmitten, Barr and Fancher):

Regulating snowmobiles.

REPORT OF STANDING COMMITTEE

April 6, 1979.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1281, regulating snowmobiles (reported by Committee on Parks and Recreation):

Recommendation: Do pass with the following amendments:

On page 3, line 32, after "Three" strike "nonmotorized winter recreationists" and insert "representatives of the nonsnowmobiling public"

On page 4, strike everything after line 33 down through line 2 on page 5 and insert the following:

"(9) The snowmobile advisory committee of the Washington state parks and recreation commission and its powers and duties shall terminate on June 30, 1983, and shall be subject to all of the processes provided in RCW 43.131.010 through 43.131.110 as now existing or hereafter amended."

On page 7, after line 34, insert the following:

"All moneys collected by the department as snowmobile registration fees or moneys from the motor vehicle fund which the director has determined to be a tax

on snowmobile fuel prior to the effective date of this 1979 act which remain undistributed and within the general fund shall be transferred to and become a part of the snowmobile account within the general fund."

On page 13, after line 21, insert a new section as follows:

"**NEW SECTION.** Sec. 16. There is hereby appropriated from the snowmobile account of the general fund four hundred ninety-five thousand dollars, or so much thereof as may be necessary, for the purposes of RCW 46.10.080 as now or hereafter amended."

Re number remaining section consecutively

In the title, page 1, line 29, after ".081;" insert "making an appropriation;"

Signed by: Senators von Reichbauer, Chairman; Bausch, Lewis, Quigg, Wanamaker, Wojahn, Woody.

The bill was read the second time by sections.

Senator von Reichbauer moved adoption of the committee amendments.

POINT OF INQUIRY

Senator Talley: "Senator, I know these people have worked long and hard to get this legislation through. Do you, in your mind, feel that any of these amendments hurt the bill in any way?"

Senator von Reichbauer: "No, Senator Talley. These amendments were all endorsed by the Snowmobilers Association when they appeared before the Senate parks and recreation committee.

"I have been most impressed, as I am sure you have been, by the dedication of the people who have been involved in this program, from the chairman who happens to live in Dayton, Washington, to all the members from Tacoma and Seattle who are very active in the Snowmobilers Association."

Senator Talley: "They agreed to the amendments then? Thank you very much."

The motion by Senator von Reichbauer carried and the committee amendments were adopted.

On motion of Senator von Reichbauer, the committee amendment to the title was adopted.

On motion of Senator von Reichbauer, the rules were suspended, Engrossed Substitute House Bill No. 1281, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

POINT OF INQUIRY

Senator Williams: "Senator, one of the changes that I have become aware of apparently is the funding mechanism for this. Apparently there used to be—the funds that were collected in fees were divided among local government and a fund which was then used to promote snowmobiling and so forth. Now that has been eliminated, as I understand it, and all of the moneys that are collected go into the funds to be used by the parks and recreation commission for the promotion or assistance of snowmobiling except, as I understand it, the penalties, in other words, fines, are divided proportionately, sixty percent for the fund and forty percent goes to local government. However, the local government units, as I understand it, are the only ones that are policing this or enforcing it and so forth. Can you kind of give me a rationale why that change has occurred?"

Senator von Reichbauer: "I think the sixty-forty ratio, Senator Williams, is an indication of the state park commission's desire to get involved in this itself and to augment its existing force. The state parks and recreation commission do have individuals involved in the enforcement of this, however, Local government is not the

only one. I can speak from experience because I was on Mt. Spokane riding a snowmobile which went over the side of a cliff and it was the local state parks and recreation commission officials that came to my rescue. I think I would still be going down Mt. Spokane if they had not been around. Actually, the state does have an involvement and the sixty-forty ratio would augment their existing budget to work in this area."

Senator Williams: "I guess my question was, is there a feeling that local government is not properly enforcing this and, I understand the state parks and recreation commission wanting to get into this but I guess I have a problem in, do they need to if in fact local government is doing a proper job?"

Senator von Reichbauer: "I think that the conversations with the director of the state parks indicated, one, that it is on state park land and, of course, as the administrators of that land they want to have complete authority, and they have best authority when the line is a direct communication between the director and the commission and the local personnel and that is best when we have this. Secondly, I believe that the communication that often exists between the local park rangers and local governmental authorities, local police, sometimes gets twisted, and I think it is very important to keep within one unit, for example, a state park. State park personnel from the top to the bottom.

"Again, it gets down to a point of communication. Since the park is a state park, administered by the state of Washington, I think it is best to have state park personnel be in the form of a ranger as well as to work in the snowmobile area. Once you bring local authority into it, the lines of communication get a little bit blurred and I think some problems develop. I think this is an idea by the state parks to get more fully involved in the total operation of the state parks and this funding will permit them to do so."

POINT OF INQUIRY

Senator Hansen: "Senator von Reichbauer; in ATV funds, when we passed that bill from transportation allowing one percent of the funds to be used for the ATV's, we were forced to come back two years later and allow fifty percent of that fund to be used for local government to enforce the ATV's. I see the same thing with your snowmobilers and I agree that park rangers are the ones to relate to the parks, but when snowmobiles get out onto private property and start cutting fences and one thing and another to go across private property, isn't there going to have to be some local authority and local money for the local jurisdiction in order to protect the private landowner?"

Senator von Reichbauer: "I share with you the concern about the private landowners. The thrust of this bill, of course, is aimed at our state parks and state land. The funding by local authority to assist the program, the protection such as we would find in property that might be adjacent to state park facilities, would of course be funded through the local county police department or city police department. Again, the thrust of this is to aid state parks and the state park personnel that are administering the park program on state park land."

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute House Bill No. 1281, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 41; nays, 5; excused, 3.

Voting yea: Senators Bausch, Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Donohue, Fleming, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Marsh, McDermott, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Scott, Sellar, Shinpoch, Talley,

Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wojahn, Woody—41.

Voting nay: Senators Gallagher, Matson, Moore, Williams, Wilson—5.

Excused: Senators Keefe, Lysen, Wanamaker—3.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1281, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Marsh, the Senate returned to the third order of business.

MESSAGES FROM THE GOVERNOR

Office of the Governor, April 23, 1979.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON:

LADIES AND GENTLEMEN:

I have the honor to advise that on April 23, 1979, Governor Ray approved the following Senate Bills entitled:

SUBSTITUTE SENATE BILL NO. 2016, relating to motor vehicles.

SENATE BILL NO. 2040, relating to disabled persons.

Sincerely,
H.B. HANNA
Legal Counsel.

Office of the Governor, April 23, 1979.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON:

LADIES AND GENTLEMEN:

I have the honor to advise that on April 20, 1979, Governor Ray approved the following Senate Bill entitled:

SENATE BILL NO. 2925, relating to state property.

Sincerely,
H.B. HANNA
Legal Counsel.

MOTION

At 2:40 p.m., on motion of Senator Marsh, the Senate adjourned until 9:00 a.m., Wednesday, April 25, 1979.

JOHN A. CHERBERG, President of the Senate.
SIDNEY R. SNYDER, Secretary of the Senate.

THIRTY-SIXTH DAY

MORNING SESSION

Senate Chamber, Olympia, Wednesday, April 25, 1979.

The Senate was called to order at 9:00 a.m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senators Donohue, Gallagher, Keefe, Lysen, Newschwander, Odegaard, Rasmussen, Talley, Vognild, Walgren and Wanamaker. On motion of Senator Wilson, Senators Donohue, Keefe, Lysen, Odegaard, Rasmussen, Talley, Vognild and Walgren were excused. On motion of Senator Jones, Senators Gallagher, Newschwander and Wanamaker were excused.

The Color Guard, consisting of Pages Dana Cooper and Art Carstens, presented the Colors. Reverend Stanley J. Workman, pastor of the Evergreen Christian Reformed Church of Olympia, offered the following prayer:

"HEAVENLY FATHER, THESE YOUR SERVANTS ARE BEING PULLED IN MANY DIRECTIONS. THEY ARE BEING STRETCHED TIGHT, EVERYWHERE THEY GO, PEOPLE DEMAND ATTENTION. HELP THEM TO FACE THEIR LIMITATIONS AND HOLD TOGETHER WITH AN INWARD PEACE—A PEACE THAT WILL KEEP THEM STEADY UNDER PRESSURE. GIVE THEM WISDOM OF SPEECH AND MAKE THEIR ACTIONS SIGNIFICANT. IN TRYING HOURS, LET THEM BE YOUR PEOPLE. IN JESUS' NAME. AMEN."

MOTION

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

MESSAGES FROM THE HOUSE

April 24, 1979.

Mr. President: The Speakers have signed:

SUBSTITUTE HOUSE BILL NO. 29,
 SUBSTITUTE HOUSE BILL NO. 156,
 HOUSE BILL NO. 164,
 SUBSTITUTE HOUSE BILL NO. 219,
 SUBSTITUTE HOUSE BILL NO. 247,
 SUBSTITUTE HOUSE BILL NO. 295,
 HOUSE BILL NO. 308,
 SUBSTITUTE HOUSE BILL NO. 398,
 HOUSE BILL NO. 415,
 SUBSTITUTE HOUSE BILL NO. 438,
 SUBSTITUTE HOUSE BILL NO. 500,
 SUBSTITUTE HOUSE BILL NO. 502,
 SUBSTITUTE HOUSE BILL NO. 624,
 HOUSE BILL NO. 913,
 HOUSE BILL NO. 954, and the same are herewith transmitted.

DEAN R. FOSTER, Chief Clerk.
 VITO T. CHIECHI, Chief Clerk.

April 24, 1979.

Mr. President: The House has passed:
 SUBSTITUTE HOUSE BILL NO. 871,
 SUBSTITUTE HOUSE BILL NO. 872,
 SUBSTITUTE HOUSE BILL NO. 1032, and the same are herewith
 transmitted.

DEAN R. FOSTER, Chief Clerk.
 VITO T. CHIECHI, Chief Clerk.

April 24, 1979.

Mr. President: The House has concurred in the Senate amendments to SUB-
 STITUTE HOUSE BILL NO. 79 and has passed the bill as amended by the
 Senate.

DEAN R. FOSTER, Chief Clerk.
 VITO T. CHIECHI, Chief Clerk.

April 24, 1979.

Mr. President: The House has concurred in the Senate amendment to HOUSE
 BILL NO. 860 and has passed the bill as amended by the Senate.

DEAN R. FOSTER, Chief Clerk.
 VITO T. CHIECHI, Chief Clerk.

April 24, 1979.

Mr. President: The House has concurred in the Senate amendments to
 ENGROSSED HOUSE BILL NO. 101 and has passed the bill as amended by the
 Senate.

DEAN R. FOSTER, Chief Clerk.
 VITO T. CHIECHI, Chief Clerk.

April 23, 1979.

Mr. President: The Speakers have signed:
 HOUSE BILL NO. 41,
 SUBSTITUTE HOUSE BILL NO. 280,
 HOUSE BILL NO. 419,
 HOUSE BILL NO. 450,
 SUBSTITUTE HOUSE BILL NO. 481,
 HOUSE BILL NO. 645,
 HOUSE BILL NO. 750,
 SUBSTITUTE HOUSE BILL NO. 751, and the same are herewith
 transmitted.

DEAN R. FOSTER, Chief Clerk.
 VITO T. CHIECHI, Chief Clerk.

April 23, 1979.

Mr. President: The Speakers have signed:
 SUBSTITUTE SENATE BILL NO. 2284,
 SUBSTITUTE SENATE BILL NO. 2439, and the same are herewith
 transmitted.

DEAN R. FOSTER, Chief Clerk.
 VITO T. CHIECHI, Chief Clerk.

April 19, 1979.

Mr. President: The Speakers have signed:
 HOUSE BILL NO. 4,
 SUBSTITUTE HOUSE BILL NO. 144,
 HOUSE BILL NO. 989, and the same are herewith transmitted.

DEAN R. FOSTER, Chief Clerk.
 VITO T. CHIECHI, Chief Clerk.

April 20, 1979.

Mr. President: The Speakers have signed SENATE BILL NO. 2311, and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

SIGNED BY THE PRESIDENT

The President signed:

HOUSE BILL NO. 4,
SUBSTITUTE HOUSE BILL NO. 29,
HOUSE BILL NO. 41,
SUBSTITUTE HOUSE BILL NO. 144,
SUBSTITUTE HOUSE BILL NO. 156,
HOUSE BILL NO. 164,
SUBSTITUTE HOUSE BILL NO. 219,
SUBSTITUTE HOUSE BILL NO. 247,
SUBSTITUTE HOUSE BILL NO. 280,
SUBSTITUTE HOUSE BILL NO. 295,
HOUSE BILL NO. 308,
SUBSTITUTE HOUSE BILL NO. 398,
HOUSE BILL NO. 415,
HOUSE BILL NO. 419,
SUBSTITUTE HOUSE BILL NO. 438,
HOUSE BILL NO. 450,
SUBSTITUTE HOUSE BILL NO. 481,
SUBSTITUTE HOUSE BILL NO. 500,
SUBSTITUTE HOUSE BILL NO. 502,
SUBSTITUTE HOUSE BILL NO. 624,
HOUSE BILL NO. 645,
HOUSE BILL NO. 750,
SUBSTITUTE HOUSE BILL NO. 751,
HOUSE BILL NO. 913,
HOUSE BILL NO. 954,
HOUSE BILL NO. 989,

INTRODUCTION AND FIRST READING

SUBSTITUTE HOUSE BILL NO. 871, by Committee on Transportation (originally sponsored by Representatives Wilson, Martinis, Scott, Garrett, Struthers, Tilly, Isaacson, Patterson, Sanders and Teutsch) (by Office of Financial Management request):

Making biennial appropriations for operations and capital improvements of the department of transportation, the urban arterial board, and the board of pilotage commissioners.

Referred to Committee on Transportation.

SUBSTITUTE HOUSE BILL NO. 872, by Committee on Transportation (originally sponsored by Representatives Martinis, Wilson, Scott, Garrett, McCormick, Isaacson, Patterson, Sanders, Struthers and Tilly) (by Office of Financial Management request):

Making appropriations to the department of transportation.

Referred to Committee on Transportation.

SUBSTITUTE HOUSE BILL NO. 1032, by Committee on Transportation (originally sponsored by Representatives Wilson and Martinis):

Authorizing bonds for completion of I-90.

Referred to Committee on Transportation.

SECOND READING

HOUSE JOINT MEMORIAL NO. 16, by Representatives McCormick, Clayton, Douthwaite, Haley, Keller, Isaacson, Nelson (Dick) and Oliver:

Requesting Congress to clear the regulatory barriers on gasohol production.

The memorial was read the second time in full.

On motion of Senator Bottiger, the rules were suspended, House Joint Memorial No. 16 was advanced to third reading, the second reading considered the third, and the memorial was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of House Joint Memorial No. 16, and the memorial passed the Senate by the following vote: Yeas, 38; nays, 2; excused, 9.

Voting yea: Senators Bausch, Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Fleming, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Marsh, Matson, McDermott, Moore, Morrison, North, Peterson, Quigg, Rasmussen, Scott, Sellar, Shipoch, Talley, Talmadge, Van Hollebeke, von Reichbauer, Williams, Wilson, Wojahn, Woody—38.

Voting nay: Senators Pullen, Ridder—2.

Excused: Senators Donohue, Gallagher, Keefe, Lysen, Newschwander, Odegard, Vognild, Walgren, Wanamaker—9

HOUSE JOINT MEMORIAL NO. 16, having received the constitutional majority, was declared passed.

SECOND READING

HOUSE BILL NO. 138, by Representatives Martinis, Wilson and Bender (by Department of Licensing request):

Revising references to the powers and duties of the department of licensing.

The Senate resumed consideration of House Bill No. 138. On Monday, April 23, 1979, an amendment by Senators Jones, Wojahn and Talley was adopted.

On motion of Senator Day, the following amendment was adopted:

Following the Senate Amendment by Senator Jones, insert new sections as follows:

"Sec. 7. Section 1, chapter 53, Laws of 1959 as amended by section 1, chapter 50, Laws of 1965 ex. sess. and RCW 18.25.015 are each amended to read as follows:

There is hereby created a state board of chiropractic examiners consisting of three practicing chiropractors to conduct examinations and perform duties as provided in this chapter.

Members of the board shall be appointed by the governor (~~((from a list of five or more names submitted by the Washington Chiropractors Association, Inc. and/or the Chiropractic Society of Washington))~~). At the time of their appointment, and during their tenure of office, the members of the board must be actual residents of Washington, licensed to practice chiropractic in this state, and must be citizens of the United States.

In order that the term of one member shall expire (~~((each year))~~) in succession, first members appointed shall serve one for a term of (~~((three))~~) five years, one for a term of (~~((two))~~) four years, and one for a term of (~~((one))~~) three years, thereafter appointments shall be for a term of three years. Vacancies shall be filled by the

governor as in the case of original appointment, such appointee to hold office for the remainder of the unexpired term."

Senator Day moved adoption of the following amendment to the title by Senators Jones, Wojahn and Talley:

On page 1, on line 1 of the title, after "licensing;" insert "amending section 4, chapter 156, Laws of 1965 as amended by section 115, chapter 158, Laws of 1979 and RCW 46.01.040; amending section 1, chapter 25, Laws of 1974 ex. sess. as amended by section 14, chapter 158, Laws of 1979 and RCW 18.18.010; amending section 5, chapter 180, Laws of 1951 as last amended by section 13, chapter 30, Laws of 1975 1st ex. sess. and RCW 18.18.090; amending section 7, chapter 180, Laws of 1951 as last amended by section 2, chapter 310, Laws of 1977 ex. sess. and RCW 18.18.140; amending section 11, chapter 52, Laws of 1957 as last amended by section 1, chapter 310, Laws of 1977 ex. sess. and RCW 18.18.260; and adding a new section to chapter 18.18 RCW."

On motion of Senator Day, the following amendment to the amendment to the title was adopted:

On line 24 of the title amendment, after "18.18.260;" insert "amending section 1, chapter 53, Laws of 1959, as amended by section 1, chapter 50, Laws of 1965 ex. sess. and RCW 18.25.010;"

The motion by Senator Day carried and the amendment to the title, as amended, was adopted.

On motion of Senator Jones, the rules were suspended, House Bill No. 138, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 138, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 40; nays, 1; excused, 8.

Voting yea: Senators Bausch, Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Fleming, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Marsh, Matson, Moore, Morrison, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, von Reichbauer, Williams, Wilson, Wojahn, Woody—40.

Voting nay: Senator McDermott—1.

Excused: Senators Donohue, Gallagher, Keefe, Lysen, Newschwander, Vognild, Walgren, Wanamaker—8.

HOUSE BILL NO. 138, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Jones, Senator Scott was excused.

SECOND READING

SENATE BILL NO. 3094, by Senators Bottiger and Walgren:

Modifying laws relating to sewerage, water, and drainage systems.

MOTIONS

On motion of Senator Bottiger, Substitute Senate Bill No. 3094 was substituted for Senate Bill No. 3094 and the substitute bill was placed on second reading and read the second time in full.

On motion of Senator Bottiger, the rules were suspended, Substitute Senate Bill No. 3094 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 3094, and the bill passed the Senate by the following vote: Yeas, 40; excused, 9.

Voting yea: Senators Bausch, Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Fleming, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Marsh, Matson, McDermott, Moore, Morrison, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, von Reichbauer, Williams, Wilson, Wojahn, Woody—40.

Excused: Senators Donohue, Gallagher, Keefe, Lysen, Newschwander, Scott, Vognild, Walgren, Wanamaker—9.

SUBSTITUTE SENATE BILL NO. 3094, 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.

SECOND READING

SENATE BILL NO. 2967, by Senator Donohue:
Relating to the operating budget.

MOTIONS

On motion of Senator Shinpoch, Substitute Senate Bill No. 2967 was substituted for Senate Bill No. 2967 and the substitute bill was placed on second reading and read the second time in full.

On motion of Senator Shinpoch, the rules were suspended, Substitute Senate Bill No. 2967 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 2967, and the bill passed the Senate by the following vote: Yeas, 39; nays, 1; excused, 9.

Voting yea: Senators Bausch, Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Fleming, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Henry, Jones, Lewis, Marsh, Matson, McDermott, Moore, Morrison, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, von Reichbauer, Williams, Wilson, Wojahn, Woody—39.

Voting nay: Senator Lee—1.

Excused: Senators Donohue, Gallagher, Keefe, Lysen, Newschwander, Scott, Vognild, Walgren, Wanamaker—9.

SUBSTITUTE SENATE BILL NO. 2967, 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.

SECOND READING

ENGROSSED SUBSTITUTE HOUSE BILL NO. 557, by Committee on Education (originally sponsored by Representatives Warnke, Polk, Chandler, Heck, North, Bauer, Rosbach and Nelson, G.A.):

Setting forth procedure to reimburse school districts for operating costs in transportation of students.

The Senate resumed consideration of Engrossed Substitute House Bill No. 557. On Tuesday, April 24, 1979, the committee amendment had been moved for adoption by Senator McDermott.

The motion by Senator McDermott carried and the committee amendment was adopted.

MOTION

On motion of Senator McDermott, Engrossed Substitute House Bill No. 557, as amended by the Senate, was ordered held for further consideration following Senate Bill No. 3034.

SECOND READING

SENATE BILL NO. 3034, by Senators Benitz and Morrison:

Giving the department of transportation authority to construct a third bridge across the Columbia in the Tri-Cities area.

MOTIONS

On motion of Senator Henry, Substitute Senate Bill No. 3034 was substituted for Senate Bill No. 3034 and the substitute bill was placed on second reading and read the second time in full.

Senator Henry moved adoption of the following amendment by Senators Benitz, Henry and Hayner:

Strike everything after the enacting clause, and insert the following:

"NEW SECTION. Section 1. Subject to the provisions of sections 2, 3, and 4 of this 1979 act, the department of transportation is hereby authorized and directed to make all necessary surveys and to design and construct a toll bridge across the Columbia river. The approaches to the toll bridge shall extend from the bridge to George Washington Way on the west and from the bridge easterly to state route number 395 and southerly and easterly to state route number 182 on the east.

NEW SECTION. Sec. 2. If the transportation commission concludes that construction of a toll bridge across the Columbia river at North Richland in the vicinity of the Horn Rapids Road, including approaches, is economically feasible, the department is authorized to enter into agreements with Richland, Benton county, and Franklin county in accordance with section 3 of this 1979 act.

NEW SECTION. Sec. 3. The transportation commission shall not request the issuance of any bonds for the construction of the toll bridge and its approaches unless and until:

(1) Either Richland or Benton county separately or Richland and Benton county jointly agree with the department (a) to improve the Horn Rapids Road from state route number 240 to Stevens Drive to two-lane standards prescribed by the department; (b) to reconstruct the Horn Rapids Road from Stevens Drive to George Washington Way to four-lane standards prescribed by the department; (c) to maintain to standards prescribed by the department the improved and reconstructed sections of Horn Rapids Road so long as any bonds issued to pay for the construction of the toll bridge and its approaches remain outstanding; and (d) to such additional undertakings as the department deems necessary to assure adequate access to the toll bridge so long as any bonds are outstanding.

(2) Franklin county shall agree with the department (a) to reconstruct, by the year 1990, the approach from the east end of the toll bridge easterly to state route number 395 to four-lane standards prescribed by the department; or (b) as determined by the department, to reconstruct, by the year 1990, the approach from the

east end of the toll bridge southerly and easterly to state route number 182 to four-lane standards prescribed by the department; and (c) to maintain to standards prescribed by the department the connecting roads to state route number 182 and to state route number 395 so long as any bonds issued to pay for the construction of the toll bridge and its approaches remain outstanding; and (d) to such additional undertakings as the department deems necessary to assure adequate access to the toll bridge so long as any bonds are outstanding.

NEW SECTION. Sec. 4. The transportation commission shall not request the issuance of any bonds for the construction of the toll bridge and its approaches until Benton and Franklin counties and Richland have adopted specific and acceptable plans to assure the funding of their respective obligations as established by the agreements authorized in section 3 of this 1979 act.

NEW SECTION. Sec. 5. In order to facilitate the financing of the toll bridge the department, Benton and Franklin counties, and Richland may consult, cooperate, and enter into agreements with the government of the United States or any of its agencies and accept and expend money from any public or private source which is now or may be available to assist in the construction of the bridge.

NEW SECTION. Sec. 6. In order to provide funds for the construction of such bridge and approaches thereto, including but not limited to all costs of survey, acquisition of rights of way, design, engineering, and to pay the interest on the bonds when due during construction and for a period not exceeding six months thereafter, there shall be issued and sold general obligation bonds of the state of Washington in the principal amount of not to exceed seventy-five million dollars or such lesser amount thereof, at such times as may be determined to be necessary by the department of transportation.

NEW SECTION. Sec. 7. The issuance, sale, and retirement of said bonds shall be under the supervision and control of the state finance committee which, upon request being made by the department of transportation shall provide for the issuance, sale, and retirement of coupon or registered bonds to be dated, issued, and sold from time to time in such amounts as the department of transportation shall determine to be necessary to meet the purposes specified in section 6 of this 1979 act.

NEW SECTION. Sec. 8. Each of such bonds shall be made payable at any time not exceeding thirty years from the date of issuance. The state finance committee is authorized to prescribe the form, terms, conditions, and covenants of the bonds and/or bond anticipation notes provided for in this section, the time or times of sale of all or any portion of them, and the conditions and manner of their sale and issuance. The bonds shall be signed by the governor and the state treasurer under the seal of the state, one of which signatures shall be made manually and the other signature may be in printed facsimile, and any coupons attached to such bonds shall be signed by the same officers whose signatures thereon may be in printed facsimile. Any bonds may be registered in the name of the holder on presentation to the fiscal agency of the state of Washington in Seattle or New York City as to principal alone, or as to both principal and interest under such regulations as the state treasurer may prescribe. Such bonds shall be payable at such places as the state finance committee may provide. All bonds issued hereunder, unless registered, shall be fully negotiable instruments. The bonds shall be legal investments for all state funds or for funds under state control and all funds of municipal corporations.

At such time as a determination has been made to issue the general obligation bonds or a portion thereof as authorized in section 6 of this 1979 act, the state finance committee may, pending the issuance thereof, issue in the name of the state temporary notes in anticipation of the issuance of the bonds, which notes shall be designated as "bond anticipation notes." Such portion of the proceeds of the sale of

the bonds as may be required for the payment of principal of and redemption premium, if any, and interest on the notes shall be applied thereto when the bonds are issued.

NEW SECTION. Sec. 9. Except for that portion of the proceeds required to pay bond anticipation notes under section 8 of this 1979 act, and except as provided in section 11 of this 1979 act, the money arising from the sale of said bonds shall be deposited in the state treasury to the credit of the Columbia river toll bridge account hereby created in the motor vehicle fund, and such money shall be available only for the purposes enumerated in section 6 of this 1979 act and for payment of the expense incurred in the issuance and sale of any such bonds.

NEW SECTION. Sec. 10. Bonds and bond anticipation notes issued under the provisions of sections 1 through 17 of this 1979 act shall distinctly state that they are a general obligation of the state of Washington, shall pledge the full faith and credit of the state to the payment of the principal thereof and the interest thereon, and shall contain an unconditional promise to pay such principal and interest as the same shall become due. The principal of and interest on such bonds shall be first payable in the manner provided in this act from the proceeds of state excise taxes on motor vehicles and special fuels imposed by chapters 82.36, 82.37, and 82.38 RCW and from the tolls and revenues derived from the operation of such toll bridge.

NEW SECTION. Sec. 11. There is hereby created in the highway bond retirement fund in the state treasury a special account to be known as the Columbia river toll bridge account into which shall be deposited any capitalized interest from the proceeds of the bonds, and at least monthly all of the tolls and other revenues received from the operation of the toll bridge and from any interest which may be earned from the deposit or investment of these revenues after the payment of costs of operation, maintenance, management, and necessary repairs of the facility. The principal of and interest on the bonds shall be paid first from money deposited in the Columbia river toll bridge account in the highway bond retirement fund, and then, to the extent that money deposited in that account is insufficient to make any such payment when due, from the state excise taxes on motor vehicle and special fuels deposited in the highway bond retirement fund. There is hereby pledged the proceeds of state excise taxes on motor vehicle and special fuels imposed under chapters 82.36, 82.37, and 82.38 RCW to pay the bonds and interest thereon, and the legislature hereby agrees to continue to impose the same excise taxes on motor vehicle and special fuels in amounts sufficient to pay, when due, the principal and interest on the bonds if the money deposited in the Columbia river toll bridge account of the highway bond retirement fund is insufficient to make such payments. Not less than fifteen days prior to the date any interest or principal and interest payments are due, the state finance committee shall certify to the state treasurer such amount of additional moneys as may be required for debt service, and the treasurer shall thereupon transfer from the motor vehicle fund such amount from the proceeds of such excise taxes into the highway bond retirement fund. Any proceeds of such excise taxes required for these purposes shall first be taken from that portion of the motor vehicle fund which results from the imposition of the excise taxes on motor vehicle and special fuels and which is distributed to the state. If the proceeds from the excise taxes distributed to the state are ever insufficient to meet the required payments on principal or interest on the bonds when due, the amount required to make the payments on the principal or interest shall next be taken from that portion of the motor vehicle fund which results from the imposition of excise taxes on motor vehicle and special fuels and which is distributed to the state, counties, cities, and towns pursuant to RCW 46.68.100 as now existing or hereafter amended. Any payments of the principal or interest taken from the motor vehicle or special fuel tax revenues which are distributable to the counties, cities, and towns shall be repaid from the first moneys distributed to the state not required for redemption of the bonds or interest thereon.

The legislature covenants and pledges that it shall at all times provide sufficient revenues from the imposition of such excise taxes to pay the principal and interest due on the bonds.

NEW SECTION. Sec. 12. (1) The department of transportation is authorized to operate and assume full control of the bridge and shall fix and maintain the tolls and charges in the manner provided by RCW 47.56.240 so that when collected they will produce revenues sufficient to pay all expenses of operating, maintaining, managing, and repairing the toll bridge including all insurance costs and the amounts required to pay the principal and interest on the bonds when due and to satisfy the other obligations set forth in sections 1 through 17 of this 1979 act and RCW 47.56.220 as now or hereafter amended: PROVIDED, That revision of tolls and charges shall be determined by the department after considering the effect upon the traffic using the bridge and the projected revenues which will result from the increase of tolls and charges for the use of the bridge.

(2) To the extent that net revenues and income are insufficient to meet the required payments of principal and interest on bonds, the department shall use moneys pledged from the motor vehicle fund as provided in section 11 of this 1979 act.

(3) The payment of the principal of and the interest on the bonds shall constitute a first direct and exclusive charge and lien on all such tolls and other revenues and interest thereon received from the use and operation of the Columbia river toll bridge, after the payment of all expenses of operating, maintaining, managing, and repairing the toll bridge, and such tolls and revenues together with interest earned thereon, and all other money deposited in the Columbia river toll bridge account in the highway bond redemption fund, shall constitute a trust fund for the security and payment of such bonds, or bonds refunding such bonds, and shall not be used or pledged for any other purpose as long as such bonds or any of them are outstanding and unpaid.

(4) The state finance committee may on behalf of the state make such covenants in connection with the bond proceedings or otherwise to assure the maintenance of the tolls and charges on the Columbia river toll bridge, the proper application thereof, the proper operation, maintenance, management, and repair of the bridge to provide for and secure the timely payment of the bonds. Such covenants shall be binding on the department of transportation and transportation commission.

NEW SECTION. Sec. 13. All tolls or other revenues received from the operation of the Columbia toll bridge constructed with the proceeds of bonds issued and sold hereunder shall be paid over by the department of transportation to the state treasurer who shall deposit the same forthwith as demand deposits in such depository or depositories as may be authorized by law to receive deposits of state funds to the credit of a special trust fund to be designated as the toll revenue fund of the Columbia river toll bridge, which fund shall be a trust fund and shall at all times be kept segregated and set apart from all other funds.

After provision has been made for payment of costs of operation, maintenance, management and necessary repairs of the facility, the surplus moneys available in the toll revenue fund, or so much thereof as may be required, shall be transferred monthly to the Columbia river toll bridge account of the highway bond retirement fund to pay the principal of and interest on the bonds authorized by section 6 of this 1979 act.

NEW SECTION. Sec. 14. Any moneys from the motor vehicle fund used by the department for payment of expenses of location, maintenance, repair, and operation of the bridge and approaches, and principal or interest on any bonds issued pursuant to section 6 of this 1979 act, or any subsequent refunding bond issue, shall be repaid to the motor vehicle fund from revenues of the project after all such bonds

have been retired. Tolls shall be continued for any additional length of time necessary for this purpose.

NEW SECTION. Sec. 15. Except as otherwise provided by statute, the bonds issued under authority of section 6 of this 1979 act, the bonds authorized by RCW 47.60.560 through 47.60.640, the bonds authorized by chapter 5, Laws of 1979, and chapter 131, Laws of 1979, and any additional general obligation bonds of the state of Washington which may be authorized by the forty-sixth legislature or thereafter and which pledge motor vehicle and special fuel excise taxes for the payment of principal thereof and interest thereon shall be an equal charge and lien against the revenues from such motor vehicle and special fuel excise taxes.

NEW SECTION. Sec. 16. Upon the redemption of all bonds issued pursuant to section 6 of this 1979 act and the repayment of all other obligations to the motor vehicle fund as authorized by section 14 of this 1979 act, the department of transportation shall remove the tolls and transfer the bridge and its approaches to the city and/or counties having jurisdiction thereof, and the bridge and its approaches shall become a county road or in part a county road and in part a city street. The bridge, its approaches, and right of way shall be conveyed to the city or counties by deed executed by the secretary of transportation.

NEW SECTION. Sec. 17. Notwithstanding the provisions of RCW 47.56.220 as now or hereafter amended, the department may design and construct an additional bridge across the Columbia river in the vicinity of Columbia point.

NEW SECTION. Sec. 18. Sections 1 through 17 of this 1979 act shall be added to chapter 47.56 RCW.

Sec. 19. Section 47.56.220, chapter 13, Laws of 1961 as amended by section 8, chapter 131, Laws of 1979' and RCW 47.56.220 are each amended to read as follows:

Except as otherwise provided in RCW 47.56.291 (~~and section 4 of this 1979 act~~), 47.56... (section 4, chapter 131, Laws of 1979), 47.56.710, and section 17 of this 1979 act, as long as any of the bonds issued hereunder for the construction of any toll bridge are outstanding and unpaid, there shall not be erected, constructed, or maintained any other bridge or other crossing over, under, through, or across the waters over which such toll bridge is located or constructed, connecting or joining directly or indirectly the lands or extensions thereof or abutments thereon on both sides of the waters spanned or crossed by such toll bridge within a distance of ten miles from either side of such toll bridge excepting bridges or other highway crossings actually in existence and being maintained, or for which there was outstanding an existing and lawfully issued franchise, at the time of the location of such toll bridge and prior to the time of the authorization of such ((~~revenue~~)) bonds, and no ferry or other similar means of crossing the said waters within the said distance and connecting or plying directly or indirectly between the lands or extensions thereof or abutments thereon on both sides of the waters spanned or crossed by such bridge shall be maintained or operated or permitted or allowed: PROVIDED, That ferries and other similar means of crossing actually in existence and being maintained and operated, or for which there was outstanding an existing and lawfully issued franchise, at the time of the location of such bridge and prior to the time of the authorization of such ((~~revenue~~)) bonds, may continue and be permitted to be operated and maintained under such existing rights and franchises, or any lawful renewal or extension thereof. The provisions of this section shall be binding upon the state department of transportation, the state of Washington, and all of its departments, agencies, or instrumentalities as well as any and all private, political, municipal, and public corporations and subdivisions, including cities, counties, and other political subdivisions, and the prohibitions of this section shall restrict and limit the powers of the legislature of the state of Washington in respect to the matters herein mentioned

as long as any of such bonds are outstanding and unpaid and shall be deemed to constitute a contract to that effect for the benefit of the holders of all such bonds.

NEW SECTION. Sec. 20. There is appropriated from the motor vehicle fund to the department of transportation for the biennium ending June 30, 1981, the sum of one million dollars, or so much thereof as may be necessary for the purpose of surveys, location, design, right of way, and all other things preliminary to the construction of the bridge and its approaches. All funds expended from this appropriation shall be considered a loan and shall be repaid to the motor vehicle fund upon the sale of bonds for this project.

NEW SECTION. Sec. 21. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected.

NEW SECTION. Sec. 22. This act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect immediately."

POINT OF INQUIRY

Senator Benitz: "Senator Talmadge, would the bridge that you raised the question about be supported and paid for entirely by tolls as our bridge will?"

Senator Talmadge: "I think the same difference. We would pay for it with the gas tax in the city of Seattle alone, and I guess that is a form of a toll too."

POINT OF INQUIRY

Senator Ridder: "Senator Benitz, I assume that the tolls on this bridge will be somewhat different from, I think it is the Maple Street Bridge in Spokane, that the studies have been more extensive or accurate perhaps?"

Senator Benitz: "I guess our record on paying for bridges with tolls is a very good one with the possible exception of some problem at the Maple Street Bridge in Spokane, but I understand that is smoothed out and it is a nice even road and it is working on its own in good shape. We do not anticipate such problems in the Tri-City area."

Senator Ridder: "Very good. Thank you."

The motion by Senator Henry carried and the amendment was adopted.

On motion of Senator Henry, the following amendment to the title was adopted:

In line 3 of the title, after "thereto;" insert "providing for the financing thereof by bonds and anticipation notes; amending section 47.56.220, chapter 13, Laws of 1961 as amended by section 8, chapter 131, Laws of 1979 and RCW 47.56.220: adding new sections to chapter 47.56 RCW; creating new sections; making an appropriation; and declaring an emergency."

On motion of Senator Henry, the rules were suspended, Engrossed Substitute Senate Bill No. 3034 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute Senate Bill No. 3034, and the bill passed the Senate by the following vote: Yeas, 41; nays, 1; excused, 7.

Voting yea: Senators Bausch, Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Fleming, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Marsh, Matson, McDermott, Moore, Morrison, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, von Reichbauer, Walgren, Williams, Wilson, Wojahn, Woody—41.

Voting nay: Senator Scott—1.

Excused: Senators Donohue, Gallagher, Keefe, Lysen, Newschwander, Vognild, Wanamaker—7.

ENGROSSED SUBSTITUTE SENATE BILL NO. 3034, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Henry, Engrossed Substitute Senate Bill No. 3034 was ordered immediately transmitted to the House.

SECOND READING

SUBSTITUTE HOUSE BILL NO. 912, by Committee on Energy and Utilities (originally sponsored by Representatives Sherman, McCormick, Haley and Douthwaite):

Providing for solar easements.

REPORT OF STANDING COMMITTEE

April 10, 1979.

SUBSTITUTE HOUSE BILL NO. 912, providing for solar easements (reported by Committee on Energy and Utilities):

MAJORITY recommendation: Do pass with the following amendments:

On page 1, strike everything after the enacting clause and insert the following:

NEW SECTION. Section 1. The legislature declares that the potential economic and environmental benefits of solar energy use are considered to be in the public interest; therefore, local governments are authorized to encourage and protect access to direct sunlight for solar energy systems. The legislature further declares that solar easements appropriate to assuring continued access to direct sunlight for solar energy systems may be created and may be privately negotiated.

NEW SECTION. Sec. 2. There is added to chapter 35.63 RCW a new section to read as follows:

As used in this chapter, "solar energy system" means any device or combination of devices or elements which rely upon direct sunlight as an energy source, including but not limited to any substance or device which collects sunlight for use in:

- (1) The heating or cooling of a structure or building;
- (2) The heating or pumping of water;
- (3) Industrial, commercial, or agricultural processes; or
- (4) The generation of electricity.

A solar energy system may be used for purposes in addition to the collection of solar energy. These uses include, but are not limited to, serving as a structural member or part of a roof of a building or structure and serving as a window or wall.

Sec. 3. Section 35.63.060, chapter 7, Laws of 1965 and RCW 35.63.060 are each amended to read as follows:

The commission may act as the research and fact finding agency of the municipality. To that end it may make such surveys, analyses, researches and reports as are generally authorized or requested by its council or board, or by the state with the approval of its council or board. The commission, upon such request or authority may also:

(1) Make inquiries, investigations, and surveys concerning the resources of the county, including but not limited to the potential for solar energy development and alternative means to encourage and protect access to direct sunlight for solar energy systems;

(2) Assemble and analyze the data thus obtained and formulate plans for the conservation of such resources and the systematic utilization and development thereof;

(3) Make recommendations from time to time as to the best methods of such conservation, utilization, and development;

(4) Cooperate with other commissions and with other public agencies of the municipality, state and United States in such planning, conservation, and development; and

(5) In particular cooperate with and aid the state within its territorial limits in the preparation of the state master plan provided for in RCW 43.21.190 and in advance planning of public works programs.

Sec. 4. Section 35.63.080, chapter 7, Laws of 1965 and RCW 35.63.080 are each amended to read as follows:

The council or board may provide for the preparation by its commission and the adoption and enforcement of coordinated plans for the physical development of the municipality. For this purpose the council or board, in such measure as is deemed reasonably necessary or requisite in the interest of health, safety, morals and the general welfare, upon recommendation by its commission, by general ordinances of the city or general resolution of the board, may regulate and restrict the location and the use of buildings, structures and land for residence, trade, industrial and other purposes; the height, number of stories, size, construction and design of buildings and other structures; the size of yards, courts and other open spaces on the lot or tract; the density of population; the set-back of buildings along highways, parks or public water frontages; and the subdivision and development of land; and may encourage and protect access to direct sunlight for solar energy systems. A council where such ordinances are in effect, may, on the recommendation of its commission provide for the appointment of a board of adjustment, to make, in appropriate cases and subject to appropriate conditions and safeguards established by ordinance, special exceptions in harmony with the general purposes and intent and in accordance with general or specific rules therein contained.

Sec. 5. Section 35.63.090, chapter 7, Laws of 1965 and RCW 35.63.090 are each amended to read as follows:

All regulations shall be worked out as parts of a comprehensive plan which each commission shall prepare for the physical and other generally advantageous development of the municipality and shall be designed, among other things, to encourage the most appropriate use of land throughout the municipality; to lessen traffic congestion and accidents; to secure safety from fire; to provide adequate light and air; to prevent overcrowding of land; to avoid undue concentration of population; to promote a coordinated development of the unbuilt areas; to encourage the formation of neighborhood or community units; to secure an appropriate allotment of land area in new developments for all the requirements of community life; to conserve and restore natural beauty and other natural resources; to encourage and protect access to direct sunlight for solar energy systems; and to facilitate the adequate provision of transportation, water, sewerage and other public uses and requirements.

NEW SECTION. Sec. 6. There is added to chapter 35A.63 RCW a new section to read as follows:

As used in this chapter, "solar energy system" means any device or combination of devices or elements which rely upon direct sunlight as an energy source including but not limited to any substance or device which collects sunlight for use in:

- (1) The heating or cooling of a structure or building;
- (2) The heating or pumping of water;
- (3) Industrial, commercial, or agricultural processes; or

(4) The generation of electricity.

A solar energy system may be used for purposes in addition to the collection of solar energy. These uses include, but are not limited to, serving as a structural member or part of a roof of a building or structure and serving as a window or wall.

Sec. 7. Section 35A.63.062, chapter 119, Laws of 1967 ex. sess. and RCW 35A.63.062 are each amended to read as follows:

The comprehensive plan may include also any or all of the following optional elements:

(1) A conservation element for the conservation, development, and utilization of natural resources.

(2) An open space, park, and recreation element.

(3) A transportation element showing a comprehensive system of surface, air, and water transportation routes and facilities.

(4) A public-use element showing general locations, designs, and arrangements of public buildings and uses.

(5) A public utilities element showing general plans for public and franchised services and facilities.

(6) A redevelopment or renewal element showing plans for the redevelopment or renewal of slum and blighted areas.

(7) An urban design element for general organization of the physical parts of the urban landscape.

(8) Other elements dealing with subjects that, in the opinion of the legislative body, relate to the development of the municipality, or are essential or desirable to coordinate public services and programs with such development.

(9) A solar energy element for encouragement and protection of access to direct sunlight for solar energy systems.

Sec. 8. Section 35A.63.100, chapter 119, Laws of 1967 ex. sess. and RCW 35A.63.100 are each amended to read as follows:

After approval of the comprehensive plan, as set forth above, the legislative body, in developing the municipality and in regulating the use of land, may implement or give effect to the comprehensive plan or parts thereof by ordinance or other action to such extent as the legislative body deems necessary or appropriate. Such ordinances or other action may provide for:

(1) Adoption of an official map and regulations relating thereto designating locations and requirements for one or more of the following: Streets, parks, public buildings, and other public facilities, and protecting such sites against encroachment by buildings and other physical structures.

(2) Dividing the municipality, or portions thereof, into appropriate zones within which specific standards, requirements, and conditions may be provided for regulating the use of public and private land, buildings, and structures, and the location, height, bulk, number of stories, and size of buildings and structures, size of yards, courts, open spaces, density of population, ratio of land area to the area of buildings and structures, setbacks, area required for off-street parking, protection of access to direct sunlight for solar energy systems, and such other standards, requirements, regulations, and procedures as are appropriately related thereto. The ordinance encompassing the matters of this subsection is hereinafter called the "zoning ordinance". No zoning ordinance, or amendment thereto, shall be enacted by the legislative body without at least one public hearing, notice of which shall be given as set forth in RCW 35A.63.070. Such hearing may be held before the planning agency or the board of adjustment or such other body as the legislative body shall designate.

(3) Adoption of design standards, requirements, regulations, and procedures for the subdivision of land into two or more parcels, including, but not limited to, the approval of plats, dedications, acquisitions, improvements, and reservation of sites for public use.

(4) Scheduling public improvements on the basis of recommended priorities over a period of years, subject to periodic review.

(5) Such other matters as may be otherwise authorized by law or as the legislative body deems necessary or appropriate to effectuate the goals and objectives of the comprehensive plan or parts thereof and the purposes of this chapter.

NEW SECTION. Sec. 9. There is added to chapter 36.70 RCW a new section to read as follows:

As used in this chapter, "solar energy system" means any device or combination of devices or elements which rely upon direct sunlight as an energy source, including but not limited to any substance or device which collects sunlight for use in:

- (1) The heating or cooling of a structure or building;
- (2) The heating or pumping of water;
- (3) Industrial, commercial, or agricultural processes; or
- (4) The generation of electricity.

A solar energy system may be used for purposes in addition to the collection of solar energy. These uses include, but are not limited to, serving as a structural member or part of a roof of a building or structure and serving as a window or wall.

Sec. 10. Section 36.70.350, chapter 4, Laws of 1963 and RCW 36.70.350 are each amended to read as follows:

A comprehensive plan may include—

(1) a conservation element for the conservation, development and utilization of natural resources, including water and its hydraulic force, forests, water sheds, soils, rivers and other waters, harbors, fisheries, wild life, minerals and other natural resources,

(2) a solar energy element for encouragement and protection of access to direct sunlight for solar energy systems,

(3) a recreation element showing a comprehensive system of areas and public sites for recreation, natural reservations, parks, parkways, beaches, playgrounds and other recreational areas, including their locations and proposed development,

~~((3))~~ (4) a transportation element showing a comprehensive system of transportation, including general locations of rights of way, terminals, viaducts and grade separations. This element of the plan may also include port, harbor, aviation and related facilities,

~~((4))~~ (5) a transit element as a special phase of transportation, showing proposed systems of rail transit lines, including rapid transit in any form, and related facilities,

~~((5))~~ (6) a public services and facilities element showing general plans for sewerage, refuse disposal, drainage and local utilities, and rights of way, easements and facilities for such services,

~~((6))~~ (7) a public buildings element, showing general locations, design and arrangements of civic and community centers, and showing locations of public schools, libraries, police and fire stations and all other public buildings,

~~((7))~~ (8) a housing element, consisting of surveys and reports upon housing conditions and needs as a means of establishing housing standards to be used as a guide in dealings with official controls related to land subdivision, zoning, traffic, and other related matters,

~~((8))~~ (9) a renewal and/or redevelopment element comprising surveys, locations, and reports for the elimination of slums and other blighted areas and for community renewal and/or redevelopment, including housing sites, business and industrial sites, public building sites and for other purposes authorized by law,

~~((9))~~ (10) a plan for financing a capital improvement program,

((+0)) (11) as a part of a comprehensive plan the commission may prepare, receive and approve additional elements and studies dealing with other subjects which, in its judgment, relate to the physical development of the county.

Sec. 11. Section 36.70.560, chapter 4, Laws of 1963 and RCW 36.70.560 are each amended to read as follows:

Official controls may include:

(1) Maps showing the exact boundaries of zones within each of which separate controls over the type and degree of permissible land uses are defined;

(2) Maps for streets showing the exact alignment, gradients, dimensions and other pertinent features, and including specific controls with reference to protecting such accurately defined future rights of way against encroachment by buildings, other physical structures or facilities;

(3) Maps for other public facilities, such as parks, playgrounds, civic centers, etc., showing exact location, size, boundaries and other related features, including appropriate regulations protecting such future sites against encroachment by buildings and other physical structures or facilities;

(4) Specific regulations and controls pertaining to other subjects incorporated in the comprehensive plan or establishing standards and procedures to be employed in land development including, but not limited to, subdividing of land and the approval of land plats and the preservation of streets and lands for other public purposes requiring future dedication or acquisition and general design of physical improvements, and the encouragement and protection of access to direct sunlight for solar energy systems.

NEW SECTION. Sec. 12. There is added to chapter 64.04 RCW a new section to read as follows:

(1) As used in this chapter:

(a) "Solar energy system" means any device or combination of devices or elements which rely upon direct sunlight as an energy source, including but not limited to any substance or device which collects sunlight for use in:

(i) The heating or cooling of a structure or building;

(ii) The heating or pumping of water;

(iii) Industrial, commercial, or agricultural processes; or

(iv) The generation of electricity.

A solar energy system may be used for purposes in addition to the collection of solar energy. These uses include, but are not limited to, serving as a structural member or part of a roof of a building or structure and serving as a window or wall; and

(b) "Solar easement" means a right, expressed as an easement, restriction, covenant, or condition contained in any deed, contract, or other written instrument executed by or on behalf of any landowner for the purpose of assuring adequate access to direct sunlight for solar energy systems.

(2) Any solar easement shall be created in writing and shall be subject to the same conveyancing and instrument recording requirements as other easements.

(3) A solar easement shall be appurtenant and run with the land or lands benefited and burdened, unless otherwise provided in the easement.

(4) Any instrument creating a solar easement shall include but not be limited to:

(a) A description of the real property subject to the solar easement and a description of the real property benefiting from the solar easement; and

(b) The vertical and horizontal angles, expressed in degrees and measured from the site of the solar energy system, at which the solar easement extends over real property subject to the easement; or any other definite and certain description of the space in which obstruction of direct sunlight is prohibited or limited.

(5) Any instrument creating a solar easement may include:

(a) The terms or conditions or both under which the solar easement is granted or will be terminated; and

(b) Any provisions for compensation to the owner of property benefiting from the solar easement in the event of interference with the enjoyment of the solar easement, or compensation to the owner of the property subject to the solar easement for maintaining the solar easement.

NEW SECTION. Sec. 13. There is added to chapter 64.04 RCW a new section to read as follows:

In any action for interference with a solar easement, if the instrument creating the easement does not specify any appropriate and applicable remedies, the court may choose one or more of the following remedies as it deems appropriate:

(1) Actual damages as measured by increased charges for supplemental energy, the capital cost of the solar energy system, and/or the cost of additional equipment necessary to supply sufficient energy:

(a) From the time the interference began until the actual or expected cessation of the interference; or

(b) If the interference is not expected to cease, in a lump sum which represents the present value of the damages from the time the interference began until the normally expected end of the useful life of the equipment which was interfered with;

(2) Reasonable and necessary attorney's fees as fixed by the court; and

(3) An injunction against the interference.

NEW SECTION. Sec. 14. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected."

On page 1, on line 1 of the title, after "easements;" strike the remainder of the title and insert "amending section 35.63.060, chapter 7, Laws of 1965 and RCW 35.63.060; amending section 35.63.080, chapter 7, Laws of 1965 and RCW 35.63.080; amending section 35.63.090, chapter 7, Laws of 1965 and RCW 35.63.090; amending section 35A.63.062, chapter 119, Laws of 1967 ex. sess. and RCW 35A.63.062; amending section 35A.63.100, chapter 119, Laws of 1967 ex. sess. and RCW 35A.63.100; amending section 36.70.350, chapter 4, Laws of 1963 and RCW 36.70.350; amending section 36.70.560, chapter 4, Laws of 1963 and RCW 36.70.560; adding a new section to chapter 35.63 RCW; adding a new section to chapter 35A.63 RCW; adding a new section to chapter 36.70 RCW; adding new sections to chapter 64.04 RCW; and creating a new section."

Signed by: Senators Bottiger, Chairman; Hayner, Lysen, North, Williams, Wilson, Woody.

The bill was read the second time by sections.

Senator Bottiger moved adoption of the committee amendment.

On motion of Senator Bottiger, the following amendments to the committee amendment were adopted:

On page 14, line 1, strike "Any" and insert "A"

On page 14, line 1, after "easement" insert "is an interest in real property, and"

On page 14, line 18 after "(b)" strike everything down to and including "limited." on line 26 and insert "A description of the extent of the solar easement which is sufficiently certain to allow the owner of the real property subject to the easement to ascertain the extent of the easement. Such description may be made by describing the vertical and horizontal angles, expressed in degrees, at which the solar easement extends over the real property subject to the easement and the points from which those angles are to be measured, or the height over the property above which the solar easement extends, or a prohibited shadow pattern, or any other reasonably certain description."

On page 15, beginning on line 12, strike "of the following"

On page 15, beginning on line 13, after "remedies" strike "as it deems appropriate" and insert "including but not limited to the following"

On page 15, after line 37, insert the following:

"NEW SECTION, Sec. 14. There is added to chapter 64.04 RCW a new section to read as follows:

A solar easement created under this chapter may only be created by written agreement. Nothing in this chapter shall be deemed to create or authorize the creation of an implied easement or a prescriptive easement."

Renumber the remaining section consecutively

The motion by Senator Bottiger carried and the committee amendment, as amended, was adopted.

On motion of Senator Bottiger, the committee amendment to the title was adopted.

MOTION

On motion of Senator Wilson, Senators Fleming and Jones were excused.

On motion of Senator Bottiger, the rules were suspended, Substitute House Bill No. 912, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

POINT OF INQUIRY

Senator Van Hollebeke: "Senator, did you say that we passed a bill in substantially the same form in the Senate previously?"

Senator Bottiger: "Yes, Senator."

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 912, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 36; nays, 1; absent or not voting, 3; excused, 9.

Voting yea: Senators Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Henry, Lee, Lewis, Marsh, Matson, McDermott, Moore, Morrison, North, Odegaard, Peterson, Quigg, Ridder, Scott, Sellar, Shinpoch, Talmadge, Van Hollebeke, von Reichbauer, Walgren, Williams, Wilson, Wojahn, Woody—36.

Voting nay: Senator Pullen—1.

Absent or not voting: Senators Bausch, Rasmussen, Talley—3.

Excused: Senators Donohue, Fleming, Gallagher, Jones, Keefe, Lysen, Newschwander, Vognild, Wanamaker—9.

SUBSTITUTE HOUSE BILL NO. 912, as amended by the Senate, 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.

SECOND READING

SUBSTITUTE HOUSE BILL NO. 706, by Committee on Appropriations (originally sponsored by Representatives Burns and Haley) (by Office of Financial Management request):

Authorizing the director of financial management to evaluate and satisfy certain sundry claims against the state.

REPORT OF STANDING COMMITTEE

April 18, 1979.

SUBSTITUTE HOUSE BILL NO. 706, authorizing the director of financial management to evaluate and satisfy certain sundry claims against the state (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass with the following amendments:

On page 2, line 3 after "decision" and before "shall" insert ", if adverse to the claimant in whole or part,"

On page 2, line 4, after "legislature" and before the period, insert ": PROVIDED, That if the claimant accepts any part of his or her claim which is approved for payment by the director, such acceptance shall constitute a waiver and release of the state from any further claims relating to the damage or injury asserted in the claim so accepted. The director shall submit to the Senate Committee on Ways and Means and to the House Committee on Appropriations, at the beginning of each regular session, a comprehensive list of all claims paid pursuant to this subsection during the preceding two years"

Signed by: Senators Donohue, Chairman; McDermott, Vice Chairman; Clarke, Gaspard, Goltz, Jones, Marsh, Morrison, Rasmussen, Shinpoch, Wojahn.

The bill was read the second time by sections.

Senator Shinpoch moved the committee amendments be considered and adopted simultaneously.

POINT OF INQUIRY

Senator Hayner: "If they are denied the right of the claim by OFM, can they still come to the legislature and make their claim against—to the committee?"

Senator Shinpoch: "If they are denied the claim, they can still come to the legislature and ask the legislature for approval. If the legislature still does not approve their claim, they still have the prerogative of going to the court."

POINT OF INQUIRY

Senator Van Hollebeke: "Senator, I just was quickly reading the amendment as you started to describe the part about the proviso, 'providing that acceptance of it would require that no further—would relinquish any further claim.' Is there anything in statute providing any mechanism for providing that claimants will understand that that is where they are? They might be accepting what they think is ten percent of what their claim should really be. Are they going to be advised, is there any assurance that they will be advised? I am particularly interested in anything statutory."

Senator Shinpoch: "Senator, I cannot tell you what the Washington Administrative Code reads relative to notification. You probably remember at one time as we were going through here that we made that have to be a portion on each warrant that went out that if they signed the warrant and cashed the warrant, then they were signing in effect that they were waiving additional claims upon the state, and I do not know whether that has been put into WAC or not. I cannot answer that."

Senator Van Hollebeke: "I think we should know that before we vote on this type of thing. I am very adverse to anything where any claimant relinquishes a claim without realizing that is what they are doing. They might have—these are claims often where they would not be represented by legal counsel."

Senator Shinpoch: "I would suggest that it would not be anything other than a WAC in any event and then a letter from a Senator, possibly the chairman of the ways and means, the signature of the chairman of the ways and means committee would be sufficient to assure that that was accomplished."

The motion by Senator Shinpoch carried and the committee amendments were adopted.

On motion of Senator Shinpoch, the rules were suspended, Substitute House Bill No. 706, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 706, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 41; nays, 1; excused, 7.

Voting yea: Senators Bausch, Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Fleming, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Marsh, Matson, McDermott, Moore, Morrison, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, von Reichbauer, Walgren, Williams, Wilson, Wojahn, Woody—41.

Voting nay: Senator Van Hollebeke—1.

Excused: Senators Donohue, Gallagher, Keefe, Lysen, Newschwander, Vognild, Wanamaker—7.

SUBSTITUTE HOUSE BILL NO. 706, as amended by the Senate, 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.

MOTIONS

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

On motion of Senator Walgren, the following Senate Resolutions were referred to the Committee on Rules:

1979-74 Transfer enforcement personnel—study

1979-76 Structure community college district system—study

On motion of Senator Walgren, the Senate commenced consideration of Senate Resolution 1979-75.

On motion of Senator Bausch, the following resolution was adopted:

SENATE RESOLUTION 1979-75

By Senators Bausch, Odegaard, Bottiger, Conner and Quigg:

WHEREAS, The postmark for the City of Olympia has great historical significance since Olympia is the capital of the State of Washington; and

WHEREAS, In an attempt to increase efficiency, the United States postal service is considering terminating the use of the Olympia postmark; and

WHEREAS, The praiseworthy goal of increased efficiency conflicts with the less tangible but more important goals of strengthening citizens' ties with their local communities, citizens' pride in their past, and our children's sense of stability and continuity;

NOW, THEREFORE, BE IT RESOLVED, By the Senate of the State of Washington, That the Senate shares and supports the concern and interest of the present and future citizens of the State of Washington in the continued use of the Olympia postmark; and

BE IT FURTHER RESOLVED, That the President of the Senate of the State of Washington immediately transmit copies of this resolution to the mayor of the City of Olympia, Washington, the Postmaster General, the President of the United States Senate, the Speaker of the United States House of Representatives, and each member of Congress from the State of Washington.

MOTION

On motion of Senator Walgren, the Senate returned to the fourth order of business.

MESSAGE FROM THE HOUSE

April 23, 1979.

Mr. President: The House has receded from its amendment to page 11, line 34 to SUBSTITUTE SENATE BILL NO. 2058 and has passed the bill without the amendment, and said bill is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

The President declared the question before the Senate to be the roll call on final passage of Substitute Senate Bill No. 2058, with the remaining House amendments.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 2058, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 41; nays, 1; absent or not voting, 1; excused, 6.

Voting yea: Senators Bausch, Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Fleming, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Henry, Lee, Lewis, Lysen, Marsh, Matson, Moore, Morrison, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, von Reichbauer, Walgren, Williams, Wilson, Wojahn, Woody—41.

Voting nay: Senator McDermott—1.

Absent or not voting: Senator Jones—1.

Excused: Senators Donohue, Gallagher, Keefe, Newschwander, Vognild, Wanamaker—6.

SUBSTITUTE SENATE BILL NO. 2058, as amended by the House, 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 10:08 a.m., on motion of Senator Walgren, the Senate recessed until 11:50 a.m.

SECOND MORNING SESSION

The President called the Senate to order at 11:50 a.m.

MOTIONS

On motion of Senator Walgren, the Senate advanced to the sixth order of business.

On motion of Senator Walgren, the Senate commenced consideration of House Bill No. 1175.

SECOND READING

HOUSE BILL NO. 1175, by Representative Thompson:
Modifying procedures for settling claims against the state.
The bill was read the second time by sections.

On motion of Senator Shinpoch, the rules were suspended, House Bill No. 1175 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 1175, and the bill passed the Senate by the following vote: Yeas, 47; excused, 2.

Voting yea: Senators Bausch, Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Fleming, Gallagher, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Lysen, Marsh, Matson, McDermott, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—47.

Excused: Senators Donohue, Keefe—2.

HOUSE BILL NO. 1175, 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.

SECOND READING

HOUSE BILL NO. 33, by Representatives Taller, Nelson (G.A.), Struthers, Ehlers and Sanders:

Establishing certain fees relating to corporations which may be charged by the secretary of state.

The bill was read the second time by sections.

On motion of Senator Rasmussen, the rules were suspended, House Bill No. 33 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 33 and the bill passed the Senate by the following vote: Yeas, 47; excused, 2.

Voting yea: Senators Bausch, Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Fleming, Gallagher, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Lysen, Marsh, Matson, McDermott, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—47.

Excused: Senators Donohue, Keefe—2.

HOUSE BILL NO. 33, 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.

SECOND READING

SENATE BILL NO. 2944, by Senator Rasmussen (by Office of Financial Management request):

Relating to state government.

MOTIONS

On motion of Senator Rasmussen, Second Substitute Senate Bill No. 2944 was substituted for Senate Bill No. 2944 and the second substitute bill was placed on second reading and read the second time in full.

On motion of Senator Rasmussen, the rules were suspended, Second Substitute Senate Bill No. 2944 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Second Substitute Senate Bill No. 2944, and the bill passed the Senate by the following vote: Yeas, 46; absent or not voting, 1; excused, 2.

Voting yea: Senators Bausch, Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Fleming, Gallagher, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Lysen, Marsh, Matson, McDermott, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Quigg, Rasmussen, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—46.

Absent or not voting: Senator Pullen—1.

Excused: Senators Donohue, Keefe—2.

SECOND SUBSTITUTE SENATE BILL NO. 2944, 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.

SECOND READING

SUBSTITUTE HOUSE BILL NO. 1347, by Committee on Institutions (originally sponsored by Representatives Struthers and Becker):

Permitting the exemption of certain mental health services to school children from charging of fees.

The bill was read the second time by sections.

On motion of Senator Day, the rules were suspended, Substitute House Bill No. 1347 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 1347, and the bill passed the Senate by the following vote: Yeas, 46; absent or not voting, 1; excused, 2.

Voting yea: Senators Bausch, Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Fleming, Gallagher, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Lysen, Marsh, Matson, McDermott, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Quigg, Rasmussen, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—46.

Absent or not voting: Senator Pullen—1.

Excused: Senators Donohue, Keefe—2.

SUBSTITUTE HOUSE BILL NO. 1347, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Wilson, Senator Fleming was excused.

SECOND READING

ENGROSSED SUBSTITUTE HOUSE BILL NO. 557, by Committee on Education (originally sponsored by Representatives Warnke, Polk, Chandler, Heck, North, Bauer, Rosbach and Nelson (G.A.)):

Setting forth procedure to reimburse school districts for operating costs in transportation of students.

The Senate resumed consideration of Engrossed Substitute House Bill No. 557. On Tuesday, April 24, 1979, the committee amendment was moved for adoption. Earlier today the committee amendment was adopted.

On motion of Senator McDermott, the committee amendment to the title was adopted.

On motion of Senator McDermott, the rules were suspended, Engrossed Substitute House Bill No. 557, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute House Bill No. 557, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 44; nays, 1; absent or not voting, 1; excused, 3.

Voting yea: Senators Bausch, Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Gallagher, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Lysen, Marsh, Matson, McDermott, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Quigg, Rasmussen, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—44.

Voting nay: Senator Vognild—1.

Absent or not voting: Senator Pullen—1.

Excused: Senators Donohue, Fleming, Keefe—3.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 557, as amended by the Senate, 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.

SECOND READING

ENGROSSED HOUSE BILL NO. 358, by Representatives Burns, Bender, Eng, Lux, Charnley, Nelson (D), Kreidler, King, Maxie, Haley, Grimm, Pruitt, Isaacson and Bauer:

Abolishing certain fees at community colleges for certain students seeking to finish their high school education.

The bill was read the second time by sections.

On motion of Senator Goltz, the rules were suspended, Engrossed House Bill No. 358 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

POINT OF INQUIRY

Senator Rasmussen: "Senator Goltz, it indicates that there is approximately \$659,708—one million, one hundred eighty-nine thousand, five hundred and twenty-nine thousand from the general fund. Could you explain that?"

Senator Goltz: "I am sorry. You are looking at the . . ."

Senator Rasmussen: "Analysis."

Senator Goltz: "The amount of cost involved in this bill is that there would be approximately, in tuition and fees, \$530,000; and operating fees, approximately

\$721,000; and student activity fees, \$81,000, a total for 1979-80, \$1,333,000 and that for a biennium converts to \$2,400,000 for 9,180 students who would participate in this program."

Senator Rasmussen: "That will be a reduction in funds available to the community colleges?"

Senator Goltz: "Yes, the community colleges used to resist this kind of legislation because it does represent a fund reduction available throughout the system. However, they have come now with a policy to say that they are willing to assume that responsibility within their fee structure and to, as I said earlier, used the term 'eat the expense' of providing this opportunity for this number of students."

Senator Rasmussen: "One more question then, Senator Goltz. Evidently if they have been receiving this revenue or anticipate receiving it, the fees that are charged have not held those people back from going in and completing their education?"

Senator Goltz: "First of all, Senator Rasmussen, I apologize—I used the wrong fiscal note. The revised fiscal note is a somewhat lesser amount. The two-year impact is \$1,189,580, but in response to your question, there are about 2,130 students who are now in the program. It is expected that this would go to approximately 9,000 students and I think—you know, the fiscal note reflects the increased number, so in some respects one could argue that the number who will be in the program as a result of this bill will be greater. Therefore, the fiscal note shows a greater fiscal impact, but these dollars would not be available to the community colleges if these students were not there in the first place."

Debate ensued.

POINT OF INQUIRY

Senator Van Hollebeke: "Senator Goltz, this bill indicates that the tuition fees will be waived, first of all, they shall waive them. That is running what? \$300 or a little less, something like that, for three quarters in the community colleges?"

Senator Goltz: "These are done really by credit because we are not waiving the tuition for all of the students who take college courses. We are only waiving the fee for that portion which applies toward a high school diploma and that amounts to \$4.15 per credit hour for tuition, \$5.65 per credit hour for operating fees."

Senator Van Hollebeke: "Then the next question, it also indicates that the student activity fees and operating fees and service and activity fees shall be waived. What does that amount to for a full term?"

Senator Goltz: "The estimated amount for 9,180 students would be, for all the districts, \$81,568."

Senator Van Hollebeke: "Just for my further education, what would it be for a full quarter, for one quarter for one person? If they were taking the full course, say fifteen credit hours or something?"

Senator Goltz: "They could not take fifteen credit hours under this program because they are only taking that—they would only be excused from that portion so it is done on a credit pro rata basis."

Senator Van Hollebeke: "What would it be for fifteen hours?"

Senator Goltz: "I do not have that information at hand, Senator. I can get it if you would like to have it."

Senator Van Hollebeke: "Thank you."

Further debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 358, and the bill passed the Senate by the following vote: Yeas, 27; nays, 19; absent or not voting, 1; excused, 2.

Voting yea: Senators Bausch, Bluechel, Bottiger, Conner, Day, Fleming, Gallagher, Gaspard, Goltz, Gould, Lysen, Marsh, McDermott, Moore, North, Odegaard, Peterson, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, von Reichbauer, Walgren, Williams, Woody—27.

Voting nay: Senators Benitz, Clarke, Guess, Hansen, Hayner, Jones, Lee, Lewis, Matson, Morrison, Newschwander, Pullen, Quigg, Rasmussen, Van Hollebeke, Vognild, Wanamaker, Wilson, Wojahn—19.

Absent or not voting: Senator Henry—1.

Excused: Senators Donohue, Keefe—2.

ENGROSSED HOUSE BILL NO. 358, 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.

SIGNED BY THE PRESIDENT

The President signed:

SUBSTITUTE SENATE BILL NO. 2197,
SUBSTITUTE SENATE BILL NO. 2422.

MOTION

At 12:30 p.m., on motion of Senator Walgren, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The President called the Senate to order at 2:00 p.m.

MOTIONS

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

On motion of Senator Walgren, the Senate commenced consideration of Senate Resolution 1979-77.

Senator Moore moved adoption of the following resolution:

SENATE RESOLUTION 1979-77

By Senator Moore:

WHEREAS, The State Public Disclosure Commission was created by a vote of the people, in the adoption of Initiative 276 in November, 1972; and

WHEREAS, Such a commission serves the public interest; and

WHEREAS, Administration of the Public Disclosure Commission should be even-handed and non-partisan; and

WHEREAS, The public will be served best by public disclosure reporting requirements which are simple, not complex, and which requirements can be readily complied with by candidates for public office and members of the public subject to the jurisdiction of the agency; and

WHEREAS, Forms utilized by the Public Disclosure Commission defy the best analysis of those required to conform to the law; and

WHEREAS, Complex, unintelligible forms defeat the purpose for which they are designed; and

WHEREAS, Baffling, incomprehensible reporting requirements can have a chilling effect on the participation of our citizens in the political process; and

WHEREAS, Public Disclosure Commission forms can be clarified without preventing the gathering of the type of information which is now collected or frustrating the aim of such disclosure;

NOW, THEREFORE, BE IT RESOLVED, BY THE SENATE OF THE STATE OF WASHINGTON, That the Public Disclosure Commission take all steps necessary to simplify its reporting forms so that public officials and citizens of the state may more readily understand and comply with the requirements of the commission, as it interprets its responsibilities under the law.

REMARKS BY SENATOR MOORE

Senator Moore: "Ladies and gentlemen of the Senate, I rise to share with you some observations I have as a citizen legislator who is holding public office for the first time.

"As most of you know, I'm possibly the oldest freshman Senator who has ever served with this distinguished body. Although I hold my first public office quite late in life, I have long been involved with the political process. I might say that during my lifetime I have known both good and bad elected officials. I have also known brilliant administrators and bureaucrats who did a great deal to frustrate the aims of good government.

"Ultimately, I've concluded that open and honest government is the best government, and it is for this reason that I rise to introduce a resolution honoring the Public Disclosure Commission—and at the same time, urging it to increase its effectiveness in the State of Washington.

"Although I'm new to public office, I have long been familiar with the reporting requirements of the PDC. I find the information requested by the PDC to be pertinent and fair and a great step toward insuring that public officials honor the public trust that has been placed in them. I think it is incumbent on the Legislature to express its respect for that body, for it is one of the greatest assets we have in maintaining our credibility with the electorate.

"At the same time, however, I wish to urge the Commission to take some steps which will enhance its own effectiveness.

"It is my experience that it is quite often very difficult to comply with the worthwhile requests of the Commission because of the confusing nature of the forms public officials and candidates are required to fill out. As a businessman, I have a great respect for records keeping, and I know how vital it is to maintain audit trails and similar data for a multitude of purposes. Keeping such records for the PDC is not only helpful for the public, it even can help me keep track of the business aspects of operating a political campaign.

"However, I would like to point out that my own certified public accountant was unable to use the PDC forms for record keeping. The fact is, the forms are as easy for an unlearned person to fill out as for a trained bookkeeper, because the forms are equally confusing for both. I conclude from this that while the forms are convenient for the PDC, they are not understandable for the multitude of private individuals who toss their hats into the political ring in the interest of serving the public.

"Therefore, at the same time that we consider a resolution honoring the PDC for its important contribution, I am including suggestions in the resolution that the PDC work to make itself more effective. I believe it can do this by continuing to request the information it seeks now, but simplifying the forms on which the information is reported, so that the information is just as easy for public servants to submit as it is for the PDC to accumulate."

Debate ensued.

The motion by Senator Moore carried and the resolution was adopted.

MOTION

On motion of Senator Walgren, the Senate returned to the sixth order of business.

MOTION

On motion of Senator Sellar, Senators Fleming and Jones were excused.

SECOND READING

SUBSTITUTE HOUSE BILL NO. 334, by Committee on Parks and Recreation (originally sponsored by Representatives Hurley, Greengo and Brown):
Requiring land dedications by subdividers for parks.

REPORT OF STANDING COMMITTEE

April 6, 1979.

SUBSTITUTE HOUSE BILL NO. 334, requiring land dedications by subdividers for parks (reported by Committee on Parks and Recreation):

MAJORITY recommendation: Do pass with the following amendments:

Strike everything after the enacting clause and insert the following:

"Section 1. Section 11, chapter 5, Laws of 1965 as last amended by section 125, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 43.99.110 are each amended to read as follows:

There is created the ~~((interagency committee for outdoor))~~ council of recreation resources consisting of the commissioner of public lands, the director of parks and recreation, the director of game, the director of fisheries, ~~((the director of highways, and the director of commerce and economic development, the director of the department of ecology, and, by appointment of the governor, five members from the public at large who have a demonstrated interest in and a general knowledge of outdoor recreation in the state))~~ and nine members, who shall be appointed by the governor and confirmed by the senate. Members shall have a demonstrated interest in and a general knowledge of outdoor recreation in the state. One member shall be appointed from the public at large in each of the congressional districts existing in this state on the effective date of this 1979 act. One voting ex officio member shall be appointed from a list of three candidates submitted by the association of Washington cities and shall be an elected official from a city or town in Washington state. One voting ex officio member shall be appointed from a list of three candidates submitted by the Washington state association of counties and shall be an elected official from a county in Washington state. At least two of the nine members shall reside east of the crest of the Cascade mountains. The terms of the members ~~((appointed from the public at large))~~ shall commence on ~~((January))~~ July 1st of the year of appointment and shall be for ~~((three))~~ four years or until a successor is appointed, except in the case of appointments to fill vacancies which shall be for the remainder of the unexpired term; provided the first such members shall be appointed for terms as follows: One member for one year, ~~((two))~~ three members for two years, and ~~((two))~~ three members for three years, and two members for four years. The ~~((governor))~~ council shall ~~((appoint))~~ elect one of ~~((the))~~ its members ~~((from the public at large to serve))~~ as chairman ~~((of the committee for the duration of the member's term. Members employed by the state shall serve without additional pay and participation in the work of the committee shall be deemed performance of their employment))~~. Members ~~((from the public at large))~~ shall serve without pay, but shall be entitled to reimbursement individually for travel expenses incurred in performance of their duties as members of the ~~((committee))~~ council in accordance with RCW 43.03.050 and 43.03.060 as now existing or hereafter amended.

Sec. 2. Section 2, chapter 5, Laws of 1965 as amended by section 108, chapter 158, Laws of 1979 and RCW 43.99.020 are each amended to read as follows:

Definitions: As used in this chapter:

(1) "Marine recreation land" means any land with or without improvements which (a) provides access to, or in whole or in part borders on, fresh or salt water suitable for recreational use by watercraft, or (b) may be used to create, add to, or make more usable, bodies of water, waterways, or land, for recreational use by watercraft.

(2) "Public body" means any county, city, town, port district, park and recreation district, metropolitan park district, or other municipal corporation which is authorized to acquire or improve public outdoor recreation land, and shall also mean Indian tribes now or hereafter recognized as such by the federal government for participation in the land and water conservation program.

(3) "Tax on marine fuel" means motor vehicle fuel tax which is (a) tax on fuel used in, or sold or distributed for use in, any watercraft, (b) refundable pursuant to chapter 82.36 RCW, and (c) paid to the director of licensing with respect to taxable sales, distributions, or uses occurring on or after December 3, 1964.

(4) "Watercraft" means any boat, vessel, or other craft used for navigation on or through water.

(5) (~~"Committee"~~) "Council" means the (~~(interagency committee for outdoor)~~) council of recreation resources.

NEW SECTION. Sec. 3. There is added to chapter 5, Laws of 1965 and to chapter 43.99 RCW a new section to read as follows:

There is created the state technical advisory committee composed of the directors or the director's designee of the following five agencies:

- (1) The parks and recreation commission;
- (2) The department of natural resources;
- (3) The department of game;
- (4) The department of fisheries; and
- (5) The department of transportation.

The state technical advisory committee shall review agency requests to the council, including projects of the council, which affect the outdoor recreation program of the state and may make recommendations thereon. Members of the state technical advisory committee shall serve without additional pay and participation in the work of the state technical advisory committee shall be deemed performance of their employment. When requested by the council, members of the state technical advisory committee shall furnish assistance to the council from their departments for the analysis and review of proposed plans and projects.

NEW SECTION. Sec. 4. There is added to chapter 5, Laws of 1965 and to chapter 43.99 RCW a new section to read as follows:

There is created the local technical advisory committee which shall consist of six members to be selected by the director of the council of recreation resources. Each member shall serve a term of three years. Three members shall be appointed to represent Washington cities, one of whom shall be a resident of a city with a population of over twenty-five thousand persons, one of whom shall be a resident of a city with a population of under twenty-five thousand persons and over seventy-five hundred persons, and one of whom shall be a resident of a city with a population of under seventy-five hundred persons. Two members shall be appointed to represent Washington counties, one of whom shall be a resident of a county with a population of under seventy thousand persons and one of whom shall be a resident of a county with a population of over seventy thousand persons. One member shall be appointed to represent a Washington park and recreation district and shall reside within the boundaries of such a district. Members shall serve without pay but shall be entitled to reimbursement for travel expenses incurred in performance of their duties as

members of the committee in accordance with RCW 43.03.050 and 43.03.060 as now existing or hereafter amended.

The local technical advisory committee shall review project matters and proposals from the council of recreation resources which affect local outdoor recreation projects and may make recommendations thereon.

Sec. 5. Section 1, chapter 64, Laws of 1967 ex. sess. and RCW 43.30.300 are each amended to read as follows:

The department of natural resources is authorized:

(1) To construct, operate, and maintain primitive outdoor recreation facilities on lands under its jurisdiction which are of primitive character when deemed necessary by the department to achieve maximum effective development of such lands and resources consistent with the purposes for which the lands are held. This authority shall be exercised only after review by the (~~interagency committee for outdoor~~) council of recreation resources and determination by the (~~committee~~) council that the department is the most appropriate agency to undertake such construction, operation and maintenance. Such review is not required for authority exercised under the provisions of RCW 76.04.210.

(2) To acquire right of way and develop public access to lands under the jurisdiction of the department of natural resources and suitable for public outdoor recreation.

(3) To receive and expend funds from federal and state outdoor recreation funding measures for the purposes of RCW 43.30.300 and 79.08.109.

Sec. 6. Section 4, chapter 129, Laws of 1972 ex. sess. and RCW 43.83C.040 are each amended to read as follows:

The proceeds from the sale of the bonds deposited in the state and local improvements revolving account of the general fund under the terms of this chapter shall be divided into three shares as follows:

(1) Thirty-five percent of such proceeds shall be administered, subject to legislative appropriation, by the (~~interagency committee for outdoor~~) council of recreation resources through the outdoor recreation account and allocated to the state of Washington, or any agency or department thereof, for the acquisition, preservation, and development of recreation areas and facilities by the state. The (~~committee~~) council may use or permit the use of any portion of such share as matching funds in any case where federal, local, or other funds are made available on a matching basis for improvements within the purposes of this chapter.

(2) Thirty-five percent of such proceeds shall be administered, subject to legislative appropriation, by the (~~interagency committee for outdoor~~) council of recreation resources through the outdoor recreation account and allocated to public bodies for the acquisition, preservation, development, and improvement of recreational areas and facilities within the jurisdiction of such bodies. The (~~committee~~) council may use or permit the use of any portion of such share for loans or grants to public bodies including use as matching funds in any case where federal, local, or other funds are made available on a matching basis for improvements within the purposes of this chapter.

(3) Thirty percent of such proceeds shall be allocated to the state parks and recreation commission, subject to legislative appropriation, for improvement of existing state parks and the acquisition and preservation of historic sites and buildings. The commission may use or permit the use of any portion of such share as matching funds in any case where federal, local, or other funds are made available on a matching basis for improvements within the purposes of this chapter.

In the event that the bonds authorized by this chapter are sold in more than one series the above division into shares shall apply to the total proceeds of the bonds authorized by this chapter and not to the proceeds of each separate series.

Sec. 7. Section 8, chapter 5, Laws of 1965 as last amended by section 1, chapter 140, Laws of 1971 ex. sess. and RCW 43.99.080 are each amended to read as follows:

Moneys transferred to the outdoor recreation account from the marine fuel tax refund account may be used when appropriated by the legislature, as well as any federal or other funds now or hereafter available, to pay the necessary administrative and coordinative costs of the (~~(interagency committee for outdoor)~~) council of recreation resources established by RCW 43.99.110. All moneys so transferred, except those appropriated as aforesaid, shall be divided into two equal shares and shall be used to benefit watercraft recreation in this state as follows:

(1) One share by the state for (a) acquisition of title to, or any interests or rights in, marine recreation land, (b) capital improvement of marine recreation land, or (c) matching funds in any case where federal or other funds are made available on a matching basis for purposes described in (a) or (b);

(2) One share as grants to public bodies to help finance (a) acquisition of title to, or any interests or rights in, marine recreation land, or (b) capital improvement of marine recreation land. A public body is authorized to use a grant, together with its own contribution, as matching funds in any case where federal or other funds are made available for purposes described in (a) or (b). The (~~(committee)~~) council may prescribe further terms and conditions for the making of grants in order to carry out the purposes of this chapter.

Sec. 8. Section 7, chapter 126, Laws of 1967 ex. sess. and RCW 43.99A.070 are each amended to read as follows:

The proceeds from the sale of bonds deposited in the outdoor recreation account of the general fund under the terms of RCW 43.99A.050 shall be administered by the (~~(interagency committee for outdoor)~~) council of recreation resources. All such proceeds shall be divided into two equal shares. One share shall be allocated for the acquisition and development of outdoor recreation areas and facilities on behalf of the state as the legislature may direct by appropriation. The other share shall be allocated to public bodies as defined in RCW 43.99.020 for the acquisition and development of outdoor recreational areas and facilities within the jurisdiction of such public bodies. The (~~(interagency committee for outdoor)~~) council of recreation resources is authorized to use or permit the use of any funds derived from the sale of bonds authorized under this chapter as matching funds in any case where federal or other funds are made available on a matching basis for projects within the purposes of this chapter.

Sec. 9. Section 7, chapter 47, Laws of 1971 ex. sess. as last amended by section 129, chapter 158, Laws of 1979 and RCW 46.09.020 are each amended to read as follows:

As used in this chapter the following words and phrases shall have the designated meanings unless a different meaning is expressly provided or the context otherwise clearly indicates:

"Person" shall mean any individual, firm, partnership, association or corporation.

"Nonhighway vehicle" shall mean any self-propelled vehicle when used for recreation travel on trails and nonhighway roads or for recreation cross-country travel on any one of the following or a combination thereof: Land, water, snow, ice, marsh, swampland, and other natural terrain. Such vehicles shall include but are not limited to, two or four-wheel drive vehicles, motorcycles, dune buggies, amphibious vehicles, ground effects or air cushion vehicles, and any other means of land transportation deriving motive power from any source other than muscle or wind.

Nonhighway vehicle does not include:

- (1) Any vehicle designed primarily for travel on, over, or in the water;
- (2) Snowmobiles or any military vehicles; or

(3) Any vehicle eligible for a motor vehicle fuel tax exemption or rebate under chapter 82.36 RCW while an exemption or rebate is claimed. This exemption includes but is not limited to farm, construction, and logging vehicles.

"Off-road vehicle" or "ORV" means any nonhighway vehicle when used for cross-country travel on trails or on any one of the following or a combination thereof: Land, water, snow, ice, marsh, swampland and other natural terrain.

"ORV use permit" shall mean the permit system established for off-road vehicles in this state under this chapter.

"ORV trail" shall mean a corridor designated and maintained for recreational travel by off-road vehicles which is not normally suitable for travel by conventional two-wheel drive vehicles and where it is posted or designated by the managing authority of the property that the trail traverses as permitting ORV travel.

"ORV use area" means the entire area of a parcel of land except for camping and approved buffer areas where it is posted or designated for ORV use in accordance with rules adopted by the managing authority.

"Owner" shall mean the person other than the lienholder, having an interest in or title to a nonhighway vehicle, and entitled to the use or possession thereof.

"Operator" means each person who operates, or is in physical control of, any nonhighway vehicle.

"ORV moneys" shall mean those moneys derived from motor vehicle excise taxes on fuel used and purchased for providing the motive power for nonhighway vehicles as described in RCW 46.09.150, ORV use permit fees, and ORV dealer permit fees, provided these moneys are:

(1) Credited to the outdoor recreation account; or

(2) Credited to the ORV account for user education or for acquisition, planning, development, maintenance, and management of designated off-road vehicle trails and areas.

"Dealer" means a person, partnership, association, or corporation engaged in the business of selling off-road vehicles at wholesale or retail in this state.

"Department" shall mean the department of licensing.

"Director" shall mean the director of licensing.

~~("Committee")~~ "Council" shall mean the ~~((interagency committee for outdoor))~~ council of recreation resources.

"Hunt" shall mean any effort to kill, injure, capture, or purposely disturb a wild animal or wild bird.

"Nonhighway road" shall mean any road other than a highway generally capable of travel by a conventional two-wheel drive passenger automobile during most of the year and in use by such vehicles and which are private roads or controlled and maintained by the department of natural resources, the state parks and recreation commission and the state game department: PROVIDED, That such roads are not built or maintained by appropriations from the motor vehicle fund.

"Highway" for the purpose of this chapter only shall mean the entire width between the boundary lines of every way publicly maintained by the state department of transportation or any county or city when any part thereof is generally open to the use of the public for purposes of vehicular travel as a matter of right.

"Organized competitive event" shall mean any competition, advertised in advance through written notice to organized clubs or published in local newspapers, sponsored by recognized clubs, and conducted at a predetermined time and place.

Sec. 10. Section 16, chapter 47, Laws of 1971 ex. sess. as last amended by section 9, chapter 220, Laws of 1977 ex. sess. and RCW 46.09.110 are each amended to read as follows:

The moneys collected by the department as ORV use permit fees shall be distributed from time to time but at least once a year in the following manner:

(1) The department shall retain enough money to cover expenses incurred in the administration of this chapter: PROVIDED, That such retention shall never exceed eighteen percent of fees collected.

(2) Twenty percent of the moneys shall be placed in the ORV account, which is hereby established, in the general fund and shall be administered by the department of natural resources as ORV moneys. The department of natural resources shall use these moneys to develop a state-wide program of ORV user education and information. Any portion of these moneys not used to develop an ORV user education and information program shall be deposited in the outdoor recreation account and shall be distributed by the (~~(interagency committee for outdoor))~~ council of recreation resources under RCW 46.09.240.

(3) The remaining moneys shall be credited to the outdoor recreation account of the general fund as ORV moneys and shall be distributed by the (~~(interagency committee for outdoor))~~ council of recreation resources as specified in RCW 46.09.240.

Sec. 11. Section 22, chapter 47, Laws of 1971 ex. sess. as last amended by section 130, chapter 158, Laws of 1979 and RCW 46.09.170 are each amended to read as follows:

(1) From time to time, but at least once each year, the director of licensing shall request the state treasurer to refund from the motor vehicle fund one percent of the motor vehicle fuel tax revenues collected pursuant to chapter 82.36 RCW, less proper deductions for refunds and costs of collection as provided in RCW 46.68.090. The treasurer shall place these funds in the general fund as follows:

(a) Twenty-five percent shall be credited to the ORV account and administered by the department of natural resources solely for the acquisition, planning, development, maintenance, and management of nonhighway roads and recreation facilities;

(b) Three and one-half percent shall be credited to the ORV account and administered by the department of game solely for the acquisition, planning, development, maintenance, and management of nonhighway roads and recreation facilities;

(c) Twenty percent shall be credited to the ORV account and administered by the department of natural resources and shall be designated as ORV moneys to be used only for the acquisition, planning, development, maintenance, and management of designated off-road vehicle trails and areas; to construct campgrounds and trailheads which are necessary for the convenient use of designated ORV trails and areas; and to maintain those campgrounds and trailheads specifically constructed with ORV moneys: PROVIDED, HOWEVER, That the department of natural resources, two months prior to the acquisition and development of such trails, areas, campgrounds and trailheads for off-road vehicles, shall conduct a public hearing at a suitable location in the nearest town of five hundred population or more, and the department shall publish a notice of such hearing on the same day of each week for two consecutive weeks in a legal newspaper of general circulation in the county or counties where the property which is the subject of the proposed facility is located. The department of natural resources shall further file such notice of hearing with the department of ecology at the main office in Olympia and shall comply with the provisions of the state environmental policy act, chapter 43.21C RCW, and regulations promulgated thereunder; and

(d) Fifty-one and one-half percent shall be credited to the outdoor recreation account and designated as ORV moneys to be administered by the (~~(interagency committee for outdoor))~~ council of recreation resources and distributed in accordance with RCW 46.09.240.

(2) On a yearly basis no agency may expend more than thirteen percent of its share of the above amounts for general administration expenses incurred in carrying out the provisions of this chapter, and not more than fifty percent of its share of said

amount for education and law enforcement programs related to nonhighway vehicles.

(3) ORV moneys shall be expended only for the acquisition, planning, development, maintenance, and management of off-road vehicle trails and areas; for education and law enforcement programs related to nonhighway vehicles; to construct campgrounds and trailheads which are necessary for the convenient use of designated ORV trails and areas; and to maintain those campgrounds and trailheads specifically constructed with ORV moneys.

Sec. 12. Section 17, chapter 220, Laws of 1977 ex. sess. and RCW 46.09.240 are each amended to read as follows:

(1) The moneys deposited in the outdoor recreation account of the general fund derived from ORV use permit fees, ORV dealer permit fees, and motor vehicle excise taxes on fuel used and purchased for providing the motive power for nonhighway vehicles shall be administered by the (~~interagency committee for outdoor~~) council of recreation resources and shall be distributed at least once each year to state agencies, counties, and municipalities. The (~~interagency committee for outdoor~~) council of recreation resources may make intergovernmental agreements with federal agencies for the use of ORV moneys. The agreements shall contain the conditions for the use of these moneys.

The (~~committee~~) council shall prescribe methods, rules, and standards by which agencies may apply for and obtain moneys and shall determine the amount of money distributed to each applicant: PROVIDED, That agencies constructing off-road vehicle trails, campgrounds, and recreational areas and facilities shall consider the possibility of contracting with the state parks and recreation commission, the department of natural resources, or other federal, state and local agencies to employ the youth development and conservation corps or other youth crews to construct or assist in construction of such off-road vehicle trails, campgrounds, and recreational areas and facilities.

(2) The (~~interagency committee~~) council of recreation resources shall require that each applicant conduct a public hearing in the nearest town of five hundred population or more, and publish notice of such hearing on the same day of each week for two consecutive weeks in a newspaper of general circulation in the county or counties where the property which is subject of the proposed facility is located prior to the submission of its application. A written record and a magnetic tape recording of such hearings shall be included in the application to the committee.

(3) The (~~interagency committee for outdoor~~) council of recreation resources shall retain enough money from ORV moneys to cover expenses incurred in the administration of this chapter except that after June 30, 1979, the retention shall not exceed, on a yearly basis, three percent of the ORV moneys deposited in the outdoor recreation account.

Sec. 13. Section 18, chapter 220, Laws of 1977 ex. sess. and RCW 46.09.250 are each amended to read as follows:

Between June 30, 1977 and June 30, 1979 the (~~interagency committee for outdoor~~) council of recreation resources shall develop or cause to be developed a state-wide ORV plan which shall determine and reflect user densities and preferences and suitability and availability of designated ORV trails and areas within the state. The plan shall be maintained on a continuing basis with the plan document updated at least once every third biennium and shall be used by all participating agencies to guide distribution and expenditure of nonhighway vehicle funds.

Sec. 14. Section 19, chapter 220, Laws of 1977 ex. sess. and RCW 46.09.260 are each amended to read as follows:

The (~~(interagency committee)~~) council of recreation resources shall establish a committee of ORV recreationists, including representatives of organized ORV recreation groups, to advise in the development of a state-wide ORV plan, the development of a project funding system, the suitability of ORV projects submitted to the (~~(interagency committee)~~) council for funding and other aspects of ORV recreation as the need may arise.

Sec. 15. Section 8, chapter 75, Laws of 1977 ex. sess. and RCW 43.51.953 are each amended to read as follows:

The (~~(interagency committee for outdoor)~~) council of recreation resources is directed to assist the Yakima county commissioners in obtaining state, federal, and private funding for the acquisition, development, and operation of the Yakima river conservation area.

Sec. 16. Section 2, chapter 76, Laws of 1970 ex. sess. and RCW 67.32.020 are each amended to read as follows:

As used in this chapter, (~~"(IAC)"~~) "council" means the Washington state (~~(interagency committee for outdoor)~~) council of recreation resources, and "system" means the Washington state recreation trails system.

Sec. 17. Section 4, chapter 76, Laws of 1970 ex. sess. and RCW 67.32.040 are each amended to read as follows:

(1) The system shall be composed of trails as designated by the (~~(IAC)~~) council. Such trails shall meet the conditions established in this chapter and such supplementary criteria as the (~~(IAC)~~) council may prescribe.

(2) The (~~(IAC)~~) council shall establish a procedure whereby federal, state, and local governmental agencies and/or public and private organizations may propose trails for inclusion within the system. Such proposals will comply with the proposal requirements contained in RCW 67.32.060.

(3) In consultation with appropriate federal, state, and local governmental agencies and public and private organizations, the (~~(IAC)~~) council shall establish a procedure for public review of the proposals considered appropriate for inclusion in the state-wide trails system.

Sec. 18. Section 5, chapter 76, Laws of 1970 ex. sess. as amended by section 1, chapter 47, Laws of 1971 ex. sess. and RCW 67.32.050 are each amended to read as follows:

The (~~(IAC)~~) council shall prepare a state trails plan as part of the state-wide outdoor recreation and open space plan. Included in this plan shall be an inventory of existing trails and potential trail routes on all lands within the state presently being used or with potential for use by all types of trail users. Such trails plan may include general routes or corridors within which specific trails or segments thereof may be considered for designation as state recreation trails.

Sec. 19. Section 6, chapter 76, Laws of 1970 ex. sess. and RCW 67.32.060 are each amended to read as follows:

Before any specific existing or proposed trail is considered for designation as a state recreational trail, a proposal must be submitted to the (~~(IAC)~~) council showing the following:

(1) For existing trails:

(a) The route of such trail, including maps and illustrations, and the recommended mode or modes of travel to be permitted thereon;

(b) The characteristics that, in the judgment of the agency or organization proposing the trail, make it worthy of designation as a component of a state recreation trail or trail system;

(c) A map showing the current status of land ownership and use along the designated route;

(d) The name of the agency or combination of agencies that would be responsible for acquiring additional trail rights-of-way or easements, trail improvement,

operation and maintenance, and a statement from those agencies indicating the conditions under which they would be willing to accept those responsibilities;

(e) Any anticipated problems of maintaining and supervising the use of such trail and any anticipated hazards to the use of any land or resource adjacent to such trail;

(f) And such others as deemed necessary by the ((HAC)) council.

(2) In addition, for proposed trails or for existing trails which require additional right-of-way acquisition, easements, and/or development:

(a) The method of acquiring trail rights-of-way or easements;

(b) The estimated cost of acquisition of lands, or interest in land, if any is required;

(c) The plans for developing the trail and the estimated cost thereof;

(d) Proposed sources of funds to accomplish (2)(a) and (2)(b) of this section.

Sec. 20. Section 7, chapter 76, Laws of 1970 ex. sess. and RCW 67.32.070 are each amended to read as follows:

Following designation of a state recreation trail, the ((HAC)) council may coordinate:

(1) The agency or agencies that will acquire (where appropriate), develop and/or maintain the trail;

(2) The most appropriate location for the trail;

(3) Modes of travel to be permitted;

(4) And other functions as appropriate.

Sec. 21. Section 8, chapter 76, Laws of 1970 ex. sess. as last amended by section 21, chapter 220, Laws of 1977 ex. sess. and RCW 67.32.080 are each amended to read as follows:

The following seven categories of trails or areas are hereby established for purposes of this chapter:

(1) Cross-state trails which connect scenic, historical, geological, geographical, or other significant features which are characteristic of the state;

(2) Water-oriented trails which provide a designated path to, on, or along fresh and/or salt water in which the water is the primary point of interest;

(3) Scenic-access trails which give access to quality recreation, scenic, historic or cultural areas of state-wide or national significance;

(4) Urban trails which provide opportunities within an urban setting for walking, bicycling, horseback riding, or other compatible activities. Where appropriate, they will connect parks, scenic areas, historical points, and neighboring communities;

(5) Historical trails which identify and interpret routes which were significant in the historical settlement and development of the state;

(6) ORV vehicle trails which are suitable for use by both four-wheel drive vehicles and two-wheel vehicles. Such trails may be included as a part of the trail systems enumerated in subsections (1), (2), (3) and (5) of this section or may be separately designated;

(7) Off-road and off-trail areas which are suitable for use by both four-wheel drive vehicles and two-wheel vehicles. ((HAC)) The council shall coordinate an inventory and classification of such areas giving consideration to the type of use such areas will receive from persons operating four-wheel drive vehicles and two-wheel vehicles.

The planning and designation of trails shall take into account and give due regard to the interests of federal agencies, state agencies and bodies, counties, municipalities, private landowners and individuals, and interested recreation organizations. It is not required that the above categories be used to designate specific trails, but the ((HAC)) council will assure that full consideration is given to including trails from all categories within the system. As it relates to all classes of trails

and to all types of trail users, it is herein declared as state policy to increase recreational trail access to and within state and federally owned lands and private lands where access may be obtained. It is the intent of the legislature that public recreation facilities be developed as fully as possible to provide greater recreation opportunities for the citizens of the state. The purpose of this 1972 amendatory act is to increase the availability of trails and areas for off-road vehicles by granting authority to state and local governments to maintain a system of ORV trails and areas, and to fund the program to provide for such development. State lands should be used as fully as possible for all public recreation which is compatible with the income-producing requirements of the various trusts.

Sec. 22. Section 10, chapter 76, Laws of 1970 ex. sess. as amended by section 3, chapter 47, Laws of 1971 ex. sess. and RCW 67.32.100 are each amended to read as follows:

With the concurrence of any federal or state agency administering lands through which a state recreation trail may pass, and after consultation with local governments, private organizations and landowners which the ((~~HAE~~)) council knows or believes to be concerned, the ((~~HAE~~)) council may issue guidelines including, but not limited to: Encouraging the permissive use of volunteer organizations for planning, maintenance or trail construction assistance; trail construction and maintenance standards, a trail use reporting procedure, and a uniform trail mapping system.

Sec. 23. Section 11, chapter 76, Laws of 1970 ex. sess. and RCW 67.32.110 are each amended to read as follows:

The ((~~HAE~~)) council is authorized and encouraged to consult and to cooperate with any state, federal or local governmental agency or body, with private landowners, and with any privately owned utility having jurisdiction or control over or information concerning the use, abandonment or disposition of roadways, utility rights-of-way, or other properties suitable for the purpose of improving or expanding the system in order to assure, to the extent practicable, that any such properties having value for state recreation trail purposes may be made available for such use.

Sec. 24. Section 12, chapter 76, Laws of 1970 ex. sess. and RCW 67.32.120 are each amended to read as follows:

From time to time, the ((~~HAE~~)) council shall report to the governor and the legislature on the status of the state recreational trails system.

Sec. 25. Section 7, chapter 62, Laws of 1967 ex. sess. and RCW 43.99.095 are each amended to read as follows:

Interest earned on funds granted or made available by the ((~~committee~~)) council shall not be expended by the recipient but shall be returned to the outdoor recreation account of the general fund for disbursement by the ((~~committee~~)) council in accordance with general budget and accounting procedure.

Sec. 26. Section 10, chapter 5, Laws of 1965 and RCW 43.99.100 are each amended to read as follows:

Marine recreation land with respect to which money has been expended under RCW 43.99.080 shall not, without the approval of the ((~~committee~~)) council, be converted to uses other than those for which such expenditure was originally approved. The ((~~committee~~)) council shall only approve any such conversion upon conditions which will assure the substitution of other marine recreation land of at least equal fair market value at the time of conversion and of as nearly as feasible equivalent usefulness and location.

Sec. 27. Section 12, chapter 5, Laws of 1965 and RCW 43.99.120 are each amended to read as follows:

Any public body or any agency of state government authorized to acquire or improve public outdoor recreation land which desires funds from the outdoor recreation account shall submit to the ~~((committee))~~ council a six-year plan for developing outdoor recreation facilities within its authority and detailed plans for the projects sought to be financed from the outdoor recreation account, including estimated cost and such other information as the ~~((committee))~~ council may require. The ~~((committee))~~ council shall analyze all proposed plans and projects, and ~~((except as provided in RCW 43.99.140;))~~ shall recommend to the governor for inclusion in the budget such projects as it may approve and find to be consistent with an orderly plan for the acquisition and improvement of outdoor recreation lands in the state.

Sec. 28. Section 4, chapter 62, Laws of 1967 ex. sess. and RCW 43.99.122 are each amended to read as follows:

The ~~((committee))~~ council, subject to the authority and responsibility of the state planning agency, is authorized to prepare, maintain, and keep up-to-date a comprehensive plan for the development of the outdoor recreation resources of the state.

Sec. 29. Section 5, chapter 62, Laws of 1967 ex. sess. and RCW 43.99.124 are each amended to read as follows:

The ~~((committee))~~ council may apply to any appropriate agency or officer of the United States for participation in or the receipt of aid from any federal program respecting outdoor recreation not specifically designated for another fund or agency. It may enter into contracts and agreements with the United States or any appropriate agency thereof, keep financial and other records relating thereto, and furnish to appropriate officials and agencies of the United States such reports and information as may be reasonably necessary to enable such officials and agencies to perform their duties under such programs.

Sec. 30. Section 6, chapter 62, Laws of 1967 ex. sess. and RCW 43.99.126 are each amended to read as follows:

The ~~((committee for outdoor))~~ council of recreation resources shall make no commitment nor enter into any agreement until it has determined that sufficient funds are available to meet project costs. It is the legislative intent that, to such extent as may be necessary to assure the proper operation and maintenance of areas and facilities acquired or developed pursuant to any program participated in by this state under authority of this chapter, such areas and facilities shall be publicly maintained for outdoor recreation purposes. When requested by a state agency or public body, the ~~((committee))~~ council may enter into and administer agreements with the United States or any appropriate agency thereof for planning, acquisition, and development projects involving participating federal-aid funds on behalf of any state agency, public body, or subdivision of this state: PROVIDED, That recipients of funds give necessary assurances to the ~~((committee))~~ council that they have available sufficient matching funds to meet their shares, if any, of the cost of the project and that the acquired or developed areas will be operated and maintained at the expense of such state agency, public body, or subdivision for public outdoor recreation use.

Sec. 31. Section 13, chapter 5, Laws of 1965 as amended by section 3, chapter 62, Laws of 1967 ex. sess. and RCW 43.99.130 are each amended to read as follows:

~~((When requested by the committee, members employed by the state shall furnish assistance to the committee from their departments for the analysis and review of proposed plans and projects, and such assistance shall be a proper charge against the appropriations to the several agencies represented on the committee. Assistance may be in the form of money, personnel, or equipment and supplies, whichever is most suitable to the needs of the committee.))~~

The (~~committee shall employ an administrator and may employ an assistant administrator to serve at the pleasure of the committee and~~) council shall (~~appoint~~) employ a director who shall serve at the pleasure of the council and such professional, technical, and clerical personnel and other assistants and employees as may be necessary to carry out the work of the ((committee)) council.

Sec. 32. Section 15, chapter 5, Laws of 1965 and RCW 43.99.150 are each amended to read as follows:

The 1967 and subsequent legislatures shall appropriate funds requested in the budget for state agencies from the outdoor recreation account directly to the state agencies which are to expend such funds, and shall appropriate funds requested in the budget for grants to public bodies from the outdoor recreation account to the ((committee)) council for allocation and disbursement.

Sec. 33. Section 4, chapter 47, Laws of 1971 ex. sess. and RCW 67.32.130 are each amended to read as follows:

Volunteer organizations may assist public agencies, with the agency's approval, in the construction and maintenance of recreational trails in accordance with the guidelines issued by the ((interagency committee)) council of recreation resources. In carrying out such volunteer activities the members of the organizations shall not be considered employees or agents of the public agency administering the trails, and such public agencies shall not be subject to any liability whatsoever arising out of volunteer activities. The liability of public agencies to members of such volunteer organizations shall be limited in the same manner as provided for in RCW 4.24.210.

Sec. 34. Section 5, chapter 47, Laws of 1971 ex. sess. and RCW 67.32.140 are each amended to read as follows:

The state ((highways)) department of transportation shall consider plans for trails along and across all new construction projects, improvement projects, and along or across any existing highways in the state system as deemed desirable by the ((TAC)) council of recreation resources.

Sec. 35. Section 2, chapter 161, Laws of 1977 ex. sess. and RCW 79.72.020 are each amended to read as follows:

The following terms when used in this chapter shall be defined as follows unless the context clearly requires otherwise:

(1) "Department" means state parks and recreation commission.

(2) "Committee of participating agencies" or "committee" means a committee composed of the executive head, or such executive's designee, of each of the state departments of ecology, fisheries, game, natural resources, and highways, the state parks and recreation commission, the ((interagency committee for outdoor)) council of recreation resources, the Washington state association of counties, and the association of Washington cities.

When a specific river or river segment of the state's scenic river system is being considered by the committee, a representative of each participating local government associated with that river or river segment shall serve as a member of the committee.

(3) "Participating local government" means the legislative authority of any city or county, a portion of whose territorial jurisdiction is bounded by or includes a river or river segment of the state's scenic river system.

(4) "River" means a flowing body of water or a section, segment, or portion thereof.

(5) "River area" means a river and the land area in its immediate environs as established by the participating agencies not exceeding a width of one-quarter mile landward from the streamway on either side of the river.

(6) "Scenic easement" means the negotiated right to control the use of land, including the air space above such land, for the purpose of protecting the scenic view throughout the visual corridor.

(7) "Streamway" means that stream-dependent corridor of single or multiple, wet or dry, channel or channels within which the usual seasonal or stormwater runoff peaks are contained, and within which environment the flora, fauna, soil, and topography is dependent on or influenced by the height and velocity of the fluctuating river currents.

(8) "System" means all the rivers and river areas in the state designated by the legislature for inclusion as scenic rivers but does not include tributaries of a designated river unless specifically included by the legislature. The inclusion of a river in the system does not mean that other rivers or tributaries in a drainage basin shall be required to be part of the management program developed for the system unless such rivers and tributaries within the drainage basin are specifically designated for inclusion by the legislature.

(9) "Visual corridor" means that area which can be seen in a normal summer month by a person of normal vision walking either bank of a river included in the system. Such corridor shall not exceed the river area.

NEW SECTION. Sec. 36. This 1979 act shall take effect on July 1, 1979."

On page 1, on line 1 of the title, after "recreation;" strike the remainder of the title and insert "amending section 11, chapter 5, Laws of 1965 as last amended by section 125, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 43.99.110; amending section 2, chapter 5, Laws of 1965 as amended by section 108, chapter 158, Laws of 1979 and RCW 43.99.020; amending section 1, chapter 64, Laws of 1967 ex. sess. and RCW 43.30.300; amending section 4, chapter 129, Laws of 1972 ex. sess. and RCW 43.83C.040; amending section 8, chapter 5, Laws of 1965 as last amended by section 1, chapter 140, Laws of 1971 ex. sess. and RCW 43.99.080; amending section 7, chapter 126, Laws of 1967 ex. sess. and RCW 43.99A.070; amending section 7, chapter 47, Laws of 1971 ex. sess. as last amended by section 129, chapter 158, Laws of 1979 and RCW 46.09.020; amending section 16, chapter 47, Laws of 1971 ex. sess. as last amended by section 9, chapter 220, Laws of 1977 ex. sess. and RCW 46.09.110; amending section 22, chapter 47, Laws of 1971 ex. sess. as last amended by section 130, chapter 158, Laws of 1979 and RCW 46.09.170; amending section 17, chapter 220, Laws of 1977 ex. sess. and RCW 46.09.240; amending section 18, chapter 220, Laws of 1977 ex. sess. and RCW 46.09.250; amending section 19, chapter 220, Laws of 1977 ex. sess. and RCW 46.09.260; amending section 8, chapter 75, Laws of 1977 ex. sess. and RCW 43.51.953; amending section 2, chapter 76, Laws of 1970 ex. sess. and RCW 67.32.020; amending section 4, chapter 76, Laws of 1970 ex. sess. and RCW 67.32.040; amending section 5, chapter 76, Laws of 1970 ex. sess. as amended by section 1, chapter 47, Laws of 1971 ex. sess. and RCW 67.32.050; amending section 6, chapter 76, Laws of 1970 ex. sess. and RCW 67.32.060; amending section 7, chapter 76, Laws of 1970 ex. sess. and RCW 67.32.070; amending section 8, chapter 76, Laws of 1970 ex. sess. as last amended by section 21, chapter 220, Laws of 1977 ex. sess. and RCW 67.32.080; amending section 10, chapter 76, Laws of 1970 ex. sess. as amended by section 3, chapter 47, Laws of 1971 ex. sess. and RCW 67.32.100; amending section 11, chapter 76, Laws of 1970 ex. sess. and RCW 67.32.110; amending section 12, chapter 76, Laws of 1970 ex. sess. and RCW 67.32.120; amending section 7, chapter 62, Laws of 1967 ex. sess. and RCW 43.99.095; amending section 10, chapter 5, Laws of 1965 and RCW 43.99.100; amending section 12, chapter 5, Laws of 1965 and RCW 43.99.120; amending section 4, chapter 62, Laws of 1967 ex. sess. and RCW 43.99.122; amending section 5, chapter 62, Laws of 1967 ex. sess. and RCW 43.99.124; amending section 6, chapter 62, Laws of 1967 ex. sess. and RCW 43.99.126; amending section 13, chapter 5, Laws of 1965 as amended by section 3, chapter 62, Laws of 1967 ex. sess. and RCW 43.99.130; amending section 15, chapter 5, Laws of 1965 and RCW 43.99.150; amending section 4, chapter 47, Laws of 1971 ex. sess. and RCW 67.32.130; amending section 5,

chapter 47, Laws of 1971 ex. sess. and RCW 67.32.140; amending section 2, chapter 161, Laws of 1977 ex. sess. and RCW 79.72.020; adding new sections to chapter 5, Laws of 1965 and to chapter 43.99 RCW; and providing an effective date."

Signed by: Senators von Reichbauer, Chairman; Bausch, Quigg, Wanamaker, Wojahn, Woody. -

The bill was read the second time by sections.

Senator von Reichbauer moved adoption of the committee amendment.

On motion of Senator Wilson, the following amendment to the committee amendment was adopted:

On page 2, line 15, after "least" strike "two" and insert "three"

The motion by Senator von Reichbauer carried and the committee amendment, as amended, was adopted.

On motion of Senator von Reichbauer, the committee amendment to the title was adopted.

On motion of Senator von Reichbauer, the rules were suspended, Substitute House Bill No. 334, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 334, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 45; excused, 4.

Voting yea: Senators Bausch, Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Gallagher, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Henry, Lee, Lewis, Lysen, Marsh, Matson, McDermott, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—45.

Excused: Senators Donohue, Fleming, Jones, Keefe—4.

SUBSTITUTE HOUSE BILL NO. 334, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Walgren, the Senate commenced consideration of Engrossed House Bill No. 628.

SECOND READING

ENGROSSED HOUSE BILL NO. 628, by Representatives Barnes, Nelson (D), Bond and Charnley:

Authorizing police forces for community colleges and the provision of death or disability provisions for its staff.

REPORT OF STANDING COMMITTEE

April 10, 1979.

ENGROSSED HOUSE BILL NO. 628, authorizing police forces for community colleges and the provision of death or disability provisions for its staff (reported by Committee on Higher Education):

MAJORITY recommendation: Do pass with the following amendments:

On page 2, line 28, after "RCW:" insert "PROVIDED HOWEVER, That the duty-related benefits authorized by this section for police officers hired on or after the effective date of this act shall in no event be greater than the benefits authorized

on October 1, 1977, for duty-related death, disability, or injury of a law enforcement officer under chapter 41.26 RCW:"

On page 3, strike all of section 4 and renumber the remaining section consecutively

On page 1, line 9 of the title, after "creating" strike "new sections" and insert "a new section"

Signed by: Senators Benitz, Guess, Scott, von Reichbauer.

The bill was read the second time by sections.

On motion of Senator Goltz, the committee amendments were adopted.

On motion of Senator Goltz, the committee amendment to the title was adopted.

There being no objection, an amendment on the desk of the Secretary of the Senate was withdrawn.

On motion of Senator Goltz, the rules were suspended, Engrossed House Bill No. 628, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 628, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 39; nays, 6; absent or not voting, 3; excused, 1.

Voting yea: Senators Benitz, Bluechel, Clarke, Conner, Day, Donohue, Fleming, Gallagher, Gaspard, Goltz, Gould, Guess, Hansen, Jones, Lee, Lewis, Lysen, Marsh, Matson, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Scott, Sellar, Shipoch, Talley, Talmadge, Vognild, von Reichbauer, Walgren, Wanamaker, Wilson, Wojahn, Woody—39.

Voting nay: Senators Bausch, Hayner, McDermott, Rasmussen, Ridder, Van Hollebeke—6.

Absent or not voting: Senators Bottiger, Henry, Williams—3.

Excused: Senator Keefe—1.

ENGROSSED HOUSE BILL NO. 628, as amended by the Senate, 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.

STATEMENT FOR THE JOURNAL

April 25, 1979.

Regarding Engrossed House Bill No. 628, as amended by the Senate:

I was distracted on the Floor due to a last minute amendment to House Bill 650—which went through the Labor Committee which I chair.

Due to that distraction, I inadvertently voted 'yes': I had intended to vote 'no' on the bill. I do oppose private police forces which are not under the direct authority of the County Sheriff.

Signed: Senator King Lysen

MOTION

On motion of Senator Lee, Engrossed House Bill No. 650 will be considered later today.

SECOND READING

SUBSTITUTE HOUSE BILL NO. 535, by Committee on Transportation (originally sponsored by Representative Valle):

Providing exemptions from regulation for common carriers to certain motor freight carriers.

The bill was read the second time by sections.

On motion of Senator Clarke, the rules were suspended, Substitute House Bill No. 535 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 535, and the bill passed the Senate by the following vote: Yeas, 48; excused, 1.

Voting yea: Senators Bausch, Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Donohue, Fleming, Gallagher, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Lysen, Marsh, Matson, McDermott, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—48.

Excused: Senator Keefe—1.

SUBSTITUTE HOUSE BILL NO. 535, 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.

SECOND READING

ENGROSSED HOUSE BILL NO. 650, by Representatives Clayton, Lux and Scott (by Employment Security Department request):

Establishing civil penalties for late or inaccurate employer reports under unemployment compensation.

The bill was read the second time by sections.

Senator Lee moved adoption of the following amendment:

On page 2, line 3, after "thereto," strike all material through "RCW 50.24.040." and insert:

"or if the contributions are not received by the commission by the last day of the month in which the contributions become due, there shall be assessed a penalty of five percent of the amount of the contribution due and payable; and if the contributions are not received by the last day of the month next succeeding the month in which the contributions are due and payable, there shall be assessed a total penalty of ten percent of the amount of the contributions due and payable; and if the contributions are not received by the last day of the second month next succeeding the month in which the contributions are due and payable, there shall be assessed a total penalty of twenty percent of the amount of the contributions due and payable. No penalty so added shall be less than two dollars.

If the commissioner issues a warrant as authorized by RCW 50.24.115 for the collection of the contributions and penalties due and payable, there shall be added thereto a penalty of five percent of the amount of the contributions due and payable, but not less than five dollars.

Notwithstanding the foregoing, the aggregate of penalties imposed under this chapter for failure to file a report in a timely and complete manner or failure to remit contributions when due and payable shall not exceed twenty-five percent of the contributions due and payable, or seven dollars, whichever is greater."

Renumber subsequent subsections consecutively.

MOTION

On motion of Senator Lysen, Engrossed House Bill No. 650, together with the pending amendment by Senator Lee, was ordered held for further consideration on Thursday, April 26, 1979.

MOTION

On motion of Senator Wilson, Senator von Reichbauer was excused.

SECOND READING

ENGROSSED SUBSTITUTE HOUSE BILL NO. 665, by Committee on Judiciary (originally sponsored by Representatives Chandler, Thompson, Rosbach, Heck, Teutsch, Sherman, Haley, Newhouse and Fuller):

Providing a program for the evaluation and treatment of alcohol related traffic offenders.

The Senate resumed consideration of Engrossed Substitute House Bill No. 665 as amended by the Senate on Monday, April 23, 1979.

There being no objection, two amendments by Senator Pullen on the desk of the Secretary of the Senate were withdrawn.

Senator Marsh moved the following amendments by Senators Marsh, Hayner and Talmadge be considered and adopted simultaneously:

On page 10, line 12, after "deferred" strike all the material down through "being." on line 15 and insert "unless the judge finds that the imposition of the jail sentence will pose a risk to the defendant's physical or mental well-being."

On page 10, line 34, after "deferred" strike all the material down through "being." on line 36 and insert "unless the judge finds that the imposition of the jail sentence will pose a risk to the defendant's physical or mental well-being."

POINT OF INQUIRY

Senator Goltz: "Senator Marsh, I am curious as to the meaning of the word 'well-being' as it is used in this amendment and as it was used in the original language in the bill. Is well-being and mental well-being in particular, a phrase of the art of law that describes something other than just being upset or nervous?"

Senator Marsh: "I am not aware of any particularly meaning of art attached to the word 'well-being'. I think it is a common sense determination that would be made by the judge."

Senator Goltz: "It just seems to me that anybody that is likely to get a one day jail sentence is certainly standing the risk of having a kind of a mental well-being upset."

POINT OF INQUIRY

Senator Scott: "Senator Marsh, would it be fair to say that the net effect of this amendment would be to make the individual case of the drunken driver more arguable? That is, it makes it less definitive by striking the word that is being removed."

Senator Marsh: "Senator Scott, I think it is fair to say that the net effect of this amendment is to give more latitude to the judge, to leave more to the discretion of the judge. However, as I stated here several days ago, I believe that this discretion will be exercised wisely and rarely because, as the amendment further provides, the judge must put his reasons in writing whenever he suspends or defers a jail sentence. I think when a judge must state his reasons in writing, he will be very careful about how he does it."

Debate ensued.

POINT OF INQUIRY

Senator Odegaard: "Mr. President, as I understand the intent of the bill, if a person is out driving and drinking, that they are taught a lesson to spend at least a day in the drunk tank. As I read this amendment, all a judge would have to decide that as long as it is posing some kind of a risk to the defendant's mental well-being, and as Senator Goltz pointed out, I think that could be very loosely interpreted, I would think this amendment would be contrary to the intent of the bill. Maybe, Senator Marsh, you can correct me if I am wrong but that is the way I read this amendment."

Senator Marsh: "Senator Odegaard, the intention is to allow the judge to have discretion in rare cases where there is going to be a substantial problem by putting a person in jail overnight. Now I think this is, particularly the situation where you have an elderly person, perhaps a person who does not drink very much, perhaps a mother with a child at home. There are some people for whom the shock of a jail sentence would be very devastating. I think those are probably rare situations, but I do think we ought to allow a little bit of discretion to the judge. I do not think it is going to be abused."

"I ask you to go along with this this one time for a year here or two years and if it does not work out, if you think the judges are letting too many people off, come back and take corrective action, reinsert the word 'substantial' or eliminate the judges' discretion altogether. But there are situations when it is not wise to incarcerate someone. Jails are not always pleasant. I know that abuse occurs in jails in every county in this state on occasion despite the best efforts of the jailors and personnel in charge of those jails. We just want to make sure that when it is totally inappropriate, the judge is going to have a way out so that he can suspend or defer that jail sentence, but he is going to have to also justify his reasons."

"Now we know that there have been judges defeated in King county, in Clark county and elsewhere in the state because they have been too soft on crime, and I do not think the judges are going to willy-nilly suspend or defer a jail sentence. I think it is going to be exceptional."

"I ask you to let us try it this way and then if it does not work we can do something else a couple of years from now or a year from now if we are back here. Frankly, this bill goes an awfully long way toward tightening up the drinking offenses in the state relating to driving. We could make it much less punitive with some other amendments that I could offer but I do not intend to offer any other amendments if we can get this one adopted."

The motion of Senator Marsh carried and the amendments were adopted.

On motion of Senator Marsh, the rules were suspended, Engrossed Substitute House Bill No. 665, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute House Bill No. 665, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 41; nays, 3; absent or not voting, 3; excused, 2.

Voting yea: Senators Bausch, Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Gallagher, Goltz, Gould, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Lysen, Marsh, Matson, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, Vognild, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—41.

Voting nay: Senators Gaspard, Moore, Van Hollebeke—3.

Absent or not voting: Senators Donohue, Fleming, McDermott—3.

Excused: Senators Keefe, von Reichbauer—2.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 665, as amended by the Senate, 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.

MOTIONS

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

On motion of Senator Walgren, the following Senate Resolutions were referred to the Committee on Rules:

1979-78	Professional service contracts—study
1979-79	Program management—study
1979-80	State personnel systems—study
1979-81	State property, public works—procurement—study

NOTICE OF RECONSIDERATION

Having voted on the prevailing side, Senator Jones served notice that he would, at the proper time, move for reconsideration of the vote by which Engrossed House Bill No. 628, as amended by the Senate, passed the Senate today.

MOTION

At 2:55 p.m., on motion of Senator Walgren, the Senate adjourned until 9:00 a.m., Thursday, April 26, 1979.

JOHN A. CHERBERG, President of the Senate.
SIDNEY R. SNYDER, Secretary of the Senate.

THIRTY-SEVENTH DAY

MORNING SESSION

Senate Chamber, Olympia, Thursday, April 26, 1979.

The Senate was called to order at 9:00 a.m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senator Keefe. On motion of Senator Wilson, Senator Keefe was excused.

The Color Guard, consisting of Pages Kim Eko and Tim Trachenberg, presented the Colors. Reverend Stanley J. Workman, pastor of the Evergreen Christian Reformed Church of Olympia, offered the following prayer:

"HEAVENLY FATHER, HELP US TODAY TO REALIZE THAT YOUR WISDOM IS THAT WHICH WE SHOULD SEEK AFTER. TEACH US THE PRINCIPLES OF GOOD JUDGMENT AND COMMON SENSE. INSTILL IN EACH OF US THE LONGING TO SEEK AFTER YOU, AND HELP US TO AVOID THE TRAP OF TRUSTING OURSELVES ABOVE THAT WHICH YOU HAVE TAUGHT US. MAY WE BE WISE IN YOUR SIGHT, AND MAY MEN REALIZE THAT OUR WISDOM COMES FROM YOU. IN JESUS' NAME. AMEN."

MOTION

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

MESSAGE FROM THE GOVERNOR

Office of the Governor, April 25, 1979.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

LADIES AND GENTLEMEN:

I have the honor to advise that on April 25, 1979, Governor Ray approved the following Senate Bills entitled:

SUBSTITUTE SENATE BILL NO. 2032, relating to motor vehicles.

SENATE BILL NO. 2060, relating to vital statistics.

SUBSTITUTE SENATE BILL NO. 2144, relating to rewards.

SENATE BILL NO. 2173, relating to superior court commissioners.

SENATE BILL NO. 2175, relating to criminal justice training commissions.

SENATE BILL NO. 2218, relating to lands under the jurisdiction of the department of natural resources.

SENATE BILL NO. 2242, relating to state government.

SENATE BILL NO. 2290, relating to the department of transportation.

SENATE BILL NO. 2296, relating to veterans.

SENATE BILL NO. 2297, relating to higher education.

SUBSTITUTE SENATE BILL NO. 2301, relating to personal service contracts.

SENATE BILL NO. 2385, relating to funeral directors.

SENATE BILL NO. 2492, relating to handicapped persons.

SENATE BILL NO. 2565, relating to handicapped persons.

Sincerely,
H.B. HANNA
Legal Counsel.

MESSAGES FROM THE HOUSE

April 25, 1979.

Mr. President: The House has concurred in the Senate amendments to ENGROSSED HOUSE BILL NO. 933 and has passed the bill as amended by the Senate.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

April 25, 1979.

Mr. President: The House concurred in the Senate amendments to HOUSE BILL NO. 666 and passed the bill as amended by the Senate.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

April 25, 1979.

Mr. President: The House has concurred in the Senate amendments to SUBSTITUTE HOUSE BILL NO. 972 and has passed the bill as amended by the Senate.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

April 25, 1979.

Mr. President: The House has passed:
SECOND SUBSTITUTE HOUSE BILL NO. 418,
SUBSTITUTE HOUSE BILL NO. 746,
SUBSTITUTE HOUSE BILL NO. 1034, and the same are herewith transmitted.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

April 25, 1979.

Mr. President: The House has concurred in the Senate amendments to SUBSTITUTE HOUSE BILL NO. 99 and has passed the bill as amended by the Senate.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

April 25, 1979.

Mr. President: The House has concurred with the Senate amendments to SUBSTITUTE HOUSE BILL NO. 125 and has passed the bill as amended by the Senate.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

April 25, 1979.

Mr. President: The House has concurred in the Senate amendments to SUBSTITUTE HOUSE BILL NO. 133 and has passed the bill as amended by the Senate.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

April 25, 1979.

Mr. President: The House has concurred in the Senate amendments to HOUSE BILL NO. 923 and has passed the bill as amended by the Senate.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

April 15, 1979.

Mr. President: The House has passed ENGROSSED HOUSE BILL NO. 781 (except the Senate amendment to page 4, line 17, from which the Senate receded).

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

INTRODUCTION AND FIRST READING

SECOND SUBSTITUTE HOUSE BILL NO. 418, by Committee on Appropriations (originally sponsored by Representatives Gruger, Teutsch, Brekke, Kreidler, Lux, Adams and Pruitt):

Establishing a program for victims of sexual assault.

Referred to Committee on Ways and Means.

SUBSTITUTE HOUSE BILL NO. 746, by Committee on Revenue (originally sponsored by Representatives Tilly, Nisbet, Taylor, Sprague and Fuller):

Expanding the sales and use tax exemption on ferry vessels.

Referred to Committee on Ways and Means.

SUBSTITUTE HOUSE BILL NO. 1034, by Committee on Transportation (originally sponsored by Representatives Martinis and Wilson):

Granting certain cities the authority to raise revenues for certain highway improvements.

Referred to Committee on Transportation.

SIGNED BY THE PRESIDENT

The President signed: SUBSTITUTE SENATE BILL NO. 2058.

MOTIONS

At 9:10 a.m., on motion of Senator Marsh, the Senate was declared to be at ease.

The President called the Senate to order at 10:05 a.m.

MOTION

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

MOTION FOR RECONSIDERATION

Having voted on the prevailing side and having served prior notice, on motion of Senator Jones, the Senate moved to reconsider the vote by which Engrossed House Bill No. 628, as amended by the Senate, passed the Senate on Wednesday, April 25, 1979.

The President declared the question before the Senate to be the roll call on final passage, on reconsideration, of Engrossed House Bill No. 628, as amended by the Senate.

MOTION

On motion of Senator Walgren, further consideration of Engrossed House Bill No. 628, as amended by the Senate, on third reading on reconsideration will be deferred until Saturday, April 28, 1979.

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

MESSAGE FROM THE HOUSE

April 26, 1979.

Mr. President: The Speakers have signed:

SUBSTITUTE HOUSE BILL NO. 57,

HOUSE BILL NO. 101,

HOUSE BILL NO. 330,

HOUSE BILL NO. 338,

HOUSE BILL NO. 424,

SUBSTITUTE HOUSE BILL NO. 459,

SUBSTITUTE HOUSE BILL NO. 504,

SUBSTITUTE HOUSE BILL NO. 697, and the same are herewith

transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

MOTION

At 10:08 a.m., on motion of Senator Walgren, the Senate adjourned until 9:00 a.m., Friday, April 27, 1979.

JOHN A. CHERBERG, President of the Senate.

SIDNEY R. SNYDER, Secretary of the Senate.

THIRTY-EIGHTH DAY

MORNING SESSION

Senate Chamber, Olympia, Friday, April 27, 1979.

The Senate was called to order at 9:00 a.m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senator Keefe. On motion of Senator Wilson, Senator Keefe was excused.

The Color Guard, consisting of Pages Leah Grant and Jim Jenkins, presented the Colors. Reverend Stanley J. Workman, pastor of the Evergreen Christian Reformed Church of Olympia, offered the following prayer:

"HEAVENLY FATHER, YOU HAVE TOLD US TO WORK. YOU HAVE TOLD US TO WORK HARD, AS ONE WHO DOES NOT NEED TO BE ASHAMED. AS WE GO ABOUT OUR DAILY WORK, FATHER, HELP US TO REMEMBER THAT—ALL WE EARN IN LIFE—ALL WE HOPE TO HAVE IN LIFE—ALL WE HOPE TO BE IN LIFE—MUST BE IN THE PERSPECTIVE THAT YOUR BLESSING IS OUR GREATEST WEALTH, IN JESUS' NAME. AMEN."

MOTION

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

MESSAGE FROM THE GOVERNOR

Office of the Governor, April 26, 1979.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON:

LADIES AND GENTLEMEN:

I have the honor to advise that on April 26, 1979, Governor Ray approved the following Senate Bills entitled:

SENATE BILL NO. 2106, relating to personal exemptions.

SENATE BILL NO. 2130, relating to services provided by educational service districts to public and private schools.

SENATE BILL NO. 2295, relating to state government.

SENATE BILL NO. 2314, relating to securities.

SENATE BILL NO. 2354, relating to highway construction contracts.

SENATE BILL NO. 2362, relating to the termination notice required to tenants in the rental of residential property.

SENATE BILL NO. 2398, relating to state government.

SUBSTITUTE SENATE BILL NO. 2411, relating to local government.

SENATE BILL NO. 2430, relating to the public employment relations commission.

SENATE BILL NO. 2467, relating to drivers' licenses.

SENATE BILL NO. 2468, relating to motor vehicles.

SENATE BILL NO. 2474, relating to the state building codes.

SENATE BILL NO. 2502, relating to motor vehicle licenses.

SECOND SUBSTITUTE SENATE BILL NO. 2610, relating to institutions of higher education.

SENATE BILL NO. 2630, relating to the migrant labor housing project in Yakima county.

SENATE BILL NO. 2727, relating to insurance.

SENATE BILL NO. 2753, relating to public assistance.

SUBSTITUTE SENATE BILL NO. 2798, relating to the employment agency advisory board.

SENATE BILL NO. 2923, relating to tuition and fees at institutions of higher education.

SUBSTITUTE SENATE BILL NO. 2958, relating to transportation.

SUBSTITUTE SENATE BILL NO. 3022, relating to local government disposition of found and unclaimed personal property.

SUBSTITUTE SENATE BILL NO. 3066, relating to the state auditor and the office of financial management.

SENATE BILL NO. 3077, relating to drivers' licenses.

SENATE BILL NO. 3115, relating to higher education.

Sincerely,
H.B. HANNA
Legal Counsel.

MESSAGE FROM THE HOUSE

April 25, 1979.

Mr. President: The House has passed SUBSTITUTE HOUSE BILL NO. 619 (except the Senate amendments to page 2, line 15 and on page 3, line 34, from which the Senate receded).

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

SIGNED BY THE PRESIDENT

The President signed:

SUBSTITUTE HOUSE BILL NO. 57,

HOUSE BILL NO. 101,

HOUSE BILL NO. 330,

HOUSE BILL NO. 338,

HOUSE BILL NO. 424,

SUBSTITUTE HOUSE BILL NO. 459,

SUBSTITUTE HOUSE BILL NO. 504,

SUBSTITUTE HOUSE BILL NO. 697.

MOTION

At 9:15 a.m., on motion of Senator Marsh, the Senate was declared to be at ease.

The President called the Senate to order at 10:00 a.m.

MOTION

On motion of Senator Walgren, the Senate returned to the first order of business.

REPORT OF STANDING COMMITTEE

April 25, 1979.

SENATE BILL NO. 2952, relating to marine transportation (reported by Committee on Transportation):

MAJORITY recommendation: That Substitute 2952 be substituted therefor, and that Substitute 2952 do pass.

Signed by: Senators Henry, Chairman; Talley, Vice Chairman; Bluechel, Conner, Gallagher, Guess, Hansen, Keefe, Lee, Peterson, Van Hollebeke, von Reichbauer, Wanamaker.

MOTIONS

On motion of Senator Walgren, the rules were suspended, Senate Bill No. 2952 was advanced to second reading.

On motion of Senator Henry, Substitute Senate Bill No. 2952 was substituted for Senate Bill No. 2952 and the substitute bill was placed on second reading.

On motion of Senator Henry, the rules were suspended, Substitute Senate Bill No. 2952 was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 2952 and the bill passed the Senate by the following vote: Yeas, 44; nays, 4; excused, 1.

Voting yea: Senators Bausch, Benitz, Bluechel, Bottiger, Clarke, Day, Donohue, Fleming, Gallagher, Gaspard, Goltz, Gould, Hansen, Hayner, Henry, Jones, Lee, Lewis, Lysen, Marsh, Matson, McDermott, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Quigg, Rasmussen, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—44.

Voting nay: Senators Conner, Guess, Pullen, Van Hollebeke—4.

Excused: Senator Keefe—1.

SUBSTITUTE SENATE BILL NO. 2952, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Talley, Substitute Senate Bill No. 2952 was ordered immediately transmitted to the House.

MOTION

On motion of Senator Walgren, the Senate returned to the first order of business.

REPORT OF STANDING COMMITTEE

April 25, 1979.

SUBSTITUTE HOUSE BILL NO. 871, making biennial appropriations for operations and capital improvements of the department of transportation, the urban arterial board, and the board of pilotage commissioners (reported by Committee on Transportation):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Henry, Chairman; Talley, Vice Chairman; Bluechel, Conner, Gallagher, Guess, Hansen, Lee, Peterson, Wanamaker.

MOTION

On motion of Senator Walgren, the rules were suspended, Substitute House Bill No. 871 was advanced to second reading and placed on today's second reading calendar.

REPORT OF STANDING COMMITTEE

April 25, 1979.

SUBSTITUTE HOUSE BILL NO. 872, making appropriations to the department of transportation (reported by Committee on Transportation):

MAJORITY recommendation: Do pass.

Signed by: Senators Henry, Chairman; Talley, Vice Chairman; Bluechel, Conner, Gallagher, Guess, Hansen, Lee, Peterson, Wanamaker.

MOTION

On motion of Senator Walgren, the rules were suspended, Substitute House Bill No. 872 was advanced to second reading and placed on today's second reading calendar.

REPORT OF STANDING COMMITTEE

April 24, 1979.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1031, directing various transportation studies (reported by Committee on Transportation):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Henry, Chairman; Bluechel, Conner, Guess, Hansen, Lee, Peterson, Van Hollebeke, Wanamaker.

MOTION

On motion of Senator Walgren, the rules were suspended, Engrossed Substitute House Bill No. 1031 was advanced to second reading and placed on today's second reading calendar.

REPORT OF STANDING COMMITTEE

April 25, 1979.

SUBSTITUTE HOUSE BILL NO. 1032, authorizing bonds for completion of I-90 (reported by Committee on Transportation):

MAJORITY recommendation: Do pass.

Signed by: Senators Henry, Chairman; Talley, Vice Chairman; Bluechel, Conner, Gallagher, Guess, Hansen, Lee, Peterson, Wanamaker.

MOTION

On motion of Senator Walgren, the rules were suspended, Substitute House Bill No. 1032 was advanced to second reading and placed on today's second reading calendar.

REPORT OF STANDING COMMITTEE

April 27, 1979.

SUBSTITUTE HOUSE BILL NO. 1034, granting certain cities the authority to raise revenues for certain highway improvements (reported by Committee on Transportation):

MAJORITY recommendation: Do pass.

Signed by: Senators Henry, Chairman; Talley, Vice Chairman; Conner, Gallagher, Hansen, Lee, Peterson, von Reichbauer, Wanamaker.

MOTION

On motion of Senator Walgren, the rules were suspended, Substitute House Bill No. 1034 was advanced to second reading and placed on today's second reading calendar.

REPORTS OF STANDING COMMITTEE GUBERNATORIAL APPOINTMENT

April 25, 1979.

JACK O. WOOD, to the position of Director of the Washington State Energy Office appointed by the Governor on May 1, 1979, for the term ending at the pleasure of the Governor, succeeding Lawrence B. Bradley (reported by the Committee on Energy and Utilities):

MAJORITY recommends that said appointment be confirmed.

Signed by: Senators Bottiger, Chairman; Benitz, Hayner, Lewis, North, Wilson, Woody.

MINORITY recommends that said appointment not be confirmed.

Signed by: Senators Lysen, Williams.

MOTIONS

On motion of Senator Walgren, the rules were suspended and the gubernatorial appointment of Jack O. Wood was placed before the Senate for confirmation.

Senator Bottiger moved the appointment of Jack O. Wood as Director of the Washington State Energy Office be confirmed.

Debate ensued.

APPOINTMENT OF JACK O. WOOD

The Secretary called the roll. The appointment was confirmed by the Senate by the following vote: Yeas, 39; nays, 8; absent or not voting, 1; excused, 1.

Voting yea: Senators Benitz, Bluechel, Bottiger, Clarke, Day, Donohue, Fleming, Gallagher, Gaspard, Gould, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Marsh, Matson, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Scott, Sellar, Talley, Talmadge, Van Hollebeke, von Reichbauer, Walgren, Wanamaker, Wilson, Wojahn, Woody—39.

Voting nay: Senators Conner, Goltz, Lysen, McDermott, Ridder, Shinpoch, Vognild, Williams—8.

Absent or not voting: Senator Bausch—1.

Excused: Senator Keefe—1.

The motion by Senator Bottiger carried and the Senate confirmed the appointment of Jack O. Wood.

REPORTS OF STANDING COMMITTEES GUBERNATORIAL APPOINTMENTS

April 25, 1979.

IDA PETERSON, to the position of member of the Board of Trustees, Community College District No. 9, appointed by the Governor on April 5, 1979 for the term ending September 30, 1982, succeeding Dee Pedersen (reported by the Committee on Higher Education):

MAJORITY recommends that said appointment be confirmed.

Signed by: Senators Goltz, Chairman; Guess, Shinpoch, von Reichbauer.
Passed to Committee on Rules.

April 25, 1979.

MARGARET C. WEHNERT, to the position of member of the State Personnel Board, appointed by the Governor on April 23, 1979 for the term ending January 4, 1983, succeeding Edith Kogenhop (reported by the Committee on State Government):

Recommends that said appointment be confirmed.

Signed by: Senators Rasmussen, Chairman; Shinpoch, Vice Chairman; Day, Gallagher, Gould, McDermott, Wanamaker.

Passed to Committee on Rules.

REPORT OF STANDING COMMITTEE

April 25, 1979.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 227, changing limitations on amount of excess funds levied for school district maintenance and operations (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Donohue, Chairman; McDermott, Vice Chairman; Bausch, Clarke, Fleming, Gaspard, Goltz, Jones, Odegaard, Ridder, Walgren, Wojahn.

MOTIONS

On motion of Senator Walgren, the rules were suspended, Engrossed Substitute House Bill No. 227 was advanced to second reading and read the second time in full.

Senator Donohue moved adoption of the following committee amendment:

Strike everything after the enacting clause and insert the following:

"Section 1. Section 4, chapter 325, Laws of 1977 ex. sess. and RCW 84.52-.0531 are each amended to read as follows:

The maximum dollar amount which may be levied by or for any school district for maintenance and operation support under the provisions of RCW 84.52.053 shall be as follows:

(1) ~~((For excess levies in 1977 for collection in 1978:~~

~~To the extent that any district receives funds through the state apportionment formula in excess of the amount anticipated by such a district when it established its excess levy for collection in 1978 and when such excess can be utilized to relieve special levy burdens, then such a district should place a first priority on reducing its special levy:~~

~~(2)) For excess levies in 1977 for collection in 1979; for excess levies in 1978 for collection in 1979 ((and thereafter)); for excess levies in 1978 for collection in 1980; and for excess levies in 1979 for collection in 1980, the sum of:~~

~~(a) That amount equal to ten percent of each school district's prior year basic education allocation converted to one hundred percent of formula; plus~~

~~(b) That amount equal to each school district's prior year basic education allocation converted to one hundred percent of formula minus each school district's basic education allocation for such school year.~~

~~(2) For excess levies in 1979 for collection in 1981, for excess levies in 1980 for collection in 1981 and thereafter, the sum of:~~

~~(a) That amount equal to ten percent of each school district's prior year basic education allocation converted to one hundred percent of formula; plus~~

~~(b) That amount equal to each school district's prior year basic education allocation converted to one hundred percent of formula minus each school district's basic education allocation for such school year; plus~~

(c) That amount equal to ten percent of each school district's prior year state allocation, exclusive of federal funds, for the following programs:

- (i) Pupil transportation;
- (ii) Handicapped education costs;
- (iii) Gifted; and
- (iv) Compensatory education, including but not limited to remediation assistance, bilingual education, and urban, rural, racial disadvantaged programs.

(3) Excess levies authorized under this ((1977 amendatory act)) section or under RCW 84.52.052 shall not be used directly or indirectly to increase the average ((compensation)) salary or fringe benefits for certificated or classified personnel in any school district: PROVIDED, That ((those school districts which receive state funds budgeted for a four percent increase in average compensation for certificated or classified personnel respectively shall be allowed to increase such certificated or classified compensation by an amount equal to the percentage increase in the prior year's United States Consumer Price Index minus the state funded four percent, or by an additional two percent, whichever is less: PROVIDED FURTHER, That any school district whose average compensation for certificated or classified personnel respectively is below state-wide average compensation level for certificated or classified personnel during the preceding school year, may collect and expend property taxes authorized by this 1977 amendatory act, or under RCW 84.52.052, for the purpose of increasing such district average compensation for certificated or classified personnel up to but not to exceed the state-wide average compensation for certificated or classified personnel for the preceding school year)) any school district may expend excess levy funds to provide increases in salary and fringe benefits for classified or certificated personnel whose salary and fringe benefits are provided wholly from local school district excess levies in a percentage not to exceed the respective average percentage increases in the salary and fringe benefit levels for classified and certificated employees of the district funded with state appropriated funds: PROVIDED FURTHER, That those contracts which have been negotiated prior to July 1, 1977 by those school districts for such school year shall not be abrogated by this ((1977 amendatory act)) section. "Fringe benefits" for purposes of this subsection shall include:

- (a) Employer retirement contributions, if applicable;
- (b) Health and insurance payments including life, accident, disability, unemployment compensation, and workmen's compensation; and
- (c) Employer social security contributions.

(4) Any school district whose average base compensation for certificated or classified personnel respectively is below state-wide average base compensation level for certificated or classified personnel during the preceding school year, may collect and expend property taxes authorized by this section, or under RCW 84.52.052, for the purpose of increasing such district's average compensation for certificated or classified personnel as allowed in the latest applicable state operating budget. "Compensation", for purposes of this subsection, shall mean salary plus fringe benefits for classified and certificated personnel of a school district as allowed in the latest applicable state operating budget.

((+)) (5) For the purpose of ((the)) this section, the basic education allocation shall be determined pursuant to RCW 28A.41.130, 28A.41.140, and 28A.41.145, as now or hereafter amended: PROVIDED, That when determining the basic education allocation under subsections (1) and (2) of this section, effective September 1, 1979, nonresident full time equivalent pupils who are participating in a program provided for in chapter 28A.44 RCW or in any other program pursuant to an interdistrict agreement shall be included in the enrollment of the resident district and excluded from the enrollment of the serving district.

~~("Compensation" for the purposes of this 1977 amendatory act shall mean one hundred and seven percent of each school district's respective average salary for certificated personnel, and one hundred and fourteen percent of each school district's respective average salary for classified personnel.))~~

Certificated personnel shall include those persons employed by a school district in a teaching, instructional, administrative or supervisory capacity and who hold positions as certificated personnel as defined under RCW 28A.01.130, as now or hereafter amended, and every school district superintendent, and any person hired in any manner to fill a position designated as, or which is in fact, that of deputy superintendent or assistant superintendent. Classified personnel shall include those persons employed by a school district other than certificated personnel as defined in this section in a capacity for which certification is not required.

(6) For the purpose of subsections (1) and (2) of this section, the superintendent of public instruction may grant local school districts authority to exceed the levy limitations imposed by said subsections: PROVIDED, That said limitations can only be exceeded by an amount that will insure local school districts the ability to raise a total excess levy dollar amount per annual average full time equivalent student which when combined with the basic education allocation is equal to but does not exceed one hundred and four percent for levies to be collected in 1979, and one hundred and six percent for levies to be collected in 1980 and thereafter of the previous school year's comparable dollars per annual average full time equivalent student: PROVIDED FURTHER, That for levies to be collected in 1980 and thereafter any school district receiving authority to exceed the levy limitation and whose enrollment is declining at a rate of at least four percent, or three hundred full time equivalent students, whichever is less, from the immediately preceding school year, may, in addition to the increase above, further increase its levy by an amount equal to fifty percent of the enrollment decline multiplied by the previous school year's comparable dollars per annual full time equivalent student. The provisions of this subsection (6) shall only apply to excess levies for collection prior to calendar year 1983.

(7) The superintendent of public instruction shall develop rules and regulations and inform school districts of the pertinent data necessary to carry out the provisions of this ((1977 amendatory act)) section.

NEW SECTION. Sec. 2. If any provision of this amendatory act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected.

NEW SECTION. Sec. 3. This amendatory act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect on September 1, 1979."

MOTION

At 10:45 a.m., on motion of Senator Newschwander, the Senate recessed until 11:29 a.m.

SECOND MORNING SESSION

The President called the Senate to order at 11:29 a.m.

The Senate resumed consideration of Engrossed Substitute House Bill No. 227. Further debate ensued.

The President declared the question before the Senate to be adoption of the amendment by the Committee on Ways and Means.

The motion by Senator Donohue carried and the committee amendment was adopted.

On motion of Senator Clarke, the rules were suspended, Engrossed Substitute House Bill No. 227, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute House Bill No. 227, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 39; nays, 8; absent or not voting, 1; excused, 1.

Voting yea: Senators Bausch, Bottiger, Clarke, Conner, Day, Donohue, Fleming, Gaspard, Goltz, Gould, Hansen, Hayner, Henry, Jones, Lee, Lewis, Lysen, Marsh, McDermott, Moore, North, Odegaard, Peterson, Quigg, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—39.

Voting nay: Senators Benitz, Bluechel, Gallagher, Guess, Matson, Morrison, Newschwander, Pullen—8.

Absent or not voting: Senator Rasmussen—1.

Excused: Senator Keefe—1.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 227, as amended by the Senate, 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.

REPORT OF STANDING COMMITTEE

April 26, 1979.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 236, adopting the budget (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass with the following amendments:

Strike everything after the enacting clause and insert the following:

"NEW SECTION, Section 1. A budget is hereby adopted and, subject to the provisions set forth in the following sections, the several amounts specified in the following sections, or so much thereof as shall be sufficient to accomplish the purposes designated, are hereby appropriated, reappropriated, and authorized to be disbursed for salaries, wages, capital projects, and other expenses of the agencies and offices of the state and for other specified purposes for the fiscal biennium beginning July 1, 1979, and ending June 30, 1981, except as otherwise provided, out of the several funds of the state hereinafter named.

NEW SECTION, Sec. 2. FOR THE HOUSE OF REPRESENTATIVES

General Fund Appropriation \$ 17,303,000

The appropriation contained in this section shall be subject to the following conditions and limitations:

- (1) \$8,000 shall be for the house ethics committee.
- (2) \$8,000 shall be for western forest practices task force.
- (3) \$37,000 shall be for dues of the national conference of state legislatures.
- (4) \$42,000 shall be for dues of the council of state governments.

NEW SECTION, Sec. 3. FOR THE SENATE

General Fund Appropriation \$ 14,300,000

The appropriation contained in this section shall be subject to the following conditions and limitations:

- (1) \$8,000 shall be for the senate ethics committee.
- (2) \$8,000 shall be for western forest practices task force.
- (3) \$37,000 shall be for dues of the national conference of state legislatures.
- (4) \$42,000 shall be for dues of the council of state governments.

NEW SECTION. Sec. 4. FOR THE LEGISLATIVE BUDGET COMMITTEE

General Fund Appropriation \$ 1,247,000

The appropriation contained in this section shall be subject to the following condition or limitation: Not more than \$70,000 shall be expended for the specific purpose of conducting a management survey, program review, and/or a performance audit, as defined in RCW 44.28.085 and 44.28.086, of the Washington public power supply system and any other joint operating agencies established pursuant to chapter 43.52 RCW.

NEW SECTION. Sec. 5. FOR THE LEGISLATIVE EVALUATION AND ACCOUNTABILITY PROGRAM COMMITTEE

General Fund Appropriation \$ 1,295,000

NEW SECTION. Sec. 6. FOR THE OFFICE OF THE STATE ACTUARY

General Fund Appropriation \$ 301,000

NEW SECTION. Sec. 7. FOR THE STATUTE LAW COMMITTEE

General Fund Appropriation \$ 3,626,000

NEW SECTION. Sec. 8. FOR THE SUPREME COURT

General Fund Appropriation \$ 5,306,000

The appropriation contained in this section shall be subject to the following condition or limitation: Not more than \$1,568,000 shall be expended for indigent appeal cases.

NEW SECTION. Sec. 9. FOR THE LAW LIBRARY

General Fund Appropriation \$ 1,386,000

The appropriation contained in this section shall be subject to the following condition or limitation: All nonstate agency users of the WestLaw system shall be charged a service fee sufficient to cover the costs of their usage.

NEW SECTION. Sec. 10. FOR THE COURT OF APPEALS

General Fund Appropriation \$ 6,130,000

The appropriation contained in this section shall be subject to the following conditions and limitations:

- (1) Not more than \$106,000 shall be expended for judges pro tem for the superior courts and the administrator for the courts shall authorize and approve all such expenditures.
- (2) \$5,635,000 shall be for superior court judges.
- (3) Not more than \$100,000 shall be expended for criminal cost bills, including prior claims.
- (4) The administrator for the courts together with the county and city users of the judicial information system shall prepare a report delineating a feasible plan to convert funding of the judicial information system to a user fee schedule. Such report shall be presented to the senate ways and means committee and the house appropriations committee by January 1, 1981.

NEW SECTION. Sec. 12. FOR THE JUDICIAL COUNCIL

General Fund Appropriation \$ 225,000

NEW SECTION. Sec. 13. FOR THE OFFICE OF THE GOVERNOR

General Fund Appropriation \$ 2,704,000

The appropriation contained in this section shall be subject to the following conditions and limitations:

- (1) Not more than \$2,392,000 shall be used for executive operations.
- (2) Not more than \$20,000 shall be used for investigations and emergency purposes.
- (3) Not more than \$184,000 shall be used for extradition expenses to carry out the provisions of RCW 10.34.030 providing for the return of fugitives by the governor, including prior claims and for extradition-related legal services as determined by the attorney general.
- (4) Not more than \$108,000 shall be used for mansion maintenance.

NEW SECTION. Sec. 14. FOR THE GOVERNOR—SPECIAL APPROPRIATIONS

General Fund Appropriation—State	\$ 484,040,000
General Fund Appropriation—Federal	\$ 24,895,000
Special Compensation Revolving Fund Appropriation	\$ 63,561,000
Total Appropriation	\$ 572,496,000

The appropriations contained in this section, or so much thereof as may be necessary, shall be expended exclusively for the purposes designated herein and shall be subject to the following conditions and limitations:

(1) \$1,800,000 shall be for the governor's emergency fund to be allocated for the carrying out of the critically necessary work of any agency of which not more than \$700,000 may be allotted by the governor for surveys and installations.

(2) Not more than \$118,511,000 of general fund moneys (including \$22,672,000 in federal funds) shall be expended to effect salary increases for state classified employees, state employees exempt from the classified service, and for higher education classified employees. Not more than \$76,673,000 of this amount (including \$14,668,000 in federal funds) shall be expended to effect, beginning July 1, 1979, an average of 9% salary increases. Not more than \$41,838,000 of this amount (including \$8,004,000 in federal funds) shall be expended to effect, beginning July 1, 1980, an average of 9% salary increases: PROVIDED, That a portion of these funds may be expended to effect implementation of the salary ranges (catch-up) adopted by the state personnel board and the higher education personnel board for state classified employees and higher education classified employees from the 1978 salary survey and to effect comparable increases for state employees exempt from the classified service.

(3) Not more than \$42,563,000 of general fund moneys shall be expended to effect salary increases for faculty and administrative exempt employees of the four-year colleges and universities. Not more than \$27,537,000 of this amount shall be expended to effect, beginning July 1, 1979, an average of 9% salary increases. Not more than \$15,026,000 of this amount shall be expended to effect, beginning July 1, 1980, an average of 9% salary increases. Notwithstanding any other provision of this subsection (3), a portion of each institution's other budgeted funds may be expended to fund additional actual increments or their equivalents in an amount not more than 1 and 1/2% of their respective average salary levels for each year of the biennium and no institution may grant from any fund source whatsoever any salary increase greater than that provided in this act for faculty and exempt employees.

(4) Not more than \$26,967,000 of general fund moneys shall be expended to effect salary increases for faculty and administrative exempt employees of the community college system, the council for postsecondary education and the higher education personnel board. Not more than \$17,448,000 of this amount shall be expended to effect, beginning July 1, 1979, an average of 9% salary increases. Not

more than \$9,519,000 of this amount shall be expended to effect, beginning July 1, 1980, an average of 9% salary increases. Notwithstanding any other provision of this subsection (4), a portion of each community college district's other budgeted funds may be expended to fund additional actual increments or their equivalents in an amount not more than 1 and 1/2% of their respective average salary levels for each year of the biennium and no community college district may grant from any fund source any salary increase greater than that provided in this act for faculty and exempt employees.

(5) Not more than \$245,000 of general fund moneys shall be expended to effect salary increases for commissioned members of the Washington state patrol. Not more than \$159,000 of this amount shall be expended to effect, beginning July 1, 1979, an average of 9% salary increases. Not more than \$86,000 of this amount shall be expended to effect, beginning July 1, 1980, an average of 9% salary increases: PROVIDED, That a portion of these funds may be expended to effect implementation of the salary survey commissioned in chapter 339, Laws of 1977 ex. sess.

(6) Not more than \$15,401,000 of general fund moneys (including \$2,223,000 in federal funds) shall be expended to effect increases in the state's maximum contribution for employee insurance benefits. Not more than \$11,000,000 of this amount (including \$1,588,000 in federal funds) shall be expended to effect, beginning July 1, 1979, an increase in the state's maximum contribution for employee insurance benefits from \$72.50 per month to \$85.00 per month per eligible employee. Not more than \$4,401,000 of this amount (including \$635,000 in federal funds) shall be expended to effect, beginning July 1, 1980, an increase in the state's maximum contribution for employee insurance benefits from \$85.00 per month to \$95.00 per month per eligible employee.

(7) Not more than \$58,502,000 of special compensation revolving fund moneys shall be expended to provide salary increases for state classified employees, state employees exempt from the classified service, higher education classified employees, higher education faculty, higher education administrative exempt employees, and commissioned members of the Washington state patrol. Not more than \$37,850,000 of this amount shall be expended to effect, beginning July 1, 1979, an average of 9% salary increases. Not more than \$20,652,000 of this amount shall be expended to effect, beginning July 1, 1980, an average of 9% salary increases.

(8) Not more than \$5,059,000 of special compensation revolving fund moneys shall be expended to effect increases in the state's maximum contributions for employee insurance benefits. Not more than \$3,614,000 of this amount shall be expended to effect, beginning July 1, 1979, an increase in the state's maximum contribution for employee insurance benefits from \$72.50 per month to \$85.00 per month per eligible employee. Not more than \$1,445,000 of this amount shall be expended to effect, beginning July 1, 1980, an increase in the state's maximum contribution for employee insurance benefits from \$85.00 per month to \$95.00 per month per eligible employee.

(9) To facilitate payment of state employee salary increases from special funds and to facilitate payment of state employee insurance benefit increases from special funds, the state treasurer is hereby directed to transfer sufficient income from each special fund to the special compensation revolving fund hereby created in accordance with schedules provided by the office of financial management.

(10) Not more than \$192,115,000 of general fund moneys shall be expended to effect an average of 7% salary increases for state-funded certificated and classified employees in the common school system for the 1979-80 school year and to effect an average of 7% salary increases for state-funded certificated and classified employees in the common school system for the 1980-81 school year: PROVIDED, That the distribution of these funds to individual school districts shall be in accordance with

the procedures outlined in section 210 of this act: PROVIDED FURTHER, That not more than \$692,000 of this amount shall be expended to effect an average of 7% salary increases for state-supported employees of educational service districts in the 1979-80 school year and to effect an average of 7% salary increases for these employees in the 1980-81 school year. Notwithstanding any other provision of this subsection (10), local districts whose base salaries during the 1979-80 school year and 1980-81 school year are less than the state-wide average base salary for certificated staff as determined in section 210 of this act may use (a) special levy funds and/or (b) ending cash balances from the prior school year, to provide additional salary increases to state-funded certificated and classified employees, the total therefrom not to exceed one and one-half percent of the prior school year's actual average district salary.

(11) Not more than \$111,333,000 of general fund moneys shall be expended to fund a contribution for employee insurance benefits for state-funded employees of the common school system of \$85 per month per eligible employee in the 1979-80 school year and a contribution of \$95 per month per eligible employee in the 1980-81 school year: PROVIDED, That not more than \$374,000 of this amount shall be expended to fund a contribution for employee insurance benefits for state-funded employees of educational service districts of \$85 per month per eligible employee in the 1979-80 school year and a contribution of \$95 per month per eligible employee in the 1980-81 school year.

(12) The state employees' insurance board's authority and practice of expending funds in the state employees' insurance revolving fund generated by dividends and refunds to provide increased benefits or to allow reduced employee contributions is recognized, and the average contribution per employee in subsections (6) and (8) of this section shall not be construed as a restriction on such expenditures. Contributions by any county, municipal, or other political subdivision to which coverage is extended after the effective date of this act shall not receive the benefit of any surplus funds attributable to premiums paid prior to the date upon which coverage is extended.

NEW SECTION. Sec. 15. FOR THE LIEUTENANT GOVERNOR

General Fund Appropriation \$ 204,000

NEW SECTION. Sec. 16. FOR THE SECRETARY OF STATE

General Fund Appropriation \$ 3,705,000

The appropriation contained in this section shall be subject to the following conditions and limitations:

(1) \$1,080,000 shall be used solely for the verification of initiative and referendum petitions and the maintenance of related voter registration records, legal advertising of state measures, and the publication and distribution of the voters and candidates pamphlet.

(2) \$624,000 shall be used solely to reimburse counties for the state's share of primary and general election costs and the costs of conducting mandatory recounts on state measures.

(3) \$20,000 shall be expended to establish working capital for the publication revolving fund.

(4) Not more than \$157,000 shall be expended for precinct census mapping.

(5) \$5,000 shall be expended for a pictorial directory of registered lobbyists in the state of Washington.

NEW SECTION. Sec. 17. FOR THE GOVERNOR'S INDIAN ADVISORY COUNCIL

General Fund Appropriation \$ 147,000

NEW SECTION. Sec. 18. FOR THE COMMISSION ON ASIAN-AMERICAN AFFAIRS

General Fund Appropriation	\$	121,000
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NEW SECTION. Sec. 19. FOR THE COMMISSION ON MEXICAN-AMERICAN AFFAIRS

General Fund Appropriation	\$	124,000
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NEW SECTION. Sec. 20. FOR THE STATE TREASURER

General Fund Appropriation	\$	10,000
Motor Vehicle Fund—State Appropriation	\$	31,000
State Treasurer's Service Fund Appropriation	\$	3,807,000
Total Appropriation	\$	3,848,000

The appropriations contained in this section shall be subject to the following condition or limitation: The general fund appropriation shall be distributed as provided in RCW 84.38.120 to the appropriate county and city finance officers for senior citizen and disabled property tax and special assessment deferrals authorized by chapter 84.38 RCW.

NEW SECTION. Sec. 21. FOR THE STATE AUDITOR

General Fund Appropriation—State	\$	6,041,000
General Fund Appropriation—Federal	\$	300,000
Motor Vehicle Fund Appropriation	\$	232,000
Total Appropriation	\$	6,573,000

The appropriations contained in this section shall be subject to the following condition or limitation: The state auditor shall continue supplemental security income state supplementation audits according to a priority schedule established by the department of social and health services and the office of financial management.

NEW SECTION. Sec. 22. FOR THE ATTORNEY GENERAL

General Fund Appropriation	\$	3,355,000
Legal Services Revolving Fund Appropriation	\$	15,034,000
Total Appropriation	\$	18,389,000

NEW SECTION. Sec. 23. FOR THE OFFICE OF FINANCIAL MANAGEMENT

General Fund Appropriation—State	\$	11,687,000
General Fund Appropriation—Federal	\$	24,081,000
Total Appropriation	\$	35,768,000

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) Not more than \$1,174,000 of this appropriation shall be expended to develop a common payroll/personnel system for higher education: PROVIDED, That the four-year institutions and the community college system: (a) Establish a common core of data elements; and (b) adopt procedures to maintain commonality of the system that are acceptable to the office of financial management, the house appropriations committee, and the senate ways and means committee: PROVIDED FURTHER, That the establishment of the common core of data elements does not preclude the introduction of additional data elements at individual institutions: PROVIDED FURTHER, That a central site will process all payroll calculations and the necessary edits to ensure the commonality of data elements including personnel data, position data, and payroll data.

(2) Not more than \$75,000 shall be used for payment of assessments against state-owned land.

(3) Not more than \$1,000,000 shall be used exclusively for state budget and accounting systems development above the recurring level of system development activities funded in the base budget.

(4) Not more than \$525,000 shall be used for payment of supplies and services furnished in previous biennia.

(5) \$26,000 shall be expended to acquire 1980 bureau of the census Washington state data.

(6) \$4,000 shall be expended to acquire 1979 and 1980 bureau of the census census maps and transparencies of municipal boundaries.

(7) The office shall study and report to the next regular session of the legislature on the work orientation program.

(8) Of the law and justice federal funds included for distribution to state agencies, there shall be made available to the attorney general's office for the crime watch program \$370,000.

(9) The office of financial management shall institute procedures to abolish positions identified by the department of personnel through the retirement/vacancy program, and shall cause to be reverted the salaries and fringe benefits associated with the abolishment of such positions.

(10) Not more than \$875,000 of the general fund—state appropriation shall be expended to begin implementation of the reorganization of data processing management in Washington state. Such reorganization shall be based upon findings in the report of the study of overall organization and management of data processing resources in the state of Washington to be completed prior to July 1, 1979: PROVIDED, That said funds shall be released for use in any reorganization only upon acceptance by the governor and the legislative evaluation and accountability program (LEAP) committee of an implementation plan jointly prepared and submitted by the office of financial management and the LEAP committee: PROVIDED FURTHER, That upon acceptance of such implementation plan those appropriations for data processing services and equipment and related purposes then a part of the appropriations of other agencies affected by the reorganization shall be reallocated by the office of financial management in accordance with the provisions of the implementation plan and after hearings on such matters as provided for in the administrative procedure act: PROVIDED FURTHER, That nothing in this subsection shall be construed to permit release of all or any part of these funds unless said action shall conform to the implementation plan acceptance as provided in this subsection.

NEW SECTION. Sec. 24. FOR THE DEPARTMENT OF PERSONNEL

General Fund Appropriation	\$	263,000
Department of Personnel Service Fund Appropriation	\$	7,136,000
State Employees' Insurance Fund Appropriation	\$	1,229,000
Total Appropriation	\$	8,628,000

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) \$225,000 of the General Fund Appropriation shall be used to provide working capital for the personnel payroll system costs incurred through the department of personnel service fund.

(2) Not more than \$211,000 of the personnel service fund and 8 FTE's shall be expended for continuation of the cooperative staff utilization review program.

(3) Not more than \$166,000 of the personnel service fund and 8 FTE's shall be utilized for a pilot project directed toward the provision of personnel services for small agencies, boards, and commissions.

(4) Not more than \$38,000 from the general fund shall be expended for a study by the state employees' insurance board to evaluate the effects of including common

school employees within the jurisdiction of the board. The report shall be submitted to the governor and the legislature by October 1, 1980.

NEW SECTION. Sec. 25. FOR THE STATE CAPITOL COMMITTEE

General Fund—Capital Building Construction
 Account Appropriation \$ 20,000

NEW SECTION. Sec. 26. FOR THE DATA PROCESSING AUTHORITY

General Fund Appropriation \$ 1,023,000

NEW SECTION. Sec. 27. FOR THE DEFERRED COMPENSATION COMMITTEE

General Fund Appropriation \$ 35,000

NEW SECTION. Sec. 28. FOR THE STATE FINANCE COMMITTEE

General Fund—Investment Reserve Account Approp-
 priation \$ 991,000

The appropriation contained in this section shall be subject to the following condition or limitation: Not more than \$200,000 shall be expended exclusively for the purpose of a computerized investment management and accounting system.

NEW SECTION. Sec. 29. FOR THE DEPARTMENT OF REVENUE

General Fund Appropriation \$ 29,298,000
 State Timber Reserve Account Appropriation \$ 2,343,000
 Motor Vehicle Fund Appropriation \$ 93,000
 Total Appropriation \$ 31,734,000

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) Not more than \$400,000 of the appropriation from the state timber reserve account shall be expended exclusively to reimburse counties with timberland for the costs of establishing forest land grades for each parcel of classified or designated forest land: PROVIDED, That the assessor of each timbered county has provided the department of revenue with a complete listing of designated and classified land acreage and assessed value by taxing district by December 31, 1979, to qualify for reimbursement for listing of the values of forest land under RCW 84.33.117, as now or hereafter amended. Such information shall be made available to the legislature.

(2) The department shall maintain current services including advisory appraisals as required by RCW 84.41.060.

NEW SECTION. Sec. 30. FOR THE TAX APPEALS BOARD

General Fund Appropriation \$ 718,000

NEW SECTION. Sec. 31. FOR THE DEPARTMENT OF GENERAL ADMINISTRATION

General Fund Appropriation \$ 9,526,000
 Motor Transport Account Appropriation \$ 3,653,000
 General Administration Facilities and Services Revolv-
 ing Fund Appropriation \$ 10,996,000
 Total Appropriation \$ 24,175,000

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) \$871,000 of the General Fund Appropriation shall only be used for replacement of motor transport division vehicles.

(2) \$1,734,000 of the General Fund Appropriation shall only be expended for the banking program and \$700,000 for the savings and loan program, and that revenues generated from fees and charges in these programs must equal or exceed expenditures.

(3) The department shall discontinue transferring agency-owned vehicles to the motor transport division until a cost benefit analysis has been prepared and approved by the senate ways and means committee and the house appropriations committee. Such analysis shall be completed by October 1, 1980, and shall identify those agency-owned vehicles that should be transferred to the motor transport division effective July 1, 1981, and a proposed method of funding the motor transport account for their depreciated value.

(4) The department of agriculture shall transfer \$8,225 from its local fund accounts to the motor transport account and the state treasurer shall transfer to the motor transport account \$4,100 from the fertilizer, agricultural, mineral and lime fund, \$4,100 from the commercial feed fund, \$34,160 from the grain and hay inspection fund, \$4,100 from the community college capital projects account, \$4,100 from the highway safety fund, and \$4,100 from the higher education personnel board service fund. These transfers shall be in accordance with schedules provided by the office of financial management.

(5) The department of general administration shall provide insurance coverage for all state-owned, state-chartered, state-rented, or state employee-owned aircraft being used on authorized state business, including passengers. This coverage shall be in force for all such aircraft, whether piloted by a state employee or by an employee or employees of a charter or rental firm. The department may require reimbursement for premium costs from user agencies on a pro rata basis.

(6) The department of general administration, through the department of purchasing, shall analyze and review the establishment, maintenance, and operation of its central stores in relationship to inflationary trends, economies of scale, effectiveness in meeting agency needs, and financial and accounting control and report its findings and recommendation to the legislature by September 1980.

NEW SECTION. Sec. 32. FOR THE PRESIDENTIAL ELECTORS

General Fund Appropriation \$ 1,000

NEW SECTION. Sec. 33. FOR THE INSURANCE COMMISSIONER

General Fund Appropriation \$ 6,023,000

NEW SECTION. Sec. 34. FOR THE STATE TREASURER—STATE REVENUES FOR DISTRIBUTION

General Fund Appropriation for fire insurance premiums tax distribution	\$ 4,025,000
General Fund Appropriation for snowmobile registration fee distribution	\$ 59,000
General Fund Appropriation for public utility district excise tax distribution	\$ 16,243,000
General Fund Appropriation for prosecuting attorneys' salaries	\$ 1,172,000
General Fund Appropriation for motor vehicle excise tax distribution	\$ 44,138,000
General Fund Appropriation for local mass transit assistance	\$ 66,602,000
General Fund Appropriation for camper and travel trailer excise tax distribution	\$ 2,053,000
General Fund—Harbor Improvement Account Appropriation for harbor improvement revenue distribution	\$ 399,000
Liquor Excise Tax Fund Appropriation for liquor excise tax distribution	\$ 19,159,000
Motor Vehicle Fund Appropriation for motor vehicle fuel tax and overload penalties distribution	\$ 180,969,000

Liquor Board Revolving Fund Appropriation for liquor profits distribution	\$	49,000,000
State Timber Tax Account 'A' Appropriation for distribution to "Timber" counties	\$	23,540,000
State Timber Reserve Account Appropriation for distribution to "Timber" counties	\$	29,620,000
Total Appropriation	\$	436,979,000

NEW SECTION. Sec. 35. FOR THE STATE TREASURER—FEDERAL REVENUES FOR DISTRIBUTION

Forest Reserve Fund Appropriation for forest reserve fund distribution	\$	64,498,000
General Fund Appropriation for federal flood control funds distribution	\$	26,000
General Fund Appropriation for federal grazing fees distribution	\$	50,000
Total Appropriation	\$	64,574,000

NEW SECTION. Sec. 36. FOR THE STATE TREASURER—BOND RETIREMENT AND INTEREST

Fisheries Bond Redemption Fund 1977 Appropriation	\$	1,004,000
Salmon Enhancement Bond Redemption Fund 1977 Appropriation	\$	3,940,000
Higher Education Refunding Bond Retirement Fund 1977 Appropriation	\$	8,782,000
Fire Service Training Center Bond Retirement Fund 1977 Appropriation	\$	76,000
Highway Bond Retirement Fund Appropriation	\$	66,952,000
State Building Construction Bond Redemption Fund Appropriation	\$	4,226,000
State Higher Education Bond Redemption Fund 1977 Appropriation	\$	2,504,000
Public School Building Bond Redemption Fund 1959 Appropriation	\$	4,800,000
Emergency Water Projects Bond Retirement Fund 1977 Appropriation	\$	2,568,000
Public School Building Bond Redemption Fund 1961 Appropriation	\$	7,455,000
General Administration Building Bond Redemption Fund Appropriation	\$	671,000
Juvenile Correctional Institutional Building Bond Redemption Fund 1963 Appropriation	\$	631,000
Outdoor Recreational Bond Redemption Fund Appropriation	\$	2,335,000
Public School Building Bond Redemption Fund 1965 Appropriation	\$	2,456,000
State Building and Higher Education Construction Bond Redemption Fund 1965 Appropriation	\$	5,890,000
Outdoor Recreational Bond Redemption Fund 1979 Appropriation	\$	382,000
Public School Building Bond Redemption Fund 1963 Appropriation	\$	8,712,000
Social and Health Services Bond Redemption Fund 1979 Appropriation	\$	2,673,000
Higher Education Bond Redemption Fund 1979 Appropriation	\$	1,054,000

Fisheries Bond Redemption Fund 1976 Appropriation	\$	767,000
Indian Cultural Center Bond Redemption Fund 1976 Appropriation	\$	76,000
State Building Bond Redemption Fund 1967 Appropria- tion	\$	654,000
Community College Capital Construction Bond Redemp- tion Fund 1975, 1976, 1977 Appropriation	\$	9,510,000
Common School Building Bond Redemption Fund 1976 Appropriation	\$	6,879,000
Outdoor Recreational Bond Redemption Fund 1967 Appropriation	\$	6,255,000
Water Pollution Control Facilities Bond Redemption Fund 1967 Appropriation	\$	3,871,000
State Building and Higher Education Construction Bond Redemption Fund 1967 Appropriation	\$	9,840,000
State Building and Parking Bond Redemption Fund 1969 Appropriation	\$	2,453,000
Waste Disposal Facilities Bond Redemption Fund Appropriation	\$	12,558,000
Water Supply Facilities Bond Redemption Fund Approp- riation	\$	8,902,000
Social and Health Services Facilities 1972 Bond Redemption Fund Appropriation	\$	3,737,000
Recreation Improvements Bond Redemption Fund Appropriation	\$	6,002,000
Community College Capital Improvement Bond Redemption Fund 1972 Appropriation	\$	7,498,000
State Building Authority Bond Redemption Fund Approp- riation	\$	9,842,000
Office-Laboratory Facilities Bond Redemption Fund Appropriation	\$	276,000
University of Washington Hospital Bond Retirement Fund 1975 Appropriation	\$	1,156,000
Washington State University Bond Redemption Fund 1977 Appropriation	\$	511,000
Higher Education Bond Redemption Fund 1975-76 Appropriation	\$	2,168,000
State Building Bond Redemption Fund 1973 Appropria- tion	\$	3,914,000
State Building Bond Retirement Fund 1975 Appropria- tion	\$	693,000
State Higher Education Bond Redemption Fund 1973 Appropriation	\$	4,396,000
Social and Health Services Bond Redemption Fund 1975-76 Appropriation	\$	6,800,000
State Building (Expo 74) Bond Redemption Fund 1973A Appropriation	\$	387,000
Community College Refunding Bond Retirement Fund 1974 Appropriation	\$	9,641,000
State Higher Education Bond Redemption Fund 1974 Appropriation	\$	1,227,000
Pacific Northwest Festival Bond Redemption Fund 1979 Appropriation	\$	382,000
Jail Renovation Bond Retirement Fund Appropriation	\$	1,680,000

Common School Building Bond Retirement Fund 1979		
Appropriation	\$	382,000
General Obligation Bond Retirement Fund Appropria-		
tion	\$	288,000
Total Appropriation	\$	249,856,000

The appropriations contained in this section shall be subject to the following condition or limitation: If the state general obligation bond retirement fund is created by chapter ... (SB 2361 or HB 569), Laws of 1979 1st ex. sess., any appropriation to a bond retirement or redemption fund affected by the provisions of such act shall be deemed to be appropriated to the state general obligation bond retirement fund.

NEW SECTION. Sec. 37. FOR THE PUBLIC DISCLOSURE COMMISSION

General Fund Appropriation	\$	805,000
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NEW SECTION. Sec. 38. FOR THE DEPARTMENT OF RETIREMENT SYSTEMS

General Fund Appropriation	\$	409,353,000
Motor Vehicle Fund Appropriation	\$	27,000
Retirement System Expense Fund Appropriation	\$	4,694,000
Teachers' Retirement Fund Appropriation	\$	1,889,000
Total Appropriation	\$	415,963,000

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) Not more than \$4,694,000 shall be expended from the retirement system expense fund for the administration of the law enforcement officers' and fire fighters' retirement system and the public employees' retirement system.

(2) Not more than \$6,000 from the general fund shall be expended for the administration of the judges' retirement system and the judicial retirement system.

(3) Not more than \$27,000 from the motor vehicle fund shall be expended for administration of the state patrol retirement system.

(4) Not more than \$1,889,000 shall be expended from the teachers' retirement fund for the administration of the teachers' retirement system.

(5) Not more than \$243,600,000 from the general fund (\$67,500,000 of which shall be from general revenue sharing funds received during the 1979-81 biennium) shall be expended for contributions to the teachers' retirement system.

(6) Not more than \$493,000 from the general fund shall be expended for contributions to the judicial retirement system.

(7) Not more than \$554,000 from the general fund shall be expended for contributions to the judges' retirement system.

(8) Not more than \$164,700,000 from the general fund shall be expended for contributions to the law enforcement officers' and fire fighters' retirement system.

NEW SECTION. Sec. 39. FOR THE MUNICIPAL RESEARCH COUNCIL

General Fund Appropriation	\$	880,000
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NEW SECTION. Sec. 40. UNIFORM LEGISLATION COMMISSION

General Fund Appropriation	\$	21,000
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NEW SECTION. Sec. 41. FOR THE BOARD OF ACCOUNTANCY

General Fund Appropriation	\$	517,000
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NEW SECTION. Sec. 42. FOR THE ATHLETIC COMMISSION

General Fund Appropriation	\$	56,000
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NEW SECTION. Sec. 43. FOR THE CEMETERY BOARD

General Fund—Cemetery Account Appropriation \$ 68,000

NEW SECTION. Sec. 44. FOR THE HORSE RACING COMMISSION

Horse Racing Commission Fund Appropriation \$ 1,752,000

The appropriation contained in this section shall be subject to the following condition or limitation: If there are more than five hundred sixty-seven racing days during the 1979-81 biennium, the governor is hereby authorized to allocate such additional funds as may be required.

NEW SECTION. Sec. 45. FOR THE LIQUOR CONTROL BOARD

Liquor Board Revolving Fund Appropriation \$ 58,425,000

NEW SECTION. Sec. 46. FOR THE PHARMACY BOARD

General Fund Appropriation \$ 828,000

NEW SECTION. Sec. 47. FOR THE UTILITIES AND TRANSPORTATION COMMISSION

Public Service Revolving Fund Appropriation—State \$ 11,939,000

Public Service Revolving Fund Appropriation—Federal \$ 338,000

Grade Crossing Protective Fund Appropriation \$ 1,457,000

Total Appropriation \$ 13,734,000

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) \$865,000 from the grade crossing protective fund shall be used solely for obligations incurred in prior biennia.

(2) \$68,000 from the public service revolving fund—state shall be expended for railroad inspectors contingent upon receipt of federal matching funds.

NEW SECTION. Sec. 48. FOR THE BOARD FOR VOLUNTEER FIREMEN

Volunteer Firemen's Relief and Pension Fund Appropriation \$ 102,000

NEW SECTION. Sec. 49. FOR THE DEPARTMENT OF EMERGENCY SERVICES

General Fund Appropriation—State \$ 651,000

General Fund Appropriation—Federal \$ 2,048,000

Total Appropriation \$ 2,699,000

NEW SECTION. Sec. 50. FOR THE MILITARY DEPARTMENT

General Fund Appropriation—State \$ 5,485,000

General Fund Appropriation—Federal \$ 605,000

Total Appropriation \$ 6,090,000

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) No general fund moneys shall be expended for administration, operation or maintenance of the Washington state guard.

(2) Not more than \$206,000 of the general fund appropriation shall be expended solely for national guard educational assistance grants contingent upon chapter ... (2nd SSB 2212 or ESHB 295), Laws of 1979 1st ex. sess. becoming law.

NEW SECTION. Sec. 51. FOR THE PUBLIC EMPLOYMENT RELATIONS COMMISSION

General Fund Appropriation \$ 1,174,000

NEW SECTION. Sec. 52. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

State Funding Sources \$ 1,238,701,000

Federal Funding Sources	\$	852,598,000
Other Funding Sources	\$	13,433,000
Total of all Funding Sources	\$	2,104,732,000
Total FTE Staff Years		28,645

The appropriations contained in sections 53 through 65 of this act shall be subject to the following conditions and limitations:

(1) The department shall not initiate any new services beyond those authorized by appropriation in this act without approval of the office of financial management. The senate ways and means committee and the house appropriations committee of the legislature shall be advised of any approvals.

(2) Funds appropriated to programs in sections 53 through 65 of this act shall be initially allotted reflecting the fiscal assumptions and legislative intent of this act. Analysis of the programmatic impacts and justification of approved amendments to this plan will be conveyed by the office of financial management to the senate ways and means committee and the house appropriations committee of the legislature.

(3) The department of social and health services will cooperate with the state energy office and participate in the programs established by Title III of the National Energy Conservation Policy Act.

NEW SECTION. Sec. 53. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—ADULT CORRECTIONS PROGRAM

General Fund Appropriation	\$	114,904,000
Total FTE Staff Years		4,299

The appropriation contained in this section shall be subject to the following conditions and limitations:

(1) Not more than \$1,702,000 from the general fund shall be expended for community services.

(2) Not more than \$1,716,000 from the general fund and 76.0 FTE's shall be expended for intensive parole.

(3) Not more than \$15,679,000 from the general fund and 731 FTE's shall be expended for probation and parole.

(4) Not more than \$7,002,000 from the general fund and 152 FTE's shall be expended for work/training release.

(5) Not more than \$82,563,000 from the general fund and 3,259 FTE's shall be expended for institutional staffing including custody officer training and 100.0% post coverage.

(6) \$920,000 from the general fund shall be expended to contract with a non-profit corporation to provide a diversionary program for convicted felons with prior conviction records and prior incarcerations. Prior to entering into the contract, the secretary of the department of social and health services must have assurance of the cooperation of the superior court bench of the county in which the program will be implemented. The program shall include the following:

(a) A contractual agreement between such nonprofit corporation and the felon with approval of the sentencing judge. Such agreement will describe work performance and restitution expectations, and judicial conditions and review;

(b) A fully controlled residential component;

(c) Supervision by a probation officer of the department of social and health services;

(d) Coordination of all activities by a case manager employed by such nonprofit corporation;

(e) Job development and placement services which will guarantee each participant regular employment;

(f) Specialized alcohol, drug, and counseling services; and

(g) Participation of community and corporate entities which will provide \$1,212,000 in direct and in-kind support.

(7) Not more than \$25,000 from the general fund will be expended for a program evaluation by an independent third party of the diversionary program set forth in subsection (6) of this section. Such evaluation will commence with the initiation of the contract and shall include the following:

(a) Evaluation of the intake procedures, including initial screening, final screening, the contract between the nonprofit organization and the convicted felon, and the participant selection process;

(b) Evaluation of the program elements;

(c) Evaluation of the program impact on recidivism using the measures of rearrest, type of rearrest offense, reconviction, revocation and recommitment;

(d) Evaluation of the control group;

(e) Data collection and analysis; and

(f) A cost benefit analysis.

(8) In the event chapter ... (Substitute House Bill No. 144), Laws of 1979 1st ex. sess. fails to pass, \$100,000 will be reverted to the general fund.

NEW SECTION. Sec. 54. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—JUVENILE REHABILITATION PROGRAM

General Fund Appropriation—State	\$	54,065,000
General Fund Appropriation—Federal	\$	747,000
Total Appropriation	\$	54,812,000
Total FTE Staff Years		1,966

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) \$1,000,000 from the general fund and 50 FTE staff years shall be held in reserve for the sole purpose of providing adequate staffing within the institutions and to allow residence units not currently being utilized to be opened and staffed. Staffing patterns within the residence units will provide for at least two staff persons during those periods, other than normal sleeping hours, when residents are not attending classes or involved in work programs.

(2) Not more than \$30,000 shall be expended for resource development and coordination and educational program development and coordination.

(3) \$800,000 and 26 FTE staff years shall be expended for a mental health unit at Maple Lane School, except that such unit will be fully implemented and operational by September 30, 1979, except that if such unit is not implemented and operational by September 30, 1979, the operational responsibility will be transferred to the mental health division of the department of social and health services.

(4) No funds shall be expended for the lease-back of any institutional facility.

NEW SECTION. Sec. 55. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—MENTAL HEALTH PROGRAM

General Fund Appropriation—State	\$	98,466,000
General Fund Appropriation—Federal	\$	17,277,000
General Fund Appropriation—Local	\$	2,119,000
Total Appropriation	\$	117,862,000
Total FTE Staff Years		3,110

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) \$31,845,000 of which \$11,396,000 shall be from federal funds shall be expended to maintain and enhance the present level of community mental health services, except that, of this amount, \$187,000 from state funds shall be expended to

continue the "grandfathered" level of support through the 1979-81 biennium at which time this level of support shall be terminated.

(2) \$5,500,000 from state funds shall be expended for the purpose of providing staffing grant-in-aid to the nonprofit community mental health centers.

(3) \$500,000 from state funds shall be expended to implement a program for the violent, disturbed child.

(4) \$262,000 from state funds shall be expended to maintain institutional legal services.

(5) \$302,000 from state funds shall be expended for a demonstration project providing case management, residential, and support services to chronic seriously mentally ill adults who have continual histories of admission and readmission to eastern state hospital.

(6) \$400,000 from state funds shall be expended for a demonstration project in four counties to provide full case management services.

(7) \$984,000, of which \$142,000 shall be from federal funds, and 60 FTE staff years shall be held in reserve for the sole purpose of providing adequate staffing with the state hospitals.

(8) Not more than \$250,000 shall be expended for a demonstration project to reduce the number of hospitalizations of children assessed by mental health professionals as needing hospital care, provided that the project will involve intensive in-home family crisis and education services conducted by highly-trained individuals and shall include an evaluation component to compare the outcomes with those of similar children who are hospitalized. The department shall submit this evaluation to the legislature by January 5, 1981.

NEW SECTION. Sec. 56. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—DEVELOPMENTAL DISABILITIES PROGRAM

General Fund Appropriation—State	\$	97,311,000
General Fund Appropriation—Federal	\$	63,102,000
Total Appropriation	\$	160,413,000
Total FTE Staff Years		6,921

The appropriations contained in this section are subject to the following conditions and limitations:

(1) \$2,100,000 (of which \$840,000 shall be federal funds) and 100 FTE will be expended to staff and operate three state residential treatment centers (SRTC).

(2) \$1,296,000 (of which \$859,000 shall be from federal funds) will be expended for home aide services, assuming five hundred two cases per month in fiscal year 1980 and five hundred forty-two cases per month in fiscal year 1981.

(3) Not more than \$682,000 (of which \$46,000 shall be from federal funds) shall be expended to increase the personal needs allowance of clients in group homes and institutions to \$32.50 per month.

(4) \$78,000 from state funds shall be expended for the provision of legal services for institutionalized persons: PROVIDED, That no moneys may be expended on deinstitutionalization lawsuits.

(5) \$2,793,000 from state funds shall be expended solely for the purpose of providing vendor rate increases.

(6) \$120,000 shall be used to provide protection and advocacy services for the handicapped.

(7) Extended sheltered employment will be provided in the vocational rehabilitation program and none of the appropriations contained in this section shall be expended for such services.

(8) Not more than \$344,000 shall be allocated for a pilot project for disturbed youth to develop a treatment program for certain youth with multiple problems that do not fit within the specific eligibility criteria of the various service programs of the

department of social and health services. The department shall provide the appropriate legislative committees an evaluation and monitoring report semiannually regarding the effectiveness of this pilot project, and shall provide to the forty-seventh legislature, no later than January 5, 1981, an evaluation report containing recommendations for future programming.

NEW SECTION. Sec. 57. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—NURSING HOMES PROGRAM

General Fund Appropriation—State	\$	126,830,000
General Fund Appropriation—Federal	\$	126,152,000
Total Appropriation	\$	252,982,000

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) The funds appropriated in this section shall revert immediately to the general fund if ESSB 2335 fails to be enacted.

(2) For fiscal year 1980, the wages for nursing service personnel shall be the sum of the product of ninety percent of the prevailing wages for the categories of nursing assistants, licensed practical nurses, registered nurses, and noncontractual therapists and related restorative employees, expressed as an hourly rate, based upon the state-wide salary survey as conducted pursuant to RCW 41.06.160, multiplied by the standard hours determined by the department of social and health services.

(3) The wages for all employees, other than those specified in subsection (1) of this section and administrators and assistant administrators, shall be the sum of the product of ninety percent of the prevailing wages, expressed as an hourly rate, based upon the state-wide salary survey as conducted pursuant to RCW 41.06.160, multiplied by the standard hours for such employees developed by the department of social and health services.

(4) For fiscal year 1980, food reimbursement shall be one hundred fifteen percent of the average of all costs for bulk and raw foods and beverages purchased for dietary needs, expressed as a per patient per day amount.

(5) Patient personal needs allowance limitation will be extended to \$32.50 per month.

(6) \$500,000 shall be expended by the department of social and health services for purposes of retaining special private counsel, subject to the concurrence of the governor, to defend the department against law suits challenging the cost reimbursement system of the department of social and health services.

(7) \$810,000, of which \$404,000 shall be from federal funds, shall be used to implement a program which will enable short-term placement in nursing homes.

(8) \$1,800,000 (of which \$900,000 shall be from federal funds) shall be used for reimbursement of costs incurred from the training of nurses' assistants.

NEW SECTION. Sec. 58. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—NURSING HOMES PROGRAM

General Fund Appropriation—State	\$	122,273,000
General Fund Appropriation—Federal	\$	121,595,000
Total Appropriation	\$	243,868,000

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) The wages for nursing service personnel shall be the sum of the product of ninety percent of the prevailing wages for the categories of nursing assistants, licensed practical nurses, registered nurses, and noncontractual therapists and related restorative employees, expressed as an hourly rate, based upon the state-wide salary survey as conducted pursuant to RCW 41.06.160, multiplied by the standard hours determined by the department of social and health services.

(2) The wages for all employees, other than those specified in subsection (1) of this section and administrators and assistant administrators, shall be the sum of the product of ninety percent of the prevailing wages, expressed as an hourly rate, based upon the state-wide salary survey as conducted pursuant to RCW 41.06.160, multiplied by the standard hours for such employees developed by the department of social and health services.

(3) Food reimbursement shall be one hundred fifteen percent of the average of all costs for bulk and raw foods and beverages purchased for dietary needs, expressed as a per patient per day amount.

(4) Reimbursement for administration and operations will include all items not specified in subsections (1), (2), (3), (5), and (6) of this section and shall not exceed the eighty-fifth percentile of all reporting facilities, except that the nursing home facilities may be grouped by factors, other than ownership or legal organizational characteristics, which could reasonably influence cost requirements for administration and operations.

(5) Property reimbursement shall not exceed the predicted cost plus one standard deviation of the necessary and ordinary costs of depreciation, and interest, of owner-operated facilities utilizing a multiple regression formula developed by the department of social and health services, recognizing factors which may be significant, including location, age, and type of facility. Rental costs of leased facilities shall be reimbursed to the extent they do not exceed the upper limit of the multiple regression formula for comparable owner-operated facilities.

(6) The return of net invested equity for each facility will be determined by utilizing Medicare rules and regulations.

(7) Patient personal needs allowance limitation will be extended to \$32.50 per month.

(8) \$500,000 shall be expended by the department of social and health services for purposes of retaining special private counsel, subject to the concurrence of the governor, to defend the department against law suits challenging the cost reimbursement system of the department of social and health services.

(9) \$810,000, of which \$404,000 shall be from federal funds, shall be used to implement a program which will enable short-term placement in nursing homes.

(10) \$1,800,000 (of which \$900,000 shall be from federal funds) shall be used for reimbursement of costs incurred from the training of nurses' assistants.

(11) The funds contained in this section shall revert immediately to the general fund if ESSB 2335 is enacted.

NEW SECTION. Sec. 59. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—INCOME MAINTENANCE GRANTS PROGRAM

General Fund Appropriation—State	\$	313,372,000
General Fund Appropriation—Federal	\$	205,952,000
Total Appropriation	\$	519,324,000

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) \$32,067,000 (of which \$10,072,000 shall be from federal funds) shall be expended for the purposes of providing a 10.0% per year increase to all assistance grants.

(2) \$1,496,000 from state funds shall be expended to increase the personal needs allowance of clients in nursing homes and congregate care facilities to \$32.50 per month.

(3) \$5,036,000 (of which \$448,000 shall be from federal funds) shall be expended solely for vendor rate increases of 7.0% per year.

(4) \$6,646,000 from state funds shall be expended for noncontinuing general assistance, except that after the recipient has been determined eligible for such

assistance for the third time, the recipient's grant will be equivalent to two times the food only standard plus twenty dollars.

(5) \$760,000 from state general funds shall be expended to provide forty-eight hours of shelter care for victims of domestic violence.

(6) \$360,000 from state general funds shall be expended to provide a variable one-time allowance for persons without resources who are discharged from a skilled nursing facility.

(7) \$900,000 of state funds and \$600,000 of federal funds shall be expended to place Kitsap county residents into Area I grant standards eligibility and pay such grants accordingly.

NEW SECTION. Sec. 60. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—COMMUNITY SOCIAL SERVICES GRANTS PROGRAM

General Fund Appropriation—State	\$	77,799,000
General Fund Appropriation—Federal	\$	65,042,000
General Fund Appropriation—Local	\$	100,000
Total Appropriation	\$	142,941,000

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) \$7,404,000 (of which \$2,219,000 shall be from federal funds) shall be expended solely for vendor rate inflationary increases.

(2) \$29,774,000, of which \$23,218,000 shall be from federal funds, shall be expended for the provision of adult chore service payments: **PROVIDED, That:**

(a) A single application and assessment of need shall be utilized in determining eligibility for and allowable amounts of all chore services. All financially eligible applicants shall have their need for said services fairly and equitably evaluated by a competent, trained person, skilled in the assessment of the conditions and needs of elderly and disabled persons. Applicants shall receive notice of the results of the assessment and informed of their right to a fair hearing as provided in RCW 74.08-.070 and 74.08.080.

(b) The provision of chore services shall be coordinated to the extent practical through one agency of the department to avoid fragmentation of service delivery.

(c) All chore services shall be provided to the extent necessary to assure adequate standards of health and hygiene; to maintain a decent, clean, and safe household; and to meet independent living requirements for eligible persons as determined by the department.

(d) The department shall assure that persons eligible for chore services receive such services promptly after eligibility is determined and on a regularly scheduled basis thereafter.

(e) Chore services shall be provided on an emergency basis when regularly scheduled services have been unexpectedly interrupted.

(f) The scope, amount, and duration of services authorized shall not be changed without good cause and prior notice which informs recipients of their right to a fair hearing.

(g) The department shall assist in the recruiting, training, and supervision of workers to the extent necessary to assure that clients receive chore services reasonably qualified to perform the required tasks.

(h) The department, in carrying out its program, shall assure that payment to providers and workers performing chore services is made on a prompt and regular basis, and that all workers employed under this program are paid at least the federally established minimum wage: **PROVIDED FURTHER, That** recipients of the chore services shall be afforded the following rights and protections:

(i) No recipient shall be discriminated against for reasons of race, sex, age, marital status, language background or fluency, religion, or any mental, physical, or sensory handicap;

(ii) All recipients' rights of privacy and confidentiality shall be respected in the provision of chore services;

(iii) All recipients have the right to receive quality care provided with dignity and consideration from trained chore service workers who are able to communicate with the recipient; and

(iv) All recipients, or their legal guardians, shall have the right to take an active role in the planning and management of such services, including a reasonable choice of providers.

(3) \$15,006,000, of which \$10,444,000 shall be from federal funds, shall be expended for the provision of child day care payments.

(4) \$161,000 from state funds shall be provided to the department of personnel alcoholism program for state employees stationed in eastern Washington, except that this program shall be initiated in eastern Washington by January 1, 1980; otherwise the funds shall revert to the general fund.

(5) \$866,000, of which \$434,000 shall be from federal funds, shall be expended to provide enhancement of the foster care program, including the establishment of a foster parent's property damage or loss fund, an increase in the clothing allowance, and a children's needs assessment.

(6) Reimbursement to private child caring agencies responsible for foster care placement shall be increased from \$33 per month per child to \$50 per month per child.

NEW SECTION. Sec. 61. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—MEDICAL ASSISTANCE GRANTS PROGRAM

General Fund Appropriation—State	\$	201,114,000
General Fund Appropriation—Federal	\$	148,435,000
Total Appropriation	\$	349,549,000

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) \$23,743,000 (of which \$9,628,000 shall be from federal funds) shall be expended solely for inflationary increases for hospitals.

(2) \$23,236,000 (of which \$10,307,000 shall be from federal funds) shall be expended solely for inflationary increases for medical vendors other than hospitals.

NEW SECTION. Sec. 62. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—PUBLIC HEALTH PROGRAM

General Fund Appropriation—State	\$	20,556,000
General Fund Appropriation—Federal	\$	49,745,000
General Fund Appropriation—Local	\$	400,000
General Fund Appropriation—State and Local Improvements Revolving Account—Water Supply Facilities: Appropriated pursuant to chapter 128, Laws of 1972 ex. sess. (Referendum 27)— Reappropriation	\$	10,814,000
Total Appropriation	\$	81,515,000
Total FTE Staff Years		838

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) \$1,266,000 from state funds shall be used solely for supplemental funding to kidney centers.

(2) \$400,000 from state funds will be used solely to continue the contract for the purchase of cancer research.

(3) Not less than \$674,000 (of which \$506,000 shall be from federal funds) and 42 FTE staff years shall be spent for administration of the early periodic screening, testing, diagnosis, and treatment program (EPSDT).

(a) Local offices are to provide outreach for the EPSDT program.

(b) The department shall develop a screening/billing form to be used by EPSDT providers as a requirement for payment.

(c) The department shall develop a reporting system which will enable follow-up to the EPSDT diagnosis and treatment process.

(d) 2 FTE's shall be used by the department for the coordination and management of the EPSDT program.

NEW SECTION. Sec. 63. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—VOCATIONAL REHABILITATION PROGRAM

General Fund Appropriation—State	\$	7,196,000
General Fund Appropriation—Federal	\$	35,741,000
Total Appropriation	\$	42,937,000
Total FTE Staff Years		658

The appropriation contained in this section shall be subject to the following condition or limitation: \$2,871,000 of which \$2,153,000 shall be federal funds shall be expended for the extended sheltered employment program.

NEW SECTION. Sec. 64. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—ADMINISTRATION AND SUPPORTING SERVICES PROGRAM

General Fund Appropriation—State	\$	54,425,000
General Fund Appropriation—Federal	\$	34,837,000
Total Appropriation	\$	89,262,000
Total FTE Staff Years		3,061

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) Not more than \$14,704,000 of which \$6,718,000 shall be federal funds, and 740 FTE's shall be expended for support enforcement.

(2) Not more than \$2,835,000 of which \$917,000 shall be federal funds, and 104 FTE's shall be expended for fair hearings.

(3) Not more than \$17,678,000 of which \$4,408,000 shall be federal funds, and 526 FTE's shall be expended for information systems.

(4) \$115,000 of which \$23,000 shall be federal funds shall be expended to increase the personal needs allowance to \$32.50 per month.

NEW SECTION. Sec. 65. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—COMMUNITY SERVICES ADMINISTRATION PROGRAM

General Fund Appropriation—State	\$	73,563,000
General Fund Appropriation—Federal	\$	106,168,000
Total Appropriation	\$	179,731,000
Total FTE Staff Years		7,792

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) Fifty-two FTE's shall be utilized in the delinquency prevention and crisis intervention intake services.

(2) Not more than 258 FTE staff years and \$7,852,000 (of which \$7,736,000 shall be from federal funds) shall be utilized in the disability insurance benefits section.

(3) Not more than 306 FTE staff years and \$13,844,000 (of which \$8,901,000 shall be from federal funds) shall be utilized in the medical assistance administration program.

(4) The department of social and health services shall obtain competitive bids from the private sector for the purpose of the administration of the dental program with medical assistance.

NEW SECTION. Sec. 66. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—REAPPROPRIATIONS

General Fund Appropriation—State	\$	21,357,000
General Fund Appropriation—Federal	\$	15,343,000
Total Appropriation	\$	36,700,000

The appropriations contained in this section shall be subject to the following condition or limitation: These general fund reappropriations shall be for services and supplies not in excess of the unexpended balance of the 1977-1979 allotments for such purpose.

NEW SECTION. Sec. 67. FOR THE DEPARTMENT OF VETERANS AFFAIRS

General Fund Appropriation—State	\$	13,386,000
General Fund Appropriation—Local	\$	1,593,000
Total Appropriation	\$	14,979,000

NEW SECTION. Sec. 68. FOR THE PLANNING AND COMMUNITY AFFAIRS AGENCY

General Fund Appropriation—State	\$	4,930,000
General Fund Appropriation—Federal	\$	10,024,000
Total Appropriation	\$	14,954,000

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) \$7,035,000 from federal funds and 18.0 FTE staff years shall be expended exclusively to provide support to local agencies' weatherization programs.

(2) \$200,000 from the general fund—state appropriation shall be expended and distributed to border towns within seven air miles of the Canadian border. These moneys shall be disbursed to these communities on the basis of border traffic and historical public impacts of law enforcement problems caused by the border on local budgets. No moneys in this subsection may be used by the planning and community affairs agency for its own purposes in administering these funds.

(3) Not more than \$970,000 of the general fund appropriation shall be allocated to Yakima county to conduct a pilot project the purposes of which shall be to coordinate resolution of existing jurisdictional conflicts relative to providing of law enforcement services to the Yakima Indian Reservation among federal, state, local, and tribal authorities and to develop a model plan of action for use by other localities in resolving similar jurisdictional conflicts which hinder delivery of law enforcement services to an Indian reservation community: **PROVIDED**, That this appropriation shall be contingent upon the receipt by Yakima county of a like amount of federal funds earmarked for the same purpose.

(4) \$110,000 from the general fund—state appropriation shall be utilized for a grant to the city of Port Angeles to design, construct, and equip a marine laboratory and support facility. Such funds are contingent upon the prior receipt of \$40,000 in private, local, or federal funds.

(5) Up to \$250,000 of the appropriation shall be used exclusively for the provision of the assistance of a special prosecutor on the investigation of indictments linking local government officials to criminal operations: **PROVIDED**, That the total assistance provided pursuant to this section and section 11, chapter 15, Laws of

1979 shall not exceed \$300,000. To the extent possible, this appropriation shall be used to match available federal and local funds for this purpose.

(6) Not more than \$83,000 from the general fund—state appropriation shall be provided as a grant to the city of Dayton to complete the restoration of the historic depot museum and grounds.

(7) Not more than \$380,000 from the state general fund shall be expended exclusively to provide a fifty percent state match for federal funds in the community services program. In the event the federal government requires a lesser state matching rate, an appropriate amount of state general funds shall be placed in allotment reserve for the remainder of the biennium.

(8) \$140,000 of the state general fund appropriation shall be expended exclusively for the continuation of programs of the Washington association of sheriffs and police chiefs.

NEW SECTION. Sec. 69. FOR THE HUMAN RIGHTS COMMISSION

General Fund Appropriation—State	\$	2,967,000
General Fund Appropriation—Federal	\$	340,000
Total Appropriation	\$	3,307,000

NEW SECTION. Sec. 70. FOR THE BOARD OF INDUSTRIAL INSURANCE APPEALS

General Fund Appropriation	\$	82,000
Accident Fund Appropriation	\$	1,456,000
Medical Aid Fund Appropriation	\$	1,455,000
Total Appropriation	\$	2,993,000

NEW SECTION. Sec. 71. FOR THE WASHINGTON STATE CRIMINAL JUSTICE TRAINING COMMISSION

General Fund—Criminal Justice Training Account		
Appropriation	\$	3,783,000

NEW SECTION. Sec. 72. FOR THE DEPARTMENT OF LABOR AND INDUSTRIES

General Fund Appropriation—State	\$	7,778,000
General Fund Appropriation—Federal	\$	110,000
General Fund—Crime Victims' Compensation		
Account Appropriation	\$	10,000
Accident Fund Appropriation—State	\$	28,000,000
Accident Fund Appropriation—Federal	\$	358,000
Electrical License Fund	\$	5,888,000
Medical Aid Fund Appropriation	\$	24,371,000
Plumbing Certificate Fund	\$	199,000
Pressure Systems Safety Fund	\$	499,000
Total Appropriation	\$	67,213,000

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) General fund expenditures for the Building and Construction Program together with associated indirect cost and salary increase costs shall not exceed general fund revenue from the Building and Construction Program.

(2) 30 FTE staff years may be expended for electrical licensing and regulation activity.

NEW SECTION. Sec. 73. FOR THE BOARD OF PRISON TERMS AND PAROLES

General Fund Appropriation	\$	1,984,000
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NEW SECTION. Sec. 74. FOR THE HOSPITAL COMMISSION

General Fund Appropriation—State	\$	326,000
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General Fund Appropriation—Federal	\$	528,000
General Fund—Hospital Commission Account Approp- riation	\$	557,000
Total Appropriation	\$	1,411,000

The appropriations contained in this section shall be subject to the following condition or limitation: If the federally funded prospective reimbursement project is extended beyond September 30, 1980, state general funds shall be placed in reserve to the extent that state funds can be replaced by federal funds.

NEW SECTION. Sec. 75. FOR THE EMPLOYMENT SECURITY DEPARTMENT

General Fund Appropriation—State	\$	3,083,000
General Fund Appropriation—Federal	\$	173,441,000
General Fund Appropriation—Local	\$	684,000
Administrative Contingency Fund Appropriation— Federal	\$	428,000
Unemployment Compensation Administration Fund Appropriation	\$	81,180,000
Total Appropriation	\$	258,816,000

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) Not more than \$133,000 of the general fund appropriation shall be expended for support of the Washington occupational information system.

(2) Not more than \$68,000 shall be expended for the operation and maintenance of the Buena migrant housing camp.

NEW SECTION. Sec. 76. FOR THE COMMISSION FOR THE BLIND

General Fund Appropriation—State	\$	2,463,000
General Fund Appropriation—Federal	\$	5,090,000
Total Appropriation	\$	7,553,000

NEW SECTION. Sec. 77. FOR THE JAIL COMMISSION

General Fund Appropriation	\$	360,000
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NEW SECTION. Sec. 78. FOR THE STATE ENERGY OFFICE

General Fund Appropriation—State	\$	1,021,000
General Fund Appropriation—Federal	\$	5,140,000
Total Appropriation	\$	6,161,000

The appropriations contained in this section shall be subject to the following condition or limitation: \$1,167,000 of the general fund—federal appropriation shall be expended exclusively by schools, hospitals, units of local governments, and public care institutions for energy conservation programs pursuant to the provisions of the National Energy Conservation Policy Act.

NEW SECTION. Sec. 79. FOR THE OCEANOGRAPHIC COMMISSION

General Fund Appropriation	\$	384,000
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NEW SECTION. Sec. 80. FOR THE COLUMBIA RIVER GORGE COMMISSION

General Fund Appropriation—State	\$	5,000
General Fund Appropriation—Federal	\$	26,000
Total Appropriation	\$	31,000

NEW SECTION. Sec. 81. FOR THE DEPARTMENT OF ECOLOGY

General Fund Appropriation—State	\$	18,212,000
General Fund Appropriation—Federal	\$	8,907,000

General Fund—Special Grass Seed Burning Research Account Appropriation	\$	15,000
General Fund—Reclamation Revolving Account Appropriation	\$	874,000
General Fund—Litter Control Account Appropriation	\$	3,344,000
Stream Gaging Basic Data Fund Appropriation	\$	197,000
General Fund—State and Local Improvements Revolving Account—Waste Disposal Facilities: Appropriated pursuant to chapter 127, Laws of 1972 ex. sess. (Referendum 26)	\$	100,918,000
General Fund—Water Pollution Control Facilities Account Appropriation	\$	50,000
General Fund—State and Local Improvements Revolving Account—Water Supply Facilities: Appropriated pursuant to chapter 128, Laws of 1972 ex. sess. (Referendum 27)	\$	14,146,000
General Fund—Emergency Water Project Revolving Account Appropriation (These funds will be a reap- propriation of projects approved in the 1977–79 operating budget)	\$	200,000
Total Appropriation	\$	146,863,000

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) \$1,142,000 in state funds from this appropriation shall be expended by the department of ecology for matching purposes for activated air pollution control authorities, and if such authorities do not expend an equal amount to match these funds during the 1979–81 biennium, such unmatched unexpended state funds shall be available to the department.

(2) Up to \$1,464,000 from federal air pollution control grant funds shall be made available to activated air pollution control authorities in the state as directed by the federal environmental protection agency.

(3) \$235,000 of the general fund appropriation—state shall be expended within the field operations program for the Washington state conservation commission for ongoing commission staff functions, including those responsibilities related to the implementation phase of section 208, P.L. 92–500, the federal clean water act.

(4) On or before October 1, 1979, the department of ecology shall file with the ways and means committee of the senate and the appropriations committee of the house of representatives a master compilation by project type of those projects proposed for funding during the 1979–81 biennium from the appropriations for waste disposal facilities and municipal and industrial water supply facilities. The department shall submit updates for the master compilation to such committees at six month intervals during the 1979–81 biennium. The updates shall reflect project completions, deletions, substitutions, or additions made during the course of administering such projects. If the department proposes to change or modify any project list on the master compilation, it shall give the senate ways and means committee and the house appropriations committee thirty days written notice of such change or modification prior to the expenditure or obligation of any funds appropriated by this section. The department shall inform such committees as soon as practicable of emergent federal action which has any effect whatsoever on the appropriations for waste disposal facilities and water supply facilities.

(5) The appropriation from the state and local improvements revolving account—municipal and industrial water supply facilities may be expended to pay

up to fifty percent of the eligible cost of any project, as a grant or loan or combination thereof. Also, the department may loan up to one hundred percent of the eligible costs of preconstruction activities and the department may provide up to one hundred percent of the costs necessary to meet the conditions required to receive federal funds.

(6) The appropriation from the state and local improvements revolving account—waste disposal facilities may be expended by the department to pay for up to fifty percent of the eligible cost of any project, as a grant or loan or combination thereof, for waste water treatment or disposal, agricultural pollution, lake rehabilitation, or solid waste management facilities. The department is hereby authorized to provide up to one hundred percent of the costs necessary to meet the conditions required to receive federal funds.

(7) Not more than \$500,000 of the state general fund appropriations shall be expended for an auto emissions inspection program, contingent upon the passage of House Bill No. 298.

NEW SECTION. Sec. 82. FOR THE POLLUTION CONTROL HEARINGS BOARD

General Fund Appropriation	\$	542,000
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NEW SECTION. Sec. 83. FOR THE ENERGY FACILITY SITE EVALUATION COUNCIL

General Fund Appropriation—State	\$	505,000
General Fund Appropriation—Private/Local	\$	863,000
Total Appropriation	\$	1,368,000

NEW SECTION. Sec. 84. FOR THE SHORELINES HEARING BOARD

General Fund Appropriation	\$	41,000
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The appropriation contained in this section shall be subject to the following condition or limitation: \$19,000 is to be used exclusively for court reporting costs.

NEW SECTION. Sec. 85. FOR THE STATE PARKS AND RECREATION COMMISSION

General Fund Appropriation—State	\$	24,449,000
General Fund Appropriation—Federal	\$	100,000
General Fund Appropriation—Private/Local	\$	258,000
General Fund—Trust Land Purchase Account Appropriation	\$	2,522,000
General Fund—Winter Recreation Parking Account Appropriation	\$	64,000
General Fund—Outdoor Recreation Account Approp- riation	\$	70,000
Motor Vehicle Fund Appropriation	\$	800,000
Total Appropriation	\$	28,263,000

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) No currently operating state park will be closed due to budgetary constraints.

(2) The commission shall make no contractual agreements or receive any donation of real property or an interest therein which commits the commission to either assuming on a current basis or to requesting funds at a future time for operating, development, or acquisition costs without prior approval of the senate ways and means committee and house appropriations committee.

(3) \$155,000 shall be expended within the park operation program for continuation of contractual agreements with Grays Harbor and Pacific counties for beach patrol and law enforcement on North Beach, South Beach, and Long Beach.

(4) Not more than \$900,000 of the trust land purchase account appropriation shall be expended to purchase the total state-owned Heart Lake property located in section 36, township 35 north, range 1 east W.M. located in Skagit county if such amount is equal to or more than the fair market value of the total property.

(5) Not more than \$15,000 shall be expended for the purpose of making a grant to the port of Skagit county for the operation of the historical railway from Sedro Woolley to Concrete. Any portion of the grant not spent ending June 30, 1981, shall be returned to the general fund of the state of Washington. Any net profit, up to the amount expended in the grant to the port of Skagit county for the operation of the historical railway, but not to exceed \$15,000, earned by the railway ending June 30, 1981, shall be reimbursed to the general fund of the state of Washington.

(6) Not more than \$228,000 shall be expended for an experimental campsite reservation system for Washington residents.

(7) Not more than \$80,000 shall be expended for operation of the Goldendale observatory.

NEW SECTION. Sec. 86. FOR THE OFFICE OF ARCHAEOLOGY AND HISTORIC PRESERVATION

General Fund Appropriation—State	\$	100,000
General Fund Appropriation—Federal	\$	2,340,000
General Fund—State and Local Improvements		
Revolving Account Appropriation—Public Rec-		
reation Facilities: Appropriated pursuant to section		
4(3), chapter 129, Laws of 1972 ex. sess.	\$	432,000
Total Appropriation	\$	2,872,000

NEW SECTION. Sec. 87. FOR THE INTERAGENCY COMMITTEE FOR OUTDOOR RECREATION

General Fund—Outdoor Recreation Account Appo-		
riation	\$	27,997,000

The appropriation contained in this section shall be subject to the following condition or limitation: Not more than \$1,094,000 is to be expended for administration.

NEW SECTION. Sec. 88. FOR THE DEPARTMENT OF COMMERCE AND ECONOMIC DEVELOPMENT

General Fund Appropriation—State	\$	3,642,000
General Fund Appropriation—Federal	\$	213,000
Motor Vehicle Fund Appropriation	\$	380,000
Total Appropriation	\$	4,235,000

The appropriations contained in this section shall be subject to the following condition or limitation: \$120,000 of the general fund—state appropriation is intended exclusively for minority business development.

NEW SECTION. Sec. 89. FOR THE DEPARTMENT OF FISHERIES

General Fund Appropriation—State	\$	35,288,000
General Fund Appropriation—Federal	\$	4,154,000
General Fund Appropriation—Private/Local	\$	1,241,000
General Fund—Lewis River Hatchery Account		
Appropriation	\$	28,000
Vessel, Gear, License, and Permit Reduction Fund		
Appropriation	\$	756,000
Total Appropriation	\$	41,467,000

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) Not more than \$348,000 of the general fund—state appropriation may be used for renovation of the Olympia office.

(2) The appropriations contained in this section shall include \$300,000 directed to a volunteer cooperative salmon enhancement program. No compensation shall be given by the department to volunteer participants in the program: PROVIDED, That fertilized salmon eggs and other necessary materials shall be furnished at no cost.

NEW SECTION. Sec. 90. FOR THE DEPARTMENT OF GAME

General Fund Appropriation—State	\$	29,000
General Fund—ORV (Off-Road Vehicle) Account		
Appropriation	\$	101,000
Game Fund Appropriation—State	\$	26,151,000
Game Fund Appropriation—Federal	\$	6,483,000
Game Fund Appropriation—Private/Local	\$	686,000
Game Special Wildlife Account Appropriation	\$	163,000
Total Appropriation	\$	33,613,000

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) \$42,000 of the state game fund—state appropriation shall be transferred to the Silver Lake flood control district in Cowlitz county to defray legal costs associated with construction and operation of a regulating structure stabilizing the level of water in Silver Lake.

(2) Not more than \$5,180,000 of this appropriation shall be expended in the administration program.

(3) The department shall make no contractual agreements or receive any donation of real property or an interest therein which commits the department to either assuming on a current basis or to requesting funds at a future time for operating, development, or acquisition costs without prior approval of the senate ways and means committee and house appropriations committee.

NEW SECTION. Sec. 91. FOR THE DEPARTMENT OF NATURAL RESOURCES

General Fund Appropriation—State	\$	21,652,000
General Fund Appropriation—Federal	\$	452,000
General Fund—ORV (Off-Road Vehicle) Account		
Appropriation	\$	2,583,000
General Fund—Forest Development Account		
Appropriation	\$	10,016,000
General Fund—State Timber Reserve Account		
Appropriation	\$	2,338,000
General Fund—Landowner Contingency Forest Fire		
Suppression Account Appropriation	\$	1,000,000
General Fund—Resource Management Cost Account		
Appropriation	\$	36,994,000
General Fund—Outdoor Recreation Account		
Appropriation	\$	1,201,000
Total Appropriation	\$	76,236,000

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) All federal funds received by the department of natural resources shall be placed in the general fund—federal with the exception of federal funds received for the private forestry assistance and regulation program.

(2) If more than \$198,000 in Clark McNary funds are received for the private forestry assistance and regulation program, a like amount of general fund moneys shall be placed in reserve.

(3) \$1,842,000 of the general fund—state appropriation shall be expended exclusively for emergency forest fire suppression. Such funds shall also be available for interfund loans with the landowners forest fire suppression account.

(4) The recreation program shall be split into two elements for accounting and allotment purposes: Maintenance and capital enhancement.

(5) \$250,000 of the general fund—state appropriation shall be expended by the department in a program directed toward the eradication of the star thistle weed (*centaurea solstitialis*), knapweed (*centaurea L.*), and bindweed (*convolvulus*). The department shall provide a one-third state share for problem areas to such lands which are privately owned if participating counties and individual landowners provide their equal one-third shares, and not to exceed \$30,000 for cooperative studies for control, demonstration plots, application rates, and timing, with the department of forestry and range management at Washington State University.

(6) \$1,443,000 of the general fund—state appropriation, \$89,000 of the forest development account appropriation, and \$1,215,000 of the resource management cost account appropriation shall be expended within the forest rehabilitation program for the operation of Clearwater, Larch Mountain, Indian Ridge, and Skagit county honor camps. However, \$264,000 of the general fund—state appropriation, \$15,000 of the forest development account appropriation, \$219,000 of the resource management cost account appropriation and 9 FTE staff years shall not be expended until the Skagit county honor camp is fully constructed and operating in conjunction with the department of social and health services.

(7) Up to \$2,000,000 of the forest development account appropriation shall be used as available in place of the resource management cost account appropriation with the replaced resource management cost account reverting to reserve not to be expended for any purpose.

(8) Not more than \$1,700 shall be expended for costs associated with the state board of geographic names.

(9) The department shall submit a report to the legislature detailing the findings of the mineral resource inventory no later than January 1, 1981.

(10) The department shall not use any funds appropriated by this section to purchase the services of independent fee appraisers for the purpose of reappraising the value of leased lands located within harbor areas which are devoted principally to water-dependent recreational use, except where necessary in the defense of a legal proceeding brought against the department.

NEW SECTION. Sec. 92. FOR THE FOREST PRACTICES APPEALS BOARD

General Fund Appropriation \$ 68,000

NEW SECTION. Sec. 93. FOR THE DEPARTMENT OF AGRICULTURE

General Fund Appropriation—State \$ 7,989,000

General Fund Appropriation—Federal \$ 498,000

General Fund—Feed and Fertilizer Account Appropriation \$ 22,000

Fertilizer, Agricultural, Mineral and Lime Fund Appropriation \$ 324,000

Commercial Feed Fund Appropriation—State \$ 314,000

Commercial Feed Fund Appropriation—Federal \$ 24,000

Seed Fund Appropriation \$ 763,000

Nursery Inspection Fund Appropriation \$ 266,000

Grain and Hay Inspection Fund Appropriation \$ 7,352,000

Total Appropriation \$ 17,552,000

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) Not more than \$180,000 of the general fund appropriation—state shall be expended by the department for its one-third share for the special tansy ragwort control program in conjunction with those county noxious weed control boards which have placed tansy ragwort on their noxious weed list. Continued state expenditures are conditioned on the continuation of payment of an equal one-third share by participating county noxious weed control boards and individual landowners. No county noxious weed control board or individual landowners shall be eligible for the state's one-third share unless such board or landowner has developed a range management program approved by the department in cooperation with the appropriate local or other agency responsible for the conservation. \$30,000 of the \$180,000 shall be expended in cooperation with Washington State University for research into seed physiology and morphology as related to herbicide effects and the effects of mineral supplementation on pyrrolizidine alkaloid toxicity of tansy ragwort (*Senecio-Jacobaea*).

(2) \$10,000 of the general fund appropriation—state shall be expended for the continued implementation of the starling control program.

(3) Not more than \$460,000 of the general fund appropriation—state shall be expended to provide for brucellosis vaccinations, by veterinarians in private practice, to beef and dairy cattle in order to suppress the disease. Not more than \$40,000 of the general fund appropriation—state shall be expended for administration of this program. The department of agriculture shall make known the program and shall encourage beef and dairy cattle operations to participate. The department shall supply necessary vaccine and other materials certifying vaccination. The department shall adopt rules, including a schedule of costs, which shall not allow separate reimbursement to veterinarians of "trip" fees or mileage expense nor injection paraphernalia. Maximum reimbursement shall be \$2 per vaccination.

NEW SECTION. Sec. 94. FOR THE STATE PATROL

General Fund Appropriation	\$	9,994,000
Motor Vehicle Fund Appropriation	\$	69,897,000
Total Appropriation	\$	79,891,000

NEW SECTION. Sec. 95. FOR THE VEHICLE EQUIPMENT SAFETY COMMISSION

Highway Safety Fund Appropriation	\$	8,000
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NEW SECTION. Sec. 96. FOR THE TRAFFIC SAFETY COMMISSION

Highway Safety Fund Appropriation—State	\$	169,000
Highway Safety Fund Appropriation—Federal	\$	7,980,000
Total Appropriation	\$	8,149,000

NEW SECTION. Sec. 97. FOR THE DEPARTMENT OF LICENSING

General Fund Appropriation	\$	7,132,000
General Fund—Architects' License Account Appropriation	\$	149,000
General Fund—Commercial Automobile Driver Training School Account Appropriation	\$	4,000
General Fund—Opticians' Account Appropriation	\$	28,000
General Fund—Optometry Account Appropriation	\$	74,000
General Fund—Professional Engineers' Account Appropriation	\$	418,000
General Fund—Real Estate Commission Account Appropriation	\$	2,312,000

General Fund—Sanitarians' Licensing Account		
Appropriation	\$	16,000
General Fund—Board of Psychological Examiners		
Account Appropriation.....	\$	36,000
Game Fund Appropriation.....	\$	85,000
Highway Safety Fund Appropriation	\$	24,508,000
Motor Vehicle Fund Appropriation.....	\$	21,058,000
Motor Vehicle Fund—Vehicle Title Guarantee		
Account Appropriation.....	\$	12,000
Total Appropriation	\$	55,832,000

The appropriations contained in this section shall be subject to the following condition or limitation: Not more than \$698,000 shall be expended for the business licensing center.

NEW SECTION, Sec. 98. FOR THE COUNTY ROAD ADMINISTRATION BOARD

Motor Vehicle Fund Appropriation.....	\$	190,000
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NEW SECTION, Sec. 99. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION (INCLUDING THE STATE BOARD FOR EDUCATION)

General Fund Appropriation—State.....	\$	11,906,000
General Fund Appropriation—Federal.....	\$	6,288,000
General Fund—Traffic Safety Education Account		
Appropriation	\$	378,000
Total Appropriation	\$	18,572,000

The appropriations contained in this section shall be subject to the following conditions and limitations:

- (1) Not more than \$378,000 shall be expended for the state office administration of the traffic safety education program.
- (2) Not more than \$30,000 shall be expended to collect enrollment data from all private elementary and secondary schools commencing with the 1979-80 school year.
- (3) The superintendent shall contract for services relating to proprietary educational clinics as an alternative education program for high school dropouts for not more than \$1,300,000 from funds appropriated by this section.
- (4) No district may grant from any fund source whatsoever any percentage salary increase greater than those provided or authorized in subsections (10) and (11) of section 14 of this act.
- (5) The superintendent of public instruction shall provide a report to the house appropriations and senate ways and means committees of the legislature no later than December 1, 1980, which details each local district's expenditure of moneys appropriated for the 1979-80 school year in subsection (1)(g) and (h) of section 100 of this act by object of expenditure by fund source.
- (6) Local school districts may use funds appropriated pursuant to section 100 of this act for the support of instructional and public broadcasting.
- (7) Not more than \$600,000 from the appropriation contained in section 100 of this act shall be used exclusively to match federal funds allocated to the state under the provisions of section 140 of Public Law 94-482 for the purpose of providing special vocational programs for the disadvantaged.
- (8) Not less than \$72,000 of state funds shall be expended to implement the provisions of chapter 28A.85 RCW.

NEW SECTION, Sec. 100. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—BASIC EDUCATION ALLOCATION FOR FISCAL YEARS 1980 AND 1981

General Fund Appropriation \$ 1,783,063,000

The appropriation contained in this section shall be subject to the following conditions and limitations:

(1) The allocation of moneys for a basic education allocation per annual average full time equivalent student for the 1979-80 school year and 1980-81 school year in each school district shall be determined by the superintendent of public instruction as follows: PROVIDED, That such basic education allocation so determined shall be converted and distributed on an annual average full time equivalent student basis:

(a) Respecting certificated employees: A numerical allocation of one certificated staff unit shall be established for each average annual twenty full time equivalent kindergarten, elementary, and secondary students, excluding secondary vocational full time equivalent students enrolled in a vocational program approved by the superintendent of public instruction.

(b) Respecting certificated employees: A numerical allocation of one certificated staff unit shall be established for each average annual sixteen and sixty-seven one-hundredths full time equivalent students enrolled in a vocational education program approved by the superintendent of public instruction.

(c) Respecting certificated employees: Numerical allocations of certificated staff units shall be established for districts enrolling not more than one hundred average annual full time equivalent students and for small school plants within any school district, which such small plants have been judged to be remote and necessary by the state board of education as follows:

(i) For grades K-6, for enrollments of not more than sixty annual average full time equivalent students, three certificated staff units;

(ii) For grades K-6, for enrollments above sixty annual average full time equivalent students, additional certificated staff units based upon a ratio of one certificated staff unit per twenty annual average full time equivalent students;

(iii) For grades 7 and 8, for enrollments of not more than twenty annual average full time equivalent students, one certificated staff unit;

(iv) For grades 7 and 8, for enrollment above twenty annual average full time equivalent students, additional certificated staff units based upon a ratio of one certificated staff unit per twenty annual average full time equivalent students.

(d) Respecting certificated employees: Numerical allocations of certificated staff units shall be established for districts operating high schools with total district enrollment of not more than three hundred average annual full time equivalent students as follows:

(i) Nine and one-half certificated staff units for the first sixty annual average full time equivalent students;

(ii) Additional certificated staff units based upon a ratio of one certificated staff unit per forty-three and one-sixth average annual full time equivalent students.

(e) Compensation for the 1979-80 school year shall be calculated as herein provided for certificated staff units generated in subsections (1) (a) through (d) of this section using each district's 1978-79 average base salary level determined from the common education and experience table developed in accordance with actual local district practice times each district's 1979-80 education and experience factor from that table improved by 7.43%. Compensation shall be calculated for the 1980-81 school year as herein provided for certificated staff units generated in subsections (1) (a) through (d) of this section using each district's 1978-79 average base salary level determined from the common education and experience table developed in accordance with actual local district practice times each district's 1980-81 education and experience factor from that table improved by 7.78%.

(f) Respecting classified employees: A numerical allocation of one classified staff unit for each three certificated staff units as computed for the purposes of subsections (1) (a), (c), and (d) of this section for each school district shall be established. For the purposes of subsection (1)(b) of this section, a numerical allocation of one classified staff unit for each sixty secondary vocational full time equivalent students enrolled in a vocational program approved by the superintendent of public instruction shall be established for each school district. Compensation including benefits for the 1979-80 school year shall be calculated as herein provided for classified staff units generated in this subsection by multiplying those units times each district's 1978-79 average classified salary improved by 19.31%. Compensation including benefits for the 1980-81 school year shall be calculated as herein provided for classified staff units generated in this subsection by multiplying those units times each district's 1978-79 average classified salary improved by 19.66%.

(g) Respecting nonemployee related costs: The allocation of additional moneys for nonemployee related costs for the 1979-80 school year shall utilize the number of certificated staff units as computed for the purposes of subsections (1) (a), (c), and (d) of this section, multiplied by \$3,910 for each such certificated staff unit and shall utilize the number of certificated staff units computed for the purposes of subsection (1)(b) of this section, multiplied by \$6,893 for each such certificated staff unit.

(h) Respecting nonemployee related costs: The allocation of additional moneys for nonemployee related costs for the 1980-81 school year shall utilize the number of certificated staff units as computed for the purposes of subsections (1) (a), (c), and (d) of this section, multiplied by \$4,184 for each such certificated unit and shall utilize the number of certificated staff units computed for the purposes of subsection (1)(b) of this section multiplied by \$7,375 for each such certificated staff unit.

(2) Respecting districts experiencing enrollment declines: For districts which experience an enrollment decline in the 1979-80 school year from the 1978-79 base enrollment level and in the 1980-81 school year from the 1979-80 base enrollment level. The superintendent of public instruction shall distribute funds based on certificated staff units in the 1979-80 and 1980-81 school years to such districts on the basis of current school year enrollment plus one-half the amount of the enrollment decline from the prior school year level. The superintendent of public instruction in ascertaining the full time equivalent enrollment under this section for any school district declining in enrollment at a rate of at least four percent, or three hundred full time equivalent students, whichever is less, from the immediately preceding school year, shall increase the enrollment as otherwise herein computed by fifty percent of the full time equivalent pupil enrollment loss from the previous school year.

(3) The superintendent of public instruction shall distribute not more than \$13,369,000 of the funds appropriated by this section, outside of the basic education allocation to school districts and educational service districts as follows:

(a) For school district emergencies, not more than \$500,000.

(b) For fire protection districts at a rate of \$1.00 per year for each student attending a school located in an unincorporated area within a fire protection district as mandated by RCW 52.36.020; not more than \$280,000 for the 1979-80 school year and not more than \$280,000 for the 1980-81 school year.

(c) For nonhigh school districts, not more than \$300,000 to offset documented need due to the provisions of chapter 84.52 RCW.

(d) For substitute teachers, to be distributed to districts on the basis of the number of state-supported employees who are classroom teachers; for fiscal year 1980, an amount not to exceed \$5,447,000 and for fiscal year 1981, an amount not to exceed \$6,562,000: PROVIDED, That such distribution shall be for not more than five days per classroom teacher and shall be reimbursable at a rate of forty dollars per day.

(4) This appropriation, and all conditions and limitations to the appropriation, are subject to the following: Each school district which receives fall 1979 or calendar year 1980 maintenance and operation excess tax levy collections, or both, shall reduce the levy and collection of any maintenance and operation excess tax levy now or hereafter authorized for collection in 1980 as a condition to the receipt of one hundred percent of the district's state-funded portion of the district's basic education allocation for the 1979-80 school year, as follows:

(a) If a district receives maintenance and operation levy collections in the fall of 1979, an amount of funds from such collections equal to eight percent of the district's 1979-80 basic education allocation pursuant to RCW 28A.41.130 multiplied by such district's fall tax collection percentage rate as determined by the superintendent of public instruction or the amount of the district's fall 1979 collections, whichever amount is less, shall be held in an unencumbered status for expenditure for maintenance and operation relief in a subsequent school year: PROVIDED, That the amount of any 1980 maintenance and operation excess levy now or hereafter authorized and collectible in calendar year 1980 in accordance with RCW 84.52.053 and 84.52.0531 for collection in calendar year 1980 shall be reduced by the amount of eight percent of such district's 1979-80 basic education allocation or the amount authorized, whichever is less.

(b) The superintendent of public instruction shall withhold from each district's state funded basic education allocation entitlement for 1979-80 an amount equal to the amount the district's calendar year 1980 maintenance and operation excess tax levy is to be reduced pursuant to this subsection (4) minus the amount in which the district actually reduced the levy and collection of any such taxes.

NEW SECTION. Sec. 101. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR PUPIL TRANSPORTATION

General Fund Appropriation \$ 145,847,000

The appropriation contained in this section shall be subject to the following conditions and limitations:

(1) The superintendent shall not distribute more than \$70,237,000 to local school districts for pupil transportation during the 1979-80 school year.

(2) Not more than \$534,000 shall be expended for regional transportation coordinators.

(3) Not more than \$77,000 shall be expended for driver training.

(4) \$261,000 shall be transferred to the department of transportation for allocation to existing mass transit municipalities to conduct feasibility studies to determine the advantages, if any, of consolidating or integrating all or any part of the K-12 pupil transportation system within the boundaries of the municipality: PROVIDED, That not less than \$30,000 shall be allocated to the Grays Harbor transportation authority to be used as a pilot study.

(5) Not more than \$105,000 shall be expended for the continued planning, development and evaluation of the regional transportation model by educational service district no. 121; and not more than \$60,000 shall be expended for administrative and organizational services by educational service district no. 121 in the implementation of the regional transportation model: PROVIDED, That the superintendent of public instruction shall explicitly approve such contracts: PROVIDED FURTHER, That regular reports shall be made to the legislative budget committee: PROVIDED FURTHER, That no funds for the implementation of the regional transportation model shall be expended without the recommendation of the legislative budget committee.

NEW SECTION. Sec. 102. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR VOCATIONAL-TECHNICAL INSTITUTES AND ADULT EDUCATION AT VOCATIONAL-TECHNICAL INSTITUTES

General Fund Appropriation \$ 34,706,000

NEW SECTION. Sec. 103. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR SCHOOL FOOD SERVICE PROGRAMS

General Fund Appropriation—State \$ 5,232,000

General Fund Appropriation—Federal \$ 60,893,000

Total Appropriation \$ 66,125,000

NEW SECTION. Sec. 104. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR HANDICAPPED EXCESS COSTS

General Fund Appropriation—State \$ 124,545,000

General Fund Appropriation—Federal \$ 26,521,000

Total Appropriation \$ 151,066,000

The appropriations contained in this section shall be subject to the following condition or limitation: The superintendent of public instruction shall implement for the 1980–81 school year a new full cost allocation model to fulfill the provisions of P.L. 94–142.

NEW SECTION. Sec. 105. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR THE TRAFFIC SAFETY PROGRAM

General Fund—Traffic Safety Education Account

Appropriation \$ 13,614,000

The appropriation contained in this section shall be subject to the following condition or limitation: Not more than \$392,000 shall be expended for traffic safety education coordinators.

NEW SECTION. Sec. 106. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR EDUCATIONAL SERVICE DISTRICTS

General Fund Appropriation \$ 8,994,000

NEW SECTION. Sec. 107. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR THE SPECIAL NEEDS PROGRAM

General Fund Appropriation—State \$ 26,300,000

General Fund Appropriation—Federal \$ 6,000,000

Total Appropriation \$ 32,300,000

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) Not more than \$4,500,000 shall be expended for pupils whose primary language is other than English and whose English language skills are sufficiently deficient or absent to impair learning when taught only in English, but shall not include pupils who are equally or almost equally competent in English.

(2) Not more than \$12,000,000 of state general funds shall be expended for the implementation of Substitute House Bill No. 663.

(3) Not more than \$7,300,000 shall be expended to implement the provisions of RCW 28A.41.270 through 28A.41.290: PROVIDED, That not more than \$750,000 from this appropriation may be used for Project Excel community involvement pilot projects in selected school districts.

(4) Not more than \$2,500,000 shall be expended on programs for gifted students, of which the superintendent shall contract \$230,000 for services to support an approved gifted program to be conducted at Fort Worden state park.

NEW SECTION. Sec. 108. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR STATE INSTITUTIONAL EDUCATION PROGRAMS

General Fund Appropriation—State \$ 13,330,000

General Fund Appropriation—Federal \$ 3,316,000

Total Appropriation \$ 16,646,000

NEW SECTION. Sec. 109. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR CULTURAL ENRICHMENT PROGRAMS

General Fund Appropriation \$ 1,501,000

NEW SECTION. Sec. 110. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR THE PACIFIC SCIENCE CENTER

General Fund Appropriation \$ 300,000

NEW SECTION. Sec. 111. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR COMPREHENSIVE PLANNING AND DEVELOPMENT

General Fund Appropriation \$ 144,000

NEW SECTION. Sec. 112. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR THE ENUMERATED PURPOSES

General Fund Appropriation—Federal	\$	97,443,000
Elementary and Secondary		
Education Act of 1965	\$	93,338,000
Education of Indian Children	\$	1,625,000
Adult Basic Education	\$	2,480,000

NEW SECTION. Sec. 113. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR THE ENVIRONMENTAL EDUCATION PROGRAM

General Fund Appropriation \$ 576,000

The appropriation contained in this section shall be subject to the following condition or limitation: The revenue from fees received in conjunction with this program shall be retained by educational service district No. 113 for the exclusive support of the Cispus Environmental Education Center.

NEW SECTION. Sec. 114. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR THE ENCUMBRANCE OF FEDERAL GRANTS

General Fund Appropriation—Federal

	\$	24,221,000
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NEW SECTION. Sec. 115. COMMUNITY COLLEGE EDUCATION

The appropriations contained in sections 117 through 121 of this act shall be subject to the following conditions and limitations:

(1) The formula funding levels for each year of the biennium are:

(a) Instruction program:

- (i) 72% of formula entitlement for faculty staffing;
- (ii) 51.5% of formula entitlement for support staff and operations;

(b) Library program:

- (i) 50% of formula entitlement for staffing;
- (ii) 60% of formula entitlement for resources; and
- (iii) 100% of formula entitlement for binding;

(c) Student services program 55.8% of formula entitlements; and

- (d) Plant operation and maintenance program:
- (i) 100% of formula entitlement for fixed costs; and
 - (ii) 60% of formula entitlement for variable costs.

(2) The state board for community college education is authorized to transfer up to 5% of the funds generated by the formula entitlements set forth in subsection (1) of this section between programs, upon review and approval by the office of financial management.

(3) The community college system shall cooperate with the state energy office and participate in the programs established by Title III of the National Energy Conservation Policy Act.

(4) The state board for community college education is authorized and directed to provide each student, upon payment of such student's tuition, a statement containing information showing the amount of dollar support provided by state taxpayers toward the cost of the education provided to an average full time equivalent student.

(5) The community college system may provide student employees equivalent percentage salary increases.

NEW SECTION. Sec. 116. FOR THE STATE BOARD FOR COMMUNITY COLLEGE EDUCATION—FOR THE ADMINISTRATION AND GENERAL EXPENSE PROGRAM

General Fund Appropriation \$ 2,428,000

NEW SECTION. Sec. 117. FOR THE STATE BOARD FOR COMMUNITY COLLEGE EDUCATION—FOR THE INSTRUCTIONAL SERVICES PROGRAM

General Fund Appropriation \$ 195,084,000

The appropriation contained in this section shall be subject to the following conditions and limitations:

(1) \$7,764,000 shall be expended for the purchase and repair of instructional equipment.

(2) \$2,148,000 shall be expended for the small school adjustment to Whatcom, Olympia Technical, Big Bend, Peninsula, Grays Harbor, Wenatchee Valley, Centralia, and Lower Columbia. The distribution of such funds shall be based on a percent of formula entitlement for faculty staffing which shall be increased at the rate of one percentage point above the 72% base level for each 100 FTE students below the 2,500 enrollment level, except that no college shall be funded in excess of 87% of formula.

NEW SECTION. Sec. 118. FOR THE STATE BOARD FOR COMMUNITY COLLEGE EDUCATION—FOR THE LIBRARY SERVICES PROGRAM

General Fund Appropriation \$ 15,962,000

NEW SECTION. Sec. 119. FOR THE STATE BOARD FOR COMMUNITY COLLEGE EDUCATION—FOR THE STUDENT SERVICES PROGRAM

General Fund Appropriation \$ 31,284,000

The appropriation contained in this section shall be subject to the following condition or limitation: Not more than \$105,000 shall be expended by the state board for community college education for the community college system minority affairs office.

NEW SECTION. Sec. 120. FOR THE STATE BOARD FOR COMMUNITY COLLEGE EDUCATION—FOR THE INSTITUTIONAL SUPPORT PROGRAM

General Fund Appropriation \$ 45,792,000

NEW SECTION. Sec. 121. FOR THE STATE BOARD FOR COMMUNITY COLLEGE EDUCATION—FOR THE PLANT OPERATIONS AND MAINTENANCE PROGRAM

General Fund Appropriation \$ 29,159,000

Community College Capital Projects Account Appropriation \$ 9,800,000

Total Appropriation \$ 38,959,000

NEW SECTION. Sec. 122. HIGHER EDUCATION

The appropriations contained in sections 123 through 154 of this act shall be subject to the following conditions and limitations:

(1) The formula funding levels, unless otherwise provided for, for each year of the biennium are:

(a) Instruction and departmental research—General program:

(i) 70% of formula entitlement for faculty staffing for the University of Washington and Washington State University;

(ii) 72% of formula entitlement for faculty staffing for the four-year state regional universities and The Evergreen State College; and

(iii) 75% of formula entitlement for faculty support;

(b) Libraries program—60% of formula entitlement for resources;

(c) Student services program—75% of formula entitlement: PROVIDED, That the formula shall not apply to The Evergreen State College;

(d) Plant operations and maintenance program:

(i) 60% of formula entitlement for variable costs; and

(ii) 100% of formula entitlement for fixed costs.

(2) The four-year institutions of higher education are authorized to transfer up to 5% of the amount appropriated for any specific program or programs upon review and approval by the office of financial management.

(3) No funds shall be used for the inauguration or operation of any new degree program until such program has been reviewed and favorably recommended by the council for postsecondary education.

(4) The four-year institutions of higher education shall cooperate with the state energy office and participate in the programs established by Title III of the National Energy Conservation Policy Act.

(5) The boards of regents of all institutions of higher education are authorized and directed to provide each student, upon payment of such student's tuition, a statement containing information showing the amount of dollar support provided by state taxpayers toward the cost of the education provided to an average full time equivalent student.

(6) The four-year institutions may provide graduate assistance, teaching assistance, and student employees equivalent percentage salary increases.

NEW SECTION. Sec. 123. FOR THE UNIVERSITY OF WASHINGTON—FOR THE INSTRUCTIONAL SERVICES PROGRAM

General Fund Appropriation	\$	187,965,000
Accident Fund Appropriation	\$	839,000
Medical Aid Fund Appropriation	\$	839,000
Total Appropriation	\$	189,643,000

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) \$2,724,000 shall be expended for instructional equipment replacement.

(2) \$532,000 shall be expended for the joint center for graduate study—Richland.

(3) \$1,500,000 shall be expended for family medicine education and residency programs provided for by chapter 70.112 RCW.

(4) \$320,000 shall be expended to meet federal title nine regulations for women's athletics.

NEW SECTION. Sec. 124. FOR THE UNIVERSITY OF WASHINGTON—FOR THE LIBRARIES PROGRAM

General Fund Appropriation	\$	19,050,000
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The funds appropriated by this section are based in part on a formula entitlement derived by the use of the libraries budget model and the funding level contained in this section is at 65% of such formula entitlement for binding and is at 89% of such formula entitlement for staffing for the 1979-81 biennium.

NEW SECTION. Sec. 125. FOR THE UNIVERSITY OF WASHINGTON—FOR THE STUDENT SERVICES PROGRAM

General Fund Appropriation \$ 12,324,000

NEW SECTION. Sec. 126. FOR THE UNIVERSITY OF WASHINGTON—FOR THE UNIVERSITY HOSPITAL PROGRAM

General Fund Appropriation \$ 18,645,000

NEW SECTION. Sec. 127. FOR THE UNIVERSITY OF WASHINGTON—FOR THE INSTITUTIONAL SUPPORT PROGRAM

General Fund Appropriation \$ 23,533,000

NEW SECTION. Sec. 128. FOR THE UNIVERSITY OF WASHINGTON—FOR THE PLANT OPERATIONS AND MAINTENANCE PROGRAM

General Fund Appropriation \$ 14,653,000

University of Washington Building Account Appropriation \$ 18,000,000

Total Appropriation \$ 32,653,000

NEW SECTION. Sec. 129. FOR WASHINGTON STATE UNIVERSITY—FOR THE INSTRUCTIONAL SERVICES PROGRAM

General Fund Appropriation \$ 114,502,000

The appropriation contained in this section shall be subject to the following conditions and limitations:

- (1) \$2,186,000 shall be expended for instructional equipment replacement.
- (2) \$422,000 shall be expended for the Joint Center for Graduate Study—Richland.
- (3) \$724,000 shall be expended for the support of Washington State University's participation in the WAMI program.
- (4) \$30,000 shall be expended for Christmas tree research.
- (5) \$300,000 shall be expended to meet federal title nine regulations for women's athletics.

(6) The Southwest Washington Research Station shall, at a minimum, provide the same types and levels of service provided during the 1977-79 biennium.

(7) \$25,000 shall be expended to research the protection and growing of grapes and wine production. Such funds shall not be expended until an additional \$25,000 is secured from private funding sources.

(8) \$120,000 shall be expended to research health-related problems, including chronic pharyngitis, of racing and performing horses. Such funds shall not be expended until an additional \$40,000 is secured from private funding sources.

NEW SECTION. Sec. 130. FOR WASHINGTON STATE UNIVERSITY—FOR THE LIBRARIES PROGRAM

General Fund Appropriation \$ 9,344,000

The funds appropriated by this section are based in part on a formula entitlement derived by the use of the libraries budget model and the funding level contained in this section is at 27.5% of such formula entitlement for binding and is at 72% of such formula entitlement for staffing for the 1979-81 biennium.

NEW SECTION. Sec. 131. FOR WASHINGTON STATE UNIVERSITY—FOR THE STUDENT SERVICES PROGRAM

General Fund Appropriation \$ 7,626,000

NEW SECTION. Sec. 132. FOR WASHINGTON STATE UNIVERSITY—FOR THE INSTITUTIONAL SUPPORT PROGRAM

General Fund Appropriation \$ 14,461,000

NEW SECTION. Sec. 133. FOR WASHINGTON STATE UNIVERSITY—FOR THE PLANT OPERATIONS AND MAINTENANCE PROGRAM

General Fund Appropriation \$ 19,099,000

Washington State University Building Account Appropriation \$ 3,500,000

Total Appropriation \$ 22,599,000

NEW SECTION. Sec. 134. FOR EASTERN WASHINGTON UNIVERSITY—FOR THE INSTRUCTIONAL SERVICES PROGRAM

General Fund Appropriation \$ 28,732,000

The appropriation contained in this section shall be subject to the following condition or limitation: \$1,122,000 shall be expended for instructional equipment replacement.

NEW SECTION. Sec. 135. FOR EASTERN WASHINGTON UNIVERSITY—FOR THE LIBRARIES PROGRAM

General Fund Appropriation \$ 2,715,000

The funds appropriated by this section are based in part on a formula entitlement derived by the use of the libraries budget model and the funding level contained in this section is at 87% of such formula entitlement for binding and is at 61% of such formula entitlement for staffing in the 1979–81 biennium.

NEW SECTION. Sec. 136. FOR EASTERN WASHINGTON UNIVERSITY—FOR THE STUDENT SERVICES PROGRAM

General Fund Appropriation \$ 2,949,000

NEW SECTION. Sec. 137. FOR EASTERN WASHINGTON UNIVERSITY—FOR THE INSTITUTIONAL SUPPORT PROGRAM

General Fund Appropriation \$ 5,198,000

NEW SECTION. Sec. 138. FOR EASTERN WASHINGTON UNIVERSITY—FOR THE PLANT OPERATIONS AND MAINTENANCE PROGRAM

General Fund Appropriation \$ 8,358,000

Eastern Washington University Capital Projects Account Appropriation \$ 700,000

Total Appropriation \$ 9,058,000

NEW SECTION. Sec. 139. FOR CENTRAL WASHINGTON UNIVERSITY—FOR THE INSTRUCTIONAL SERVICES PROGRAM

General Fund Appropriation \$ 24,620,000

The appropriation contained in this section shall be subject to the following condition or limitation: \$1,060,000 shall be expended for instructional equipment replacement.

NEW SECTION. Sec. 140. FOR CENTRAL WASHINGTON UNIVERSITY—FOR THE LIBRARIES PROGRAM

General Fund Appropriation \$ 3,398,000

The funds appropriated by this section are based in part on a formula entitlement derived by the use of the libraries budget model and the funding level contained in this section is at 95% of such formula entitlement for binding and is at 60% of such formula entitlement for staffing in the 1979-81 biennium.

NEW SECTION. Sec. 141. FOR CENTRAL WASHINGTON UNIVERSITY—FOR THE STUDENT SERVICES PROGRAM

General Fund Appropriation \$ 2,907,000

NEW SECTION. Sec. 142. FOR CENTRAL WASHINGTON UNIVERSITY—FOR THE INSTITUTIONAL SUPPORT PROGRAM

General Fund Appropriation \$ 5,555,000

NEW SECTION. Sec. 143. FOR CENTRAL WASHINGTON UNIVERSITY—FOR THE PLANT OPERATIONS AND MAINTENANCE PROGRAM

General Fund Appropriation \$ 6,964,000

NEW SECTION. Sec. 144. FOR THE EVERGREEN STATE COLLEGE—FOR THE INSTRUCTIONAL SERVICES PROGRAM

General Fund Appropriation \$ 9,282,000

The appropriation contained in this section shall be subject to the following condition or limitation: \$421,000 shall be expended for instructional equipment replacement.

NEW SECTION. Sec. 145. FOR THE EVERGREEN STATE COLLEGE—FOR THE LIBRARIES PROGRAM

General Fund Appropriation \$ 2,385,000

The funds appropriated by this section are based in part on a formula entitlement derived by the use of the libraries budget model and the funding level contained in this section is at 10% of such formula entitlement for bindings and is at 64% of such formula entitlement for staffing in the 1979-81 biennium.

NEW SECTION. Sec. 146. FOR THE EVERGREEN STATE COLLEGE—FOR THE STUDENT SERVICES PROGRAM

General Fund Appropriation \$ 1,360,000

NEW SECTION. Sec. 147. FOR THE EVERGREEN STATE COLLEGE—FOR THE INSTITUTIONAL SUPPORT PROGRAM

General Fund Appropriation \$ 3,367,000

NEW SECTION. Sec. 148. FOR THE EVERGREEN STATE COLLEGE—FOR THE PLANT OPERATIONS AND MAINTENANCE PROGRAM

General Fund Appropriation \$ 4,535,000

NEW SECTION. Sec. 149. FOR THE EVERGREEN STATE COLLEGE—FOR A MASTER'S DEGREE PROGRAM

General Fund Appropriation \$ 296,000

The appropriation contained in this section shall be subject to the following condition or limitation: The appropriation is contingent upon chapter ... (Substitute Senate Bill No. 2610), Laws of 1979 becoming law.

NEW SECTION. Sec. 150. FOR WESTERN WASHINGTON UNIVERSITY—FOR THE INSTRUCTIONAL SERVICES PROGRAM

General Fund Appropriation \$ 33,617,000

The appropriation contained in this section shall be subject to the following condition or limitation: \$653,000 shall be expended for instructional equipment replacement.

NEW SECTION. Sec. 151. FOR WESTERN WASHINGTON UNIVERSITY—FOR THE LIBRARIES PROGRAM

General Fund Appropriation \$ 4,221,000

The funds appropriated by this section are based in part on a formula entitlement derived by the use of the libraries budget model and the funding level contained in this section is at 35% of such formula entitlement for binding and is at 75% of such formula entitlement for staffing in the 1979-81 biennium.

NEW SECTION. Sec. 152. FOR WESTERN WASHINGTON UNIVERSITY—FOR THE STUDENT SERVICES PROGRAM

General Fund Appropriation \$ 4,141,000

NEW SECTION. Sec. 153. FOR WESTERN WASHINGTON UNIVERSITY—FOR THE INSTITUTIONAL SUPPORT PROGRAM

General Fund Appropriation \$ 6,727,000

NEW SECTION. Sec. 154. FOR WESTERN WASHINGTON UNIVERSITY—FOR THE PLANT OPERATIONS AND MAINTENANCE PROGRAM

General Fund Appropriation \$ 5,553,000

Western Washington University Capital Projects

Account Appropriation \$ 1,400,000

Total Appropriation \$ 6,953,000

NEW SECTION. Sec. 155. FOR THE COMPACT FOR EDUCATION

General Fund Appropriation \$ 53,000

NEW SECTION. Sec. 156. FOR THE COUNCIL FOR POSTSECONDARY EDUCATION

General Fund Appropriation—State \$ 13,836,000

General Fund Appropriation—Federal \$ 3,515,000

Total Appropriation \$ 17,351,000

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) The council shall make the largest possible distribution of financial aid funds to the state work study program consistent with student employment opportunities.

(2) \$350,000 of the general fund appropriation shall be expended solely to implement a displaced homemakers program.

(3) The council shall develop a faculty salary schedule or schedules accommodating the full time regular faculty members of the public universities and The Evergreen State College, taking into consideration periodic longevity increments and traditional faculty rank differences. The proposal shall be submitted to the house and senate higher education committees and the house appropriation and senate ways and means committees for review and consideration by June 1, 1980.

(4) The council shall review the compensation policy for students and graduate assistant employees at the state's higher education institutions. The council shall develop recommendations for uniform compensation policy at the respective institutions and shall report back to the senate ways and means and house appropriations committees no later than November 1, 1980.

(5) From such funds as are included for policy analysis, the council shall prepare a manual explaining, documenting, and defining current formula procedures in the institutions of higher education for the instruction, libraries, student services, and plant operation and maintenance programs.

NEW SECTION. Sec. 157. FOR THE COMMISSION FOR VOCATIONAL EDUCATION

General Fund Appropriation—State	\$	3,243,000
General Fund Appropriation—Federal	\$	21,416,000
Total Appropriation	\$	24,659,000

The appropriations contained in this section shall be subject to the following condition or limitation: No state funds shall be expended by the advisory council for vocational education.

NEW SECTION. Sec. 158. FOR THE HIGHER EDUCATION PERSONNEL BOARD

Higher Education Personnel Board Service Fund		
Appropriation	\$	1,151,000

NEW SECTION. Sec. 159. FOR THE STATE LIBRARY

General Fund Appropriation—State	\$	6,343,000
General Fund Appropriation—Federal	\$	2,057,000
General Fund Appropriation—Private/Local	\$	876,000
Washington Library Network Computer System		
Revolving Fund Appropriation—Private/Local	\$	7,460,000
Total Appropriation	\$	16,736,000

NEW SECTION. Sec. 160. FOR THE WASHINGTON STATE ARTS COMMISSION

General Fund Appropriation—State	\$	1,218,000
General Fund Appropriation—Federal	\$	907,000
General Fund—Indian Cultural Center Construction		
Account Appropriation—State	\$	1,000,000
Total Appropriation	\$	3,125,000

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) Not more than \$10,000 shall be expended for a portrait of former governor Daniel J. Evans.

(2) The Indian Cultural Center Construction Account Appropriation contained in this section shall be expended exclusively for a grant to the city of Seattle for the development of a regional Indian cultural, educational, tourist, and economic development facility by the United Indians of All Tribes Foundation designated as the "People's Lodge."

(3) If \$2,700,000 or more in additional federal and/or private funding is not secured within five years of the effective date of this 1979 act and applied towards the completion of the "People's Lodge," ownership of the property and/or facility developed with this appropriation shall be transferred to the state.

NEW SECTION. Sec. 161. FOR THE WASHINGTON STATE HISTORICAL SOCIETY

General Fund Appropriation	\$	531,000
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NEW SECTION. Sec. 162. FOR THE EASTERN WASHINGTON STATE HISTORICAL SOCIETY

General Fund Appropriation	\$	495,000
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NEW SECTION. Sec. 163. FOR THE STATE CAPITAL HISTORICAL ASSOCIATION

General Fund Appropriation	\$	436,000
General Fund—State Capital Historical Association		
Museum Account Appropriation	\$	49,000
Total Appropriation	\$	485,000

NEW SECTION. Sec. 164. FOR THE STATE TREASURER—

TRANSFERS

General Fund Appropriation: For transfer to the Reserve for Accrued Revenue Account pursuant to chapter 70, Laws of 1975-76 2nd ex. sess.	\$	45,978,000
General Fund—Trust Land Purchase Account Appropriation: For transfer to the general fund on or before June 29, 1981, an amount up to \$1,800,000 in excess of the cash requirements in the trust land purchase account, as determined by the office of financial management	\$	1,800,000
General Fund Appropriation: For transfer to the Salmon Enhancement Construction Account to allow for the completion of approved projects	\$	600,000
General Fund—Investment Reserve Account Appropriation: For transfer to the general fund on or before June 29, 1981, pursuant to chapter 50, Laws of 1969	\$	14,000,000
Motor Vehicle Fund Appropriation: For transfer to the Tort Claims Revolving Fund for claims paid on behalf of the Department of Transportation and the Washington State Patrol during the period July 1, 1979, through June 30, 1981	\$	3,000,000
State Treasurer's Service Fund Appropriation: For transfer to the general fund on or before July 20, 1981, an amount up to \$4,000,000 in excess of the cash requirements in the State Treasurer's Service Fund for fiscal year 1982, for credit to the fiscal year in which earned	\$	4,000,000

NEW SECTION. Sec. 165. FOR BELATED CLAIMS

The following sums, or so much thereof as shall severally be found necessary, are hereby appropriated and authorized to be expended out of the several funds indicated, for the period from the effective date of this act to June 30, 1981, except as otherwise noted.

To reimburse the general fund for expenditures from belated claims appropriations to be disbursed on vouchers approved by the office of financial management:

General Fund—Electrical License Account	\$	1,209.30
General Fund—State Timber Reserve Account	\$	44,448.93
General Fund—Optometry Account	\$	391.55
General Fund—Public Facilities Construction Loan and Grant Revolving Account	\$	1,148.00
General Fund—Real Estate Commission Account	\$	1,640.73
General Fund—Reclamation Revolving Account	\$	10,602.30
General Fund—Sanitations Licensing Account	\$	560.35
General Fund—Landowners' Forest Fire Suppression Account	\$	18,173.52
General Fund—Motor Transport Account	\$	1,494.41
General Fund—Aeronautics Account	\$	72,609.00
General Fund—Resource Management Cost Account	\$	12,500.53
General Fund—Litter Control Account	\$	1,207.35

General Fund—Traffic Safety Education Account	\$	483.77
General Fund—State and Local Improvements		
Revolving Account—Waste Disposal Facilities	\$	28.15
General Fund—Outdoor Recreation Account	\$	5,381.57
General Fund—State Building Authority Construction		
Account	\$	1,475.00
General Fund—Vehicle Title Guarantee Account	\$	3,300.00
Fertilizer, Agriculture, Mineral and Lime Fund	\$	74.00
Seed Fund	\$	16.00
Seattle Army Fund	\$	1,372.84
State Game Fund	\$	22,762.36
Grain and Hay Inspection Fund	\$	54.00
Highway Safety Fund	\$	1,490.51
Motor Vehicle Fund	\$	31,683.91
Public Service Revolving Fund	\$	4,009.25
Unemployment Compensation Administration Fund	\$	41,775.63
Clark—McNary Fund	\$	25,338.83
State Treasurer's Service Fund	\$	1,070.59
State Coastal Protection Fund	\$	262.98
General Administration Facilities and Services Revolving		
Fund	\$	9,946.27
Liquor Revolving Fund	\$	2,282.93
Accident Fund	\$	6,999.73
Medical Aid Fund	\$	2,497.78
Retirement System Expense Fund	\$	1,641.30
Teachers' Retirement Fund	\$	413.42
The Retirement System Fund	\$	587.21
Total Appropriation	\$	330,934.00

NEW SECTION. Sec. 166. The following sums, or so much thereof as shall severally be found necessary, are hereby appropriated and authorized to be expended out of the several funds indicated, for the period July 1, 1979, to June 30, 1981.

SUNDRY CLAIMS

General Fund Appropriations, except as otherwise provided, for relief of various individuals, firms, and corporations for sundry claims and for the reason that the state of Washington recognizes a moral obligation to these claimants. These appropriations are to be disbursed on vouchers approved by the chief fiscal officer of the executive branch, except as otherwise provided, as follows:

- (1) HAROLD GIVENS, CARL KASZYCKI, Judgment against the state in Residents for a Planned Peninsula et al. vs. DSHS
- (2) ARCHITECTURAL WOODS, INC., Judgment against the state in Architectural Woods vs. the State: PROVIDED, That the chief fiscal officer of the executive branch is authorized and directed to draw up a separate voucher, such voucher to be presigned by Architectural Woods, Inc. or by its directors prior to the release of the warrant, which voucher shall state: "By the acceptance of this amount the undersigned release the state of Washington and all political subdivisions thereof, and their agents, from any further claims, except that the state may become liable for interest payment accruing from October 27, 1977, if, and only if, it is so ordered by the Supreme Court of

Washington."	\$	36,615.23
(3) DAVID PARKER AND DENTON P. ANDREWS, Payment of writ of mandate for costs assessed against the state in State vs. David C. Parker	\$	616.23
(4) EVERGREEN PLAZA INVESTORS AND EVER- GREEN DEVELOPMENT CORP., Judgment against the state in Evergreen Plaza Investors vs. Washington State Higher Education Assistance Authority, et al., for breach of contract	\$	7,937.70
(5) LLOYD STEWART AND JOE McADAMS, Pay- ment of costs assessed against the state in State vs. Lloyd Paul Stewart.	\$	24.74
(6) THOMAS M. WRIGHT, Payment of costs assessed against the state in State ex rel. Seeze vs. Thomas Marion Wright	\$	92.00
(7) MOE BIRNBAUM, Payment of guardian ad litem services performed for the state: PROVIDED, That the state shall have subrogation rights to payment of such services against the defendant in State ex rel. Evon vs. David S. F. Fijalka	\$	200.00
(8) GRACIE BROCK AND JOHN A. BARLOW, Pay- ment of costs assessed against the state in dismissal of murder charge	\$	774.70
(9) CHRISTIANSEN BROTHERS, INC., Judgment on settlement agreement, together with accrual of inter- est at 8% per annum from June 6, 1977: PRO- VIDED, That payment come from the State Higher Education Construction Account	\$	204,120.00
(10) STEVE TROUTMAN, Payment of cost bill and remittitur No. 44748 from Washington Supreme Court in State vs. Troutman	\$	522.94
(11) UNION PACIFIC RAILROAD, Payment of set- tled amount for demurrage charges	\$	33,940.00
(12) PHYLLIS ALM, Payment of retirement contribu- tions: PROVIDED, That payment shall come from the Retirement Systems Fund	\$	211.27
(13) EUGENIA STOWE, Payment of retirement contribu- tions: PROVIDED, That payment shall come from the Retirement Systems Fund	\$	90.39
(14) NARAMORE, BAIN, BRADY AND JOHANSON, ARCHITECTS, Final payment due on contract: PROVIDED, That payment shall come from the State Higher Education Construction Account: PROVIDED FURTHER, That the chief fiscal officer of the executive branch is directed and authorized to draw up a separate voucher, such voucher to be presigned by Naramore, et al., or its directors, prior to the release of the warrant, which voucher shall state: "By the acceptance of this amount the undersigned release the state of Washington and all political subdivisions thereof, and their agents, from any further claims with regard to the contract for services upon the physical sciences building at WSU."	\$	44,771.68

(15) DAVID WEBB, Payment for unjust imprisonment: PROVIDED, That the chief fiscal officer of the executive branch is authorized and directed to draw up a separate voucher to be presigned by David Webb prior to the release of the warrant, which voucher shall state: "By the acceptance of this amount the undersigned releases the state of Washington and all political subdivisions thereof, and their agents, from any further claims with regard to payment of relief for unjust imprisonment."	\$	20,000.00
(16) DAVID ABRAHAM BLOCH, Judgment for costs of dismissal of felony charge in State vs. Bloch	\$	110.00
(17) RUTH PALMER, Payment pursuant to order of mandamus for costs assessed against the state in Palmer et al. vs. State Personnel Board	\$	107.00
(18) BURRELL FINDLAY, Payment of claim for damage to certain heavy machinery incurred while performing voluntary emergency services for the highway department: PROVIDED, That the chief fiscal officer of the executive branch is authorized and directed to draw up a separate voucher to be presigned by Mr. Burrell Findlay prior to the release of the warrant, which voucher shall state: "By the receipt of this amount, the undersigned releases the state of Washington and all political subdivisions thereof, and their agents, from any further claim with regard to property damage incurred while performing volunteer services for the highway department."	\$	10,000.00
(19) DEPARTMENT OF SOCIAL AND HEALTH SERVICES, Payment for claims outstanding submitted to the department after the 60-day statutory limit	\$	1,100,000.00
(20) EDMOND WARD, Payment for loss of personal tools while such were under security protection of department of transportation	\$	167.84
(21) RUSSELL E. JOHNSON, Payment for loss of personal tools while such were under security protection of department of transportation	\$	421.77
(22) MRS. HARRY FOSTER, Payment of balance of deceased husband's retirement contributions: PROVIDED, That such payment shall represent full and complete satisfaction of this obligation by the state: PROVIDED FURTHER, That payment shall come from the Judges' Retirement Systems Fund	\$	1,488.99
(23) MRS. DEL CARY SMITH, Payment in full of deceased husband's retirement contributions, such payment to come from the Judges' Retirement Systems Fund	\$	15,836.36
(24) WILLIAM VAN KLAVEREN, Payment of retirement contributions: PROVIDED, That payment shall come from the Retirement Systems Fund	\$	550.72

- (25) FLORENCE R. STANDING, Payment for relief, plus interest, for death of the husband of Florence Standing in the amount which would have been payable under the Victims of Crimes Act if section 8, chapter 302, Laws of 1977 ex. sess. had been made retroactive to apply to Florence Standing's claim: PROVIDED, That this retroactive payment of relief measured by the Victims of Crimes Act does not preclude the claimant from seeking additional judicial relief. \$ 10,290.00
- (26) VIRGIL PRICE, Payment for watch stolen during holdup of state liquor store: PROVIDED, That payment shall come from the Liquor Revolving Fund—State \$ 150.00
- (27) GRACE AND GEORGE BURTON, For relief of the death of their daughter, payment of the amount provided for under the Victims of Crimes Act: PROVIDED, That this retroactive payment of relief does not preclude the claimant from seeking additional judicial relief. \$ 1,182.00
- (28) UNITED NURSING HOMES, ET AL., Plaintiffs in Thurston County Superior Court cases 55007 and 55613, to be disbursed by the court upon recommendation of the settlement reviewer pursuant to agreed judgment entered on December 28, 1978: PROVIDED, That not more than \$4,100,000 shall be from state funds \$ 8,200,000.00

NEW SECTION. Sec. 167. FOR THE DEPARTMENT OF GENERAL ADMINISTRATION

(1) Acquire land and construct modular building to provide temporary space during campus remodeling, and for longer range industrial-type use.

	Reappropriation	Appropriation
GF, State Bldg Constr Acct—State	-0-	7,000,000
Project	Estimated	Estimated
Costs	Costs	Completion
Through	7/1/81 and	Date
6/30/79	Thereafter	
-0-	-0-	7/80
	7,000,000	

(2) Complete remodeling and renovation of Old Capitol Building and provide for increased costs due to delays.

	Reappropriation	Appropriation
GF, State Bldg Constr Acct—State	3,558,000	713,000
Project	Estimated	Estimated
Costs	Costs	Completion
Through	7/1/81 and	Date
6/30/79	Thereafter	
-0-	-0-	9/82
	4,271,000	

(3) Complete remodeling and renovation of Insurance Building—Phase II.

	Reappropriation	Appropriation
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GF, State Bldg Constr Acct—State		986,000	—0—
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
14,000	—0—	1,000,000	1/82

(4) Provide for increased costs due to delays in remodeling and renovation of Insurance Building.

		Reappropriation	Appropriation
GF, Cap Bldg Constr Acct—State		554,000	834,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
—0—	—0—	1,388,000	1/82

(5) Complete air conditioning of west campus buildings.

		Reappropriation	Appropriation
GF, Cap Bldg Constr Acct—State		687,000	—0—
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
400,000	—0—	1,087,000	6/81

(6) Complete capitol campus safety circulation and master plan implementation and provide for cost increases: PROVIDED, That the department of general administration shall insure in the demolition of the courthouse that the artwork in the front of the building (the eagles) is not destroyed or damaged and such items shall be made available to the city of Tenino.

		Reappropriation	Appropriation
GF, Cap Bldg Constr Acct—State		532,000	277,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
43,000	—0—	852,000	6/81

(7) Install hardware to monitor energy consumption in state offices.

		Reappropriation	Appropriation
GF, Cap Bldg Constr Acct—State		300,000	—0—
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
655,000	—0—	955,000	6/81

(8) Replace power house equipment.

Reappropriation	Appropriation
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GF, Cap Bldg Constr Acct—State		-0-	126,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	126,000	6/81

(9) Miscellaneous repairs and renovations on the capitol campus.

		Reappropriation	Appropriation
GF, Cap Bldg Constr Acct		300,000	885,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
157,150	-0-	1,342,150	6/81

(10) Various mechanical and electrical repairs on the capitol campus.

		Reappropriation	Appropriation
GF, Cap Bldg Constr Acct—State		-0-	951,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	951,000	6/81

(11) Major electrical—rewire old buildings, rebalance and install new panels, and revise campus loop system.

		Reappropriation	Appropriation
GF, State Bldg Constr Acct—State		-0-	2,722,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	2,722,000	6/81

(12) Elevator and escalator repairs and modifications.

		Reappropriation	Appropriation
GF, Cap Bldg Constr Acct—State		-0-	506,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	506,000	7/82

(13) Correct garage and plaza leaks—Phase I.

		Reappropriation	Appropriation
GF, Cap Purch & Dev Acct—State		-0-	590,000
Project Costs	Estimated Costs	Estimated Total	Estimated Completion

Through 6/30/79	7/1/81 and Thereafter	Costs	Date
-0-	220,000	810,000	6/85

(14) Clean and seal exterior of Legislative Building.

		Reappropriation	Appropriation
GF, Cap Bldg Constr Acct—State		-0-	357,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	357,000	6/80

(15) Complete construction of Office Building No. 2.

		Reappropriation	Appropriation
GF, State Bldg Constr Acct		35,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
171,700	-0-	207,000	6/80

(16) Rehabilitate Capitol Lake by dredging lake bottom, disposing of sediment, and constructing settling basin and waterway improvements.

		Reappropriation	Appropriation
GF, State Bldg Constr Acct		65,000	-0-
General Fund—ORA (Int. 215)		56,000	-0-
General Fund—ORA (LWCF)		55,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
1,845,300	-0-	2,022,000	6/80

(17) Install central chiller plant, air conditioning, and remodel legislative facilities.

		Reappropriation	Appropriation
GF, State Bldg Constr Acct		12,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
41,000	-0-	53,000	6/80

(18) Remodel campus buildings to ensure that all areas of the campus are accessible to the physically handicapped.

		Reappropriation	Appropriation
GF, Cap Bldg Constr Acct		60,000	-0-
Project	Estimated	Estimated	Estimated

Costs Through 6/30/79	Costs 7/1/81 and Thereafter	Total Costs	Completion Date
140,000	-0-	200,000	6/80

(19) To provide minor building alterations or renovations for section 504 hand-icapped access compliance to existing facilities on or surrounding the capitol campus.

GF, Cap Bldg Constr Acct		Reappropriation	Appropriation
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	290,000	6/81

(20) For design and construction of a general office building.

GF, State Bldg Constr Acct		Reappropriation	Appropriation
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	27,200,000	29,000,000	6/81

(21) To construct visitor parking facilities and an information center on the west capitol campus.

GF, Cap Bldg Constr Acct		Reappropriation	Appropriation
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	266,000	6/81

(22) Develop recreational site at Capitol Lake.

General Fund—ORA (HJR 52)		Reappropriation	Appropriation
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	60,000	6/81

(23) Legislative chambers art work.

GF, Cap Bldg Constr Acct		Reappropriation	Appropriation
Project	Estimated	Estimated	Estimated
		-0-	200,000

Costs Through 6/30/79	Costs 7/1/81 and Thereafter	Total Costs	Completion Date
-0-	-0-	200,000	6/81

NEW SECTION. Sec. 168. FOR THE MILITARY DEPARTMENT

(1) Construct and equip a 600-man armory at Camp Murray.

GF, State Bldg Constr Acct—State		Reappropriation	Appropriation
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
300,000	-0-	525,000	7/79

(2) Acquire land for 400-man armory in Vancouver.

General Fund—State		Reappropriation	Appropriation
GF, State Bldg Constr Acct—State		50,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	563,000	6/81

(3) Provide preconstruction funds to plan for federally funded or partial federally funded projects state-wide.

General Fund—State		Reappropriation	Appropriation
Project Costs Through 6/30/79		Estimated Total Costs	Estimated Completion Date
29,000	20,000	59,000	6/85

(4) Acquire land for 200-man armory in Walla Walla.

GF, State Bldg Constr Acct—State		Reappropriation	Appropriation
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
10,000	622,000	770,000	9/83

(5) Replace furnace fire units at various armories.

General Fund—State		Reappropriation	Appropriation
Project Costs	Estimated Costs	Estimated Total	Estimated Completion
		-0-	59,000

Through 6/30/79	7/1/81 and Thereafter	Costs	Date
-0-	-0-	59,000	6/81

(6) Schematic planning for future projects.

General Fund—State		Reappropriation	Appropriation
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
20,000	30,000	70,000	6/85

(7) Provide for minor construction and site improvement projects.

General Fund—State		Reappropriation	Appropriation
GF, State Bldg Constr Acct—State		56,000	70,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
1,330	85,000	248,230	6/85

(8) Heating system and minor repairs for Tacoma armory.

GF, State Bldg Constr Acct—State		Reappropriation	Appropriation
GF, State Bldg Constr Acct—State		-0-	200,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	200,000	1/80

NEW SECTION. Sec. 169. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—FOR THE ADMINISTRATIVE AND SUPPORT SERVICES PROGRAM (HEADQUARTERS)

(1) To construct and equip community social and health services facilities (Referendum 29).

GF, LIRA, DSHS Fac		Reappropriation	Appropriation
GF, LIRA, DSHS Fac		4,200,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
20,800,000	-0-	25,000,000	7/81

(2) To repair and improve utilities and facilities—Omnibus.

DSHS Constr Acct		Reappropriation	Appropriation
DSHS Constr Acct		300,000	2,458,000
Project	Estimated	Estimated	Estimated

Costs Through 6/30/79	Costs 7/1/81 and Thereafter	Total Costs	Completion Date
1,900,000	-0-	4,658,000	6/81

(3) To provide contingency expenses on department of social and health services construction projects.

		Reappropriation	Appropriation
DSHS Constr Acct		5,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
497,000	-0-	502,000	9/79

(4) To provide for preplanning funds on future construction projects.

		Reappropriation	Appropriation
DSHS Constr Acct		103,000	750,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
80,000	-0-	933,000	6/81

(5) To provide for demonstration design and testing for solar heating and energy conservation in department of social and health services construction.

		Reappropriation	Appropriation
DSHS Constr Acct		130,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
586,000	-0-	716,000	1/80

(6) To provide for renovation at the Northern State facility to permit use for mental health programs.

		Reappropriation	Appropriation
DSHS Constr Acct		1,000,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
500,000	-0-	1,500,000	9/79

(7) To provide new water supply facilities for Medical Lake institutions.

		Reappropriation	Appropriation
DSHS Constr Acct		-0-	520,000
Project Costs	Estimated Costs	Estimated Total	Estimated Completion

Through 6/30/79	7/1/81 and Thereafter	Costs	Date
-0-	-0-	520,000	4/80

(8) To provide funding for department of social and health services compliance with section 504 relating to handicapped access to facilities.

		Reappropriation	Appropriation
DSHS Constr Acct		-0-	562,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	562,000	6/81

NEW SECTION. Sec. 170. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—FOR THE ADULT CORRECTIONS PROGRAM

(1) To construct and equip one 100-bed honor camp.

		Reappropriation	Appropriation
DSHS Constr Acct		3,260,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
40,000	-0-	3,300,000	7/80

(2) To renovate and repair roofs, Washington Corrections Center.

		Reappropriation	Appropriation
DSHS Constr Acct		255,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
521,000	-0-	776,000	10/79

(3) To remodel food service area and replace obsolete equipment, Washington State Penitentiary; except that, if construction has not begun by 3/1/80, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
DSHS Constr Acct		1,993,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	1,993,000	1/81

(4) For remodeling of dental areas, Washington State Penitentiary; except that, if construction has not begun by 2/1/80, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

Reappropriation	Appropriation
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CEP & RI Acct		145,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	145,000	6/80

(5) To improve security, facilities, and utilities, Washington State Penitentiary; except that, if construction has not begun by 9/1/80, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
DSHS Constr Acct		-0-	5,924,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
101,000	6,966,000	12,991,000	6/84

(6) To construct and equip two 120-bed medium security units, Washington Corrections Center; except that, if construction has not begun by 5/1/80, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
DSHS Constr Acct		42,000	6,850,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
25,000	-0-	6,917,000	9/81

(7) To convert 300-bed minimum security building at Walla Walla to medium security facility; except that, if construction has not begun by 8/1/80, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
DSHS Constr Acct		100,000	5,275,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
53,000	1,690,000	7,118,000	6/83

(8) To convert former women's quarters to 100-bed minimum custody unit, Washington State Penitentiary; except that, if construction has not begun by 5/1/80, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
DSHS Constr Acct		321,000	1,073,000
Project Costs Through	Estimated Costs 7/1/81 and	Estimated Total Costs	Estimated Completion Date

6/30/79	Thereafter		
19,000	-0-	1,412,000	3/81

(9) To construct and equip maximum security facility, Washington State Reformatory.

		Reappropriation	Appropriation
DSHS Constr Acct		8,342,000	1,654,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
2,058,000	-0-	12,054,000	7/81

(10) To provide fire and safety improvements, Washington State Penitentiary; except that, if construction has not begun by 5/1/80, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
General Fund—State DSHS Constr Acct		23,000 -0-	-0- 749,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
128,000	-0-	900,000	1/81

(11) To provide fire and safety improvements, Washington State Reformatory; except that, if construction has not begun by 11/1/80, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
DSHS Constr Acct CEP & RI Acct		-0- 350,000	1,304,000 -0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
27,000	-0-	1,681,000	9/81

(12) To renovate and expand visiting/dining/recreation facilities, Washington State Reformatory; except that, if construction has not begun by 12/1/80, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
DSHS Constr Acct		-0-	1,524,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	1,524,000	2/82

(13) To renovate and convert gang showers to individual showers, Washington State Penitentiary; except that, if construction has not begun by 6/1/80, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
DSHS Constr Acct		-0-	402,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	402,000	3/81

(14) To provide three prefabricated steel buildings, Washington State Reformatory; except that, if construction has not begun by 3/15/80, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
DSHS Constr Acct		-0-	386,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	386,000	8/80

(15) To construct and equip multipurpose building, Pine Lodge Correction Center; except that, if construction has not begun by 9/1/80, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
DSHS Constr Acct		-0-	248,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	248,000	4/81

(16) To renovate and expand Industries Building, Washington State Penitentiary; except that, if construction has not begun by 5/1/80, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
General Fund—Federal		-0-	414,000
DSHS Constr Acct		-0-	305,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	719,000	11/80

(17) To renovate and repair roofs, Washington Corrections Center; except that, if construction has not begun by 11/1/79, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

Reappropriation	Appropriation
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DSHS Constr Acct		-0-	458,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	458,000	8/80

(18) To repair perimeter walls, Washington State Reformatory; except that, if construction has not begun by 7/1/80, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
DSHS Constr Acct		-0-	617,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	617,000	11/80

(19) To purchase and install an electronic perimeter security system, Washington Corrections Center.

		Reappropriation	Appropriation
DSHS Constr Acct		300,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
76,000	-0-	376,000	7/79

(20) To renovate and open work training release facility, Geiger Field.

		Reappropriation	Appropriation
DSHS Constr Acct		600,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
20,000	-0-	620,000	1/80

NEW SECTION. Sec. 171. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—FOR THE JUVENILE REHABILITATION PROGRAM

(1) To expand and upgrade water system, Mission Creek Youth Camp; except that, if construction has not begun by 7/1/79, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
CEP & RI Acct		44,000	-0-
Project Costs Through	Estimated Costs 7/1/81 and	Estimated Total Costs	Estimated Completion Date

6/30/79.	Thereafter		
1,000	-0-	45,000	6/80

(2) To construct, and/or purchase and equip a group home in Eastern Washington; except that, if construction has not begun by 10/1/80, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
DSHS Constr Acct		-0-	423,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	988,600	9/81

(3) To replace security windows, Maple Lane School; except that, if construction has not begun by 6/1/80, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
DSHS Constr Acct		-0-	231,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	231,000	9/80

(4) To construct and equip academic/vocational building, Naselle Youth Camp; except that, if construction has not begun by 8/1/80, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
DSHS Constr Acct		-0-	1,851,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	1,851,000	5/81

(5) To construct and equip multiservice building, Maple Lane School; except that, if construction has not begun by 7/1/80, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
DSHS Constr Acct		-0-	2,640,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	2,640,000	1/82

(6) To renovate and replace steam plant, Maple Lane School; except that, if construction has not begun by 1/1/80, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
DSHS Constr Acct		24,000	2,965,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
16,000	-0-	3,005,000	6/81

(7) To renovate and repair roofs, Maple Lane School; except that, if construction has not begun by 5/1/80, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
DSHS Constr Acct		-0-	321,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	321,000	9/80

(8) To renovate and repair roofs, Green Hill School; except that, if construction has not begun by 5/1/80, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
DSHS Constr Acct		-0-	502,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	502,000	9/80

(9) To provide fire and safety improvements, Maple Lane School; except that, if construction has not begun by 3/1/80, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
DSHS Constr Acct		-0-	318,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	318,000	10/80

(10) For remodeling of dormitories, Mission Creek Youth Camp; except that, if construction has not begun by 11/1/79, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
CEP & RI Acct		13,000	-0-
DSHS Constr Acct		-0-	293,000
Project Costs	Estimated Costs	Estimated Total	Estimated Completion

Through 6/30/79	7/1/81 and Thereafter	Costs	Date
2,000	-0-	308,000	6/80

NEW SECTION. Sec. 172. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—FOR THE MENTAL HEALTH PROGRAM

(1) To provide matching funds to construct and equip a mental health wing at Children's Orthopedic Hospital.

		Reappropriation	Appropriation
DSHS Constr Acct		177,000	-0-
General Fund—Federal		289,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
1,723,000	-0-	2,189,000	4/80

(2) To improve security of the mentally ill offenders facility at Eastern State Hospital.

		Reappropriation	Appropriation
DSHS Constr Acct		50,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
50,000	-0-	100,000	9/79

(3) Construct covered fuel storage and conveyor system, Western State Hospital; except that, if construction has not begun by 8/1/79, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
DSHS Constr Acct		350,000	230,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
4,000	-0-	584,000	4/80

(4) To renovate for accreditation, Western State Hospital.

		Reappropriation	Appropriation
DSHS Constr Acct		1,200,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
300,000	-0-	1,500,000	1/80

(5) Design, construct, and equip 225-bed modular facility for nonoffender populations, Western State Hospital; except that, if construction has not begun by

6/1/80, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
DSHS Constr Acct		372,000	21,293,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
328,000	-0-	21,993,000	6/82

(6) Design, construct, and equip 130-bed modular facility for nonoffender populations, Eastern State Hospital; except that, if construction has not begun by 7/1/80, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
DSHS Constr Acct		100,000	12,035,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
200,000	-0-	12,335,000	7/82

(7) Renovate per accreditation requirements, Eastern State Hospital; except that, if construction has not begun by 4/1/80, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
DSHS Constr Acct		-0-	487,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	487,000	6/81

(8) Preliminary design and working drawings to construct elevated water tower, Western State Hospital.

		Reappropriation	Appropriation
DSHS Constr Acct		40,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
10,000	-0-	50,000	9/79

(9) Repair roofs, Western State Hospital; except that, if construction has not begun by 2/1/80, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
DSHS Constr Acct		-0-	1,031,000
Project	Estimated	Estimated	Estimated

Costs Through 6/30/79	Costs 7/1/81 and Thereafter	Total Costs	Completion Date
-0-	-0-	1,031,000	12/80

NEW SECTION. Sec. 173. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—FOR THE DEVELOPMENTAL DISABILITIES PROGRAM

(1) To provide fire and safety improvements and secondary source of power, School for the Deaf; except that, if construction has not begun by 9/15/79, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
General Fund—State		38,000	-0-
DSHS Constr Acct		-0-	381,000
CEP & RI Acct		41,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
12,000	-0-	472,000	3/80

(2) To upgrade utilities and complete Phase I, Rainier School.

		Reappropriation	Appropriation
DSHS Constr Acct		1,400,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
1,791,000	-0-	3,191,000	6/81

(3) To renovate kitchen, primary area, and administration building, School for the Blind.

		Reappropriation	Appropriation
General Fund—State		1,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
319,000	-0-	320,000	4/80

(4) Working drawings and construction of three state residential training centers (SRTC) in the counties of Spokane, Grant, and Benton/Franklin.

		Reappropriation	Appropriation
DSHS Constr Acct		3,794,000	2,396,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
306,000	-0-	6,496,000	2/81

(5) To renovate and repair facilities and utility system, School for the Blind.

		Reappropriation	Appropriation
DSHS Constr Acct		219,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
163,000	-0-	383,000	4/80

(6) Supplemental funding to complete construction and provide equipment for Phase I, Lakeland Village.

		Reappropriation	Appropriation
DSHS Constr Acct		500,000	1,412,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
4,240,000	-0-	6,152,000	4/80

(7) To design and construct Phase II, Lakeland Village.

		Reappropriation	Appropriation
DSHS Constr Acct		-0-	9,421,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	9,421,000	3/82

(8) To design and construct Phase II, Rainier School; except that, if construction has not begun by 5/1/80, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
DSHS Constr Acct		-0-	10,344,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	16,832,000	6/82

(9) Roof repair for Cerebral Palsy Center, Rainier School; except that, if construction has not begun by 7/1/79, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
DSHS Constr Acct		-0-	379,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	379,000	2/80

(10) Repair and upgrade utilities, Phase III, Fircrest School.

		Reappropriation	Appropriation
DSHS Constr Acct		1,075,000	2,415,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
400,000	-0-	3,890,000	1/82

(11) Renovation of Primary and Administration buildings, Phase II, School for the Blind; except that, if construction has not begun by 10/15/79, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
DSHS Constr Acct		-0-	619,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	619,000	4/80

(12) Renovate heating and ventilation system, Interlake School; except that, if construction has not begun by 1/1/81, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
DSHS Constr Acct		-0-	527,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	527,000	8/81

(13) Purchase land, complete preliminary design and construct one cottage, Frances Haddon Morgan Children's Center; except that, if preliminary drawings have not begun by 10/1/79, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
DSHS Constr Acct		-0-	1,167,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	5,389,000	6,556,000	6/83

(14) Design and construction funds for Yakima Valley School.

		Reappropriation	Appropriation
DSHS Constr Acct		-0-	1,546,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date

6/30/79	Thereafter		
-0-	2,193,000	3,626,000	8/82

(15) To replace roofs at Rainier School; except that, if construction has not begun by 3/1/80, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

DSHS Constr Acct		Reappropriation	Appropriation
		-0-	564,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	564,000	9/80

(16) New water service, School for the Blind; except that, if construction has not begun by 8/15/79, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

CEP & RI Acct		Reappropriation	Appropriation
		-0-	139,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	139,000	11/79

(17) Renovate laundry, Fircrest School; except that, if construction has not begun by 10/1/80, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

DSHS Constr Acct		Reappropriation	Appropriation
		-0-	422,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	422,000	4/81

(18) Enclose courtyards, Fircrest School; except that, if construction has not begun by 11/15/79, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

CEP & RI Acct		Reappropriation	Appropriation
		10,000	136,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	146,000	4/80

(19) To provide site development of a community recreation and horticulture training center for the handicapped, to be located at the former NIKE-Ajax site in South King County.

		Reappropriation	Appropriation
DSHS Constr Acct		-0-	500,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	500,000	1/81

NEW SECTION. Sec. 174. FOR THE DEPARTMENT OF VETERANS AFFAIRS

(1) To provide fire safety and health improvements at the Veterans' Home and Soldiers' Home including construction of a 78-bed nursing facility at the Veterans' Home and a 40-bed nursing addition at the Soldiers' Home.

		Reappropriation	Appropriation
General Fund—Federal		1,674,000	-0-
CEP & RI Acct		30,000	-0-
DSHS Constr Acct		853,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
5,065,000	-0-	7,622,000	9/79

(2) To replace boilers, Soldiers' Home.

		Reappropriation	Appropriation
CEP & RI Acct		119,000	758,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
50,000	-0-	927,000	7/82

(3) To repair and improve utilities and facilities—Omnibus.

		Reappropriation	Appropriation
CEP & RI Acct		-0-	705,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	705,000	6/81

(4) To install underground sprinkler system, Soldiers' Home.

		Reappropriation	Appropriation
CEP & RI Acct		-0-	222,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	222,000	6/80

(5) To construct and equip laundry facility, Veterans' Home.

		Reappropriation	Appropriation
CEP & RI Acct		-0-	1,094,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	1,094,000	9/81

(6) To construct activities therapy facility, Veterans' Home.

		Reappropriation	Appropriation
CEP & RI Acct		-0-	347,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	347,000	9/80

NEW SECTION. Sec. 175. FOR THE JAIL COMMISSION

		Reappropriation	Appropriation
GF, LJICA		-0-	106,000,000

NEW SECTION. Sec. 176. FOR THE DEPARTMENT OF ECOLOGY

(1) To drill four test-observation wells in the 1979-81 fiscal period and additional wells as required in ensuing bienniums.

		Reappropriation	Appropriation
General Fund—Emergency Water Project Revolving Fund—State		-0-	400,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
781,000	1,060,000	2,241,000	6/81

(2) Construct sanitary facilities at various state parks and department of social and health services institutions to include sewage and sink waste disposal and sewage treatment facilities.

		Reappropriation	Appropriation
General Fund—State and Local Improvement Revolving Account—Waste Disposal Facilities: Appropriated pursuant to chapter 127, Laws of 1972 ex. sess. (Ref. 26)		2,928,000	181,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
1,806,000	-0-	4,915,000	6/81

(3) Construct water supply facilities at various state parks to ensure adequate supplies of water which meet water quality standards.

		Reappropriation	Appropriation
General Fund—State and Local Improvement Revolving Account—			
Water Supply Facilities: Appropriated pursuant to chapter 128, Laws of 1972 ex. sess. (Ref. 27)			
		490,000	—0—
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
247,000	—0—	737,000	6/81

NEW SECTION. Sec. 177. FOR THE STATE PARKS AND RECREATION COMMISSION

(1) Modernization and improvements of various state parks—State-wide.

		Reappropriation	Appropriation
General Fund—State and Local Improvement Revolving Account—			
Public Recreation Facilities: Appropriated pursuant to section 4(3), chapter 129, Laws of 1972 ex. sess. (Ref. 28)			
		2,290,000	—0—
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
3,664,000	—0—	5,954,000	6/81

(2) Acquisition and development of recreation sites—State-wide: PROVIDED, That the commission place first priority on the completion of development of recreation sites.

		Reappropriation	Appropriation
General Fund—ORA (LWCF)		876,000	—0—
General Fund—ORA (Ref. 28)		1,671,000	—0—
General Fund—ORA (Int. 215)		12,000	—0—
General Fund—ORA (Ref. 18)		84,000	—0—
General Fund—ORA (ATV)		48,000	—0—
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
1,512,000	—0—	4,203,000	6/81

(3) Funds required to pay unanticipated expenditures such as emergency repairs of existing facilities, contract cost overruns, and acquisition of inholdings, easements, etc.

		Reappropriation	Appropriation
General Fund—State and Local Improvement Revolving Account—			

Public Recreation Facilities: Appropriated pursuant to section 4(3), chapter 129, Laws of 1972 ex. sess. (Ref. 28)

		-0-	300,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	300,000	6/81

(4) Acquire approximately 122 acres of land at Dash Point south of Dash Point State Park.

		Reappropriation	Appropriation
General Fund—ORA (HJR 52)		-0-	118,000
General Fund—ORA (LWCF)		187,000	117,000
General Fund—ORA (Ref. 18)		188,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	610,000	1/80

(5) Complete acquisition of approximately 161 acres of wetlands in Mercer Slough.

		Reappropriation	Appropriation
General Fund—ORA (HJR 52)		-0-	407,000
General Fund—ORA (LWCF)		-0-	407,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
452,000	-0-	1,266,000	12/80

(6) To install insulation for residences located in various parks throughout the system.

		Reappropriation	Appropriation
General Fund—State and Local Improvement Revolving Account—Public Recreation Facilities: Appropriated pursuant to section 4(3), chapter 129, Laws of 1972 ex. sess. (Ref. 28)		-0-	150,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	150,000	6/81

(7) Acquire approximately 330 acres and three miles of river bank at Green River Gorge.

		Reappropriation	Appropriation
General Fund—ORA (HJR 52)		-0-	516,000

General Fund—ORA (LWCF)		—0—	516,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
3,200,000	768,000	5,000,000	6/85

(8) Acquire approximately 80 acres and 1,500 feet of lakefront at Pearrygin Lake.

		Reappropriation	Appropriation
General Fund—ORA (HJR 52)		—0—	187,000
General Fund—ORA (LWCF)		—0—	187,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
150,000	1,000,000	1,524,000	6/85

(9) Acquire inholdings at Conconully State Park.

		Reappropriation	Appropriation
General Fund—ORA (HJR 52)		—0—	8,000
General Fund—ORA (LWCF)		—0—	8,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
—0—	—0—	16,000	7/80

(10) Renovate and expand day use facility for ocean beach access at Copalis and Joe Creek.

		Reappropriation	Appropriation
General Fund—ORA (HJR 52)		—0—	187,000
General Fund—ORA (LWCF)		—0—	186,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
—0—	—0—	373,000	11/80

(11) Develop 50-unit campground, roadway, and parking facilities at Green River Gorge.

		Reappropriation	Appropriation
General Fund—ORA (HJR 52)		—0—	524,000
General Fund—ORA (LWCF)		—0—	476,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
—0—	21,000	1,021,000	4/81

(12) Construct parking area for overflow periods at Battle Ground Lake.

		Reappropriation	Appropriation
General Fund—ORA (HJR 52)		-0-	21,000
General Fund—ORA (LWCF)		-0-	20,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	41,000	6/81

(13) Develop 50-unit camping area with associated facilities at Manchester.

		Reappropriation	Appropriation
General Fund—ORA (HJR 52)		-0-	208,000
General Fund—ORA (LWCF)		-0-	207,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	415,000	6/80

(14) Construct two additional boat launch ramps at Fort Canby State Park.

		Reappropriation	Appropriation
General Fund—ORA (Int. 215)		-0-	44,000
General Fund—ORA (LWCF)		-0-	44,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	88,000	5/81

(15) Develop campground facilities at Spencer Spit.

		Reappropriation	Appropriation
General Fund—ORA (HJR 52)		-0-	319,000
General Fund—ORA (LWCF)		-0-	319,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	638,000	11/80

(16) Acquire land and trail easements for trailhead facilities at Squak Mountain.

		Reappropriation	Appropriation
General Fund—ORA (HJR 52)		-0-	39,000
General Fund—ORA (LWCF)		-0-	39,000
Project Costs Through	Estimated Costs 7/1/81 and	Estimated Total Costs	Estimated Completion Date

6/30/79	Thereafter		
-0-	-0-	78,000	7/80

(17) Acquire the Bradley site in central Puget Sound.

		Reappropriation	Appropriation
General Fund—ORA (HJR 52)		-0-	600,000
General Fund—ORA (LWCF)		-0-	600,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	1,200,000	6/81

(18) To design, construct, and equip a Lewis and Clark interpretive center at Chief Timothy park.

		Reappropriation	Appropriation
General Fund—ORA (HJR 52)		-0-	160,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	160,000	6/81

(19) Acquire the Goldendale observatory site.

		Reappropriation	Appropriation
General Fund—ORA (HJR 52)		-0-	100,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	100,000	6/81

(20) Renovate the day use area at Camp Wooten State Park.

		Reappropriation	Appropriation
General Fund—ORA (HJR 52)		-0-	55,000
General Fund—ORA (LWCF)		-0-	54,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	109,000	6/81

(21) Acquire frontage at or near the abandoned townsite of Frankfort on the Columbia River.

		Reappropriation	Appropriation
General Fund—ORA (HJR 52)		-0-	150,000
General Fund—ORA (LWCF)		-0-	150,000
Project Costs	Estimated Costs	Estimated Total	Estimated Completion

Through 6/30/79	7/1/81 and Thereafter	Costs	Date
-0-	700,000	1,000,000	1/81

(22) Acquire additional property for Scenic Beach State Park in Kitsap county.

	Reappropriation	Appropriation	
General Fund—ORA (HJR 52)	-0-	175,000	
General Fund—ORA (LWCF)	-0-	175,000	
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	350,000	6/81

(23) Acquire the Matelich site in central Puget Sound.

	Reappropriation	Appropriation	
General Fund—ORA (HJR 52)	-0-	150,000	
General Fund—ORA (LWCF)	-0-	150,000	
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	300,000	6/81

(24) Acquire approximately five acres of the property known as Kubota Gardens.

	Reappropriation	Appropriation	
General Fund—ORA (HJR 52)	-0-	125,000	
General Fund—ORA (LWCF)	-0-	125,000	
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	250,000	6/81

(25) Acquire portions of river bank on the Green River.

	Reappropriation	Appropriation	
General Fund—ORA (HJR 52)	-0-	375,000	
General Fund—ORA (LWCF)	-0-	375,000	
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	750,000	6/81

(26) Construct day-use facilities at Clallam Bay spit.

	Reappropriation	Appropriation
General Fund—ORA (HJR 52)	-0-	90,000
General Fund—ORA (LWCF)	-0-	89,000

Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	179,000	6/81

(27) Acquire recreational property at Beards Hollow.

	Reappropriation	Appropriation
General Fund—ORA (HJR 52)	-0-	400,000
General Fund—ORA (LWCF)	-0-	400,000

Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	800,000	6/81

(28) Acquire additional property for Penrose Point State Park.

	Reappropriation	Appropriation
General Fund—ORA (HJR 52)	-0-	175,000
General Fund—ORA (LWCF)	-0-	175,000

Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	350,000	6/81

(29) Acquire approximately 700 feet of waterfront and 65 acres of uplands at Haley Property.

	Reappropriation	Appropriation
General Fund—ORA (HJR 52)	-0-	150,000
General Fund—ORA (LWCF)	-0-	150,000

Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
300,000	300,000	900,000	6/81

NEW SECTION. Sec. 178. FOR THE DEPARTMENT OF COMMERCE AND ECONOMIC DEVELOPMENT

(1) \$5,000,000 for the planning, design, construction, furnishing and landscaping of a multi-theatre international performing arts facility designated as the "Pacific Northwest festival facility" located in south King county in the vicinity of Federal Way. The appropriation contained in this section shall not be expended until the state is in receipt of \$15,000,000 from the federal government and/or other sources. Should federal legislation dictate that the facility be owned by the federal government, the state moneys shall be granted to such federal administering agency which is representing the federal government.

	Reappropriation	Appropriation
GF, Pacific Northwest Festival Facility Constr Acct	-0-	5,000,000

Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	5,000,000	6/81

(2) To provide matching grants for the planning, design, construction, furnishing, and landscaping of two regionally based performing arts facilities, to be known as the "Washington center for the performing arts" facility located in Thurston county within the area of the city of Olympia, and "the Pantages theatre" facility located in Pierce county within the area of the city of Tacoma.

		Reappropriation	Appropriation
GF, Cultural Facilities Constr Acct		-0-	3,000,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	3,000,000	6/81

NEW SECTION. Sec. 179. FOR THE DEPARTMENT OF FISHERIES

(1) Renovate and make improvements to meet safety, health, and environmental regulations.

		Reappropriation	Appropriation
GF, Fish Cap Proj Acct		455,000	2,440,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
4,726,000	725,000	8,346,000	6/81

(2) Provide necessary replacement and alterations to facilities at various hatchery locations state-wide.

		Reappropriation	Appropriation
GF, Fish Cap Proj Acct		1,271,000	1,635,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
1,131,000	250,000	4,287,000	6/81

(3) Improve operation and production efficiency of existing facilities state-wide.

		Reappropriation	Appropriation
General Fund—Federal		-0-	575,000
GF, Fish Cap Proj Acct		743,000	941,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
625,000	958,000	3,842,000	6/81

(4) Complete various enhancements projects, state-wide.

		Reappropriation	Appropriation
GF, Sal Enhmt Constr Acct		24,060,000	3,541,000
General Fund—Federal		1,024,000	650,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
5,125,000	-0-	34,400,000	9/81

(5) Complete various recreation projects funded through the interagency committee for outdoor recreation.

		Reappropriation	Appropriation
General Fund—ORA (Ref. 28)		573,000	-0-
General Fund—ORA (LWCF)		1,136,000	-0-
General Fund—ORA (Int. 215)		160,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
933,000	-0-	2,802,000	6/81

(6) Complete capital facility improvements to support the shellfish research and production program state-wide.

		Reappropriation	Appropriation
GF, Fish Cap Proj Acct		103,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
155,000	-0-	258,000	6/80

(7) Construct four additional saltwater rearing pens for research and enhancement of juvenile lingcod and mussel cultures.

		Reappropriation	Appropriation
GF, Fish Cap Proj Acct		-0-	71,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	71,000	6/80

(8) Construct artificial reef structures in ten locations in Puget Sound and Hood Canal for use by recreational fishermen.

		Reappropriation	Appropriation
General Fund—ORA (HJR 52)		-0-	205,000
General Fund—ORA (LWCF)		-0-	205,000
Project Costs	Estimated Costs	Estimated Total	Estimated Completion

Through 6/30/79	7/1/81 and Thereafter	Costs	Date
-0-	-0-	410,000	6/81

(9) Construct wooden walkways on top of breakwater structures at Westhaven Cove Marina in Westport to improve safety and ease of access for recreational fishermen.

		Reappropriation	Appropriation
General Fund—ORA (HJR 52)		-0-	62,000
General Fund—ORA (LWCF)		-0-	62,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	124,000	5/81

(10) Construct access walkway and fishing pier atop and extending from the breakwater at the Port of Peninsula Boat Basin at Nahcotta.

		Reappropriation	Appropriation
General Fund—ORA (HJR 52)		-0-	61,000
General Fund—ORA (LWCF)		-0-	60,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	121,000	5/81

(11) Construct access walkway and stairs to east end of Hood Canal bridge, including sanitary facilities, parking, and artificial reef for recreational fishing.

		Reappropriation	Appropriation
General Fund—ORA (HJR 52)		-0-	190,000
General Fund—ORA (LWCF)		-0-	190,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	380,000	12/80

(12) Develop breakwater launch ramp, loading and tie-up floats, sanitary facilities, parking, and other related facilities for recreational fishing at Snow Creek. Upon completion of construction, the department of fisheries shall contract with the state parks and recreation commission for operation of the facility with no user fee charged for use by the general public.

		Reappropriation	Appropriation
General Fund—ORA (Int.215)		-0-	323,000
General Fund—ORA (LWCF)		-0-	322,000
Project Costs Through	Estimated Costs 7/1/81 and	Estimated Total Costs	Estimated Completion Date

6/30/79	Thereafter		
-0-	-0-	645,000	3/80
(13) Develop parking area for 100 cars for use with Edmonds fishing pier.			
		Reappropriation	Appropriation
General Fund—ORA (HJR 52)		-0-	14,000
General Fund—ORA (LWCF)		-0-	13,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	27,000	3/80
(14) Complete construction of Seattle and Tacoma fishing piers.			

		Reappropriation	Appropriation
General Fund—ORA (HJR 52)		-0-	245,000
General Fund—ORA (LWCF)		-0-	245,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	490,000	9/80

NEW SECTION. Sec. 180. FOR THE DEPARTMENT OF GAME

(1) Critical resource acquisition, acquire lands for wildlife habitat, wildlife recreation, and public hunting state-wide.

		Reappropriation	Appropriation
General Fund—ORA (LWCF)		6,000	-0-
General Fund—ORA (Ref. 28)		64,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
83,000	-0-	153,000	6/80

(2) Critical resource development, develop lands to provide recreational opportunities for the public state-wide.

		Reappropriation	Appropriation
General Fund—ORA (LWCF)		56,000	-0-
General Fund—ORA (Ref. 28)		90,000	-0-
General Fund—ORA (Int. 215)		40,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
54,000	-0-	240,000	12/79

(3) Freshwater shorelands development, development of facilities to provide public access to inland waters state-wide.

	Reappropriation	Appropriation
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General Fund—ORA (LWCF)	3,000	-0-
General Fund—ORA (Ref. 28)	55,000	-0-
General Fund—ORA (Int. 215)	63,000	-0-

Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
89,000	-0-	210,000	12/79

(4) Naches Hatchery, water supply development for raceways and hatcheries.

	Reappropriation	Appropriation
Game Fund—State	107,000	-0-

Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
30,000	-0-	137,000	10/79

(5) To construct pollution abatement facilities at the Beaver Creek Hatchery.

	Reappropriation	Appropriation
Game Fund—Federal	561,000	-0-

Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
20,000	-0-	581,000	10/79

(6) To construct an equipment and storage shop at Wells Wildlife Recreation Area.

	Reappropriation	Appropriation
Game Fund—Local	14,000	-0-

Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
18,000	-0-	32,000	12/79

(7) To construct a seed storage facility at McNary Wildlife Recreation Area.

	Reappropriation	Appropriation
Game Fund—Federal	1,000	-0-

Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
2,000	-0-	3,000	12/79

(8) To construct habitat area and wildlife recreation area boundary fencing state-wide.

Reappropriation	Appropriation
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Game Fund—State		29,000	—0—
Game Fund—Federal		110,000	—0—
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
48,000	—0—	187,000	11/79

(9) To construct shop and storage area for equipment at the McNary Wildlife Recreation Area.

		Reappropriation	Appropriation
Game Fund—State		2,000	—0—
Game Fund—Federal		7,000	—0—
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
9,000	—0—	18,000	12/79

(10) Remodel existing storage area at Olympia warehouse to provide additional office space and parking.

		Reappropriation	Appropriation
Game Fund—State		100,000	—0—
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
9,000	—0—	109,000	10/79

(11) Sell Auburn Game Farm and distribute existing facilities to Whidbey Island, South Tacoma, and Lewis County Game Farms.

		Reappropriation	Appropriation
Game Fund—State		235,000	—0—
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
—0—	—0—	235,000	6/81

(12) Relocate Auburn shop activities to Olympia after sale of Auburn Game Farm.

		Reappropriation	Appropriation
Game Fund—State		200,000	—0—
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
—0—	—0—	200,000	6/81

(13) Provide for repair or replacement under emergency conditions.

		Reappropriation	Appropriation
Game Fund—State		-0-	100,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	200,000	300,000	6/81

(14) Replace 29 sets of outdoor toilets located on game department access areas state-wide.

		Reappropriation	Appropriation
Game Fund—State		-0-	163,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	198,000	361,000	6/81

(15) Provide sedimentation basins at five hatcheries that will collect solid waste from used water for pollution control.

		Reappropriation	Appropriation
Game Fund—State		-0-	218,000
Game Fund—Federal		-0-	22,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	240,000	7/80

(16) Construct an 8-foot high chain link fence to protect rainbow broodstock from vandalism and theft at Tokul Creek Hatchery.

		Reappropriation	Appropriation
Game Fund—State		-0-	11,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	11,000	12/79

(17) Purchase fishing sites and easements to mitigate the fishery loss related to Wells Dam construction.

		Reappropriation	Appropriation
Game Special Wildlife Account		-0-	69,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	69,000	6/81

(18) Design and construct a three bedroom residence with garage, utilities, and roadway plus holding pen for 750 birds at Wells WRA.

		Reappropriation	Appropriation
Game Special Wildlife Account		-0-	108,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	108,000	9/80

(19) Repair pipeline from Lake Whatcom that supplies hatchery with production water.

		Reappropriation	Appropriation
Game Fund—State		-0-	36,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	36,000	9/80

(20) Provide for maintenance and construction of boundary, drift and habitat area fencing and property surveys.

		Reappropriation	Appropriation
Game Fund—Federal		-0-	146,000
Game Fund—State		-0-	49,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	481,000	676,000	7/81

(21) Replace 80 wood troughs and supports at Lake Whatcom Hatchery.

		Reappropriation	Appropriation
Game Fund—State		-0-	38,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	38,000	3/80

(22) Repair or replace fish screens at lake outlets preventing out migration of planted trout.

		Reappropriation	Appropriation
Game Fund—Federal		-0-	53,000
Game Fund—State		-0-	18,000
Project Costs Through	Estimated Costs 7/1/81 and	Estimated Total Costs	Estimated Completion Date

6/30/79	Thereafter		
-0-	-0-	71,000	6/81

(23) Replace old holding pens, brooder runs, and woven wire fencing to prevent game bird escapement.

		Reappropriation	Appropriation
Game Fund—State		-0-	195,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	526,000	721,000	4/81

(24) Replace three wood wall dirt bottom raceways with three 10-foot by 100-foot concrete raceways at South Tacoma Hatchery.

		Reappropriation	Appropriation
Game Fund—State		-0-	67,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	67,000	3/81

(25) Repair leaks in hatchery pond and raceways at Arlington Hatchery.

		Reappropriation	Appropriation
Game Fund—State		-0-	49,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	49,000	5/81

(26) Replace roofing at Skamania Hatchery.

		Reappropriation	Appropriation
Game Fund—Federal		-0-	18,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	18,000	6/81

(27) Provide preplanning and design funds for future biennia capital projects.

		Reappropriation	Appropriation
Game Fund—State		-0-	50,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	100,000	150,000	6/81

(28) Construct small parking area and related user facilities at Scatter Creek WRA.

		Reappropriation	Appropriation
General Fund—ORA (HJR 52)		—0—	11,000
General Fund—ORA (LWCF)		—0—	11,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
—0—	—0—	22,000	9/79

(29) Construct parking area, launch ramp, and related user facilities at Lake Ki in Snohomish county.

		Reappropriation	Appropriation
General Fund—ORA (Int. 215)		—0—	36,000
General Fund—ORA (LWCF)		—0—	36,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
—0—	—0—	72,000	7/80

(30) Redevelop and construct boat launching facilities at Potholes Reservoir, Campbell Lake, Fazon Lake, Burke Lake, Badger Lake, Loon Lake, Humptulips River, and Chambers Lake.

		Reappropriation	Appropriation
General Fund—ORA (HJR 52)		—0—	15,000
General Fund—ORA (Int. 215)		—0—	214,000
General Fund—ORA (LWCF)		—0—	229,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
39,000	—0—	497,000	6/81

(31) Construct parking area and related user facilities at Tokul Creek.

		Reappropriation	Appropriation
General Fund—ORA (HJR 52)		—0—	12,000
General Fund—ORA (LWCF)		—0—	12,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
—0—	—0—	24,000	11/80

(32) Construct an "A" Frame warming hut designed to provide essential facilities for snowmobilers during cold or emergency conditions.

	Reappropriation	Appropriation
General Fund—State	—0—	33,000

Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	33,000	9/80

(33) Construct .34 acre parking area surface with ballast at Wooten WRA.

General Fund—State		Reappropriation	Appropriation
		-0-	14,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	14,000	7/80

(34) Construct a one-half acre parking area and install timber bridge for snowmobilers at Sherman Creek WRA.

General Fund—State		Reappropriation	Appropriation
		-0-	19,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	19,000	7/80

(35) Acquire Delfeld property as an addition to Chiliwist WRA.

General Fund—ORA (HJR 52)		Reappropriation	Appropriation
		-0-	159,000
General Fund—ORA (LWCF)		-0-	159,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	318,000	6/81

NEW SECTION. Sec. 181. FOR THE DEPARTMENT OF NATURAL RESOURCES

(1) Construct 15,000 square feet of lath house at the Bellingham Nursery to provide holding area for seedlings.

GF, Res Mgmt Cost Acct		Reappropriation	Appropriation
		30,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	30,000	10/79

(2) Webster Nursery—Land reclamation.

Reappropriation	Appropriation
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GF, Res Mgmt Cost Acct		50,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	50,000	10/79

(3) Upgrade domestic water systems at various locations.

		Reappropriation	Appropriation
General Fund—State		-0-	65,000
General Fund—CEP & RI Acct		-0-	13,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	78,000	9/80

(4) Provide for emergency exit at Olympic Area Headquarters.

		Reappropriation	Appropriation
GF, Res Mgmt Cost Acct		-0-	6,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	6,000	11/79

(5) Acquire and improve surplus federal installation on Budd Inlet for seaweed research laboratory.

		Reappropriation	Appropriation
GF, Res Mgmt Cost Acct		-0-	228,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	228,000	2/80

(6) Provides funding for implementation of Senate Bill No. 2200 (chapter 109, Laws of 1977 ex. sess.) to establish land bank.

		Reappropriation	Appropriation
GF, For Dev Acct		-0-	1,000,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	2,000,000	3,000,000	6/81

(7) Construct and improve roads and bridges into state-owned timberlands, state-wide.

	Reappropriation	Appropriation
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GF, For Dev Acct		-0-	426,000
GF, Res Mgmt Cost Acct		2,240,000	1,040,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
1,559,000	4,000,000	9,265,000	6/81

(8) Convert arid lands into productive lands for crop growing through development or irrigation systems.

		Reappropriation	Appropriation
GF, Res Mgmt Cost Acct		3,770,000	1,940,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
2,497,000	4,000,000	12,207,000	6/81

(9) Acquire access for management of timber and agricultural lands.

		Reappropriation	Appropriation
GF, For Dev Acct		-0-	175,000
GF, Res Mgmt Cost Acct		-0-	691,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
900,000	1,300,000	3,066,000	6/81

(10) Provides shops for maintenance and repair of equipment used in the honor camp program in Skagit county.

		Reappropriation	Appropriation
General Fund—CEP & RI Acct		-0-	536,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	536,000	6/80

(11) Replace old lookout structures at rate of one per biennium.

		Reappropriation	Appropriation
General Fund—State		-0-	15,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
10,000	34,000	59,000	6/81

(12) Rebuild gas house and expand parking at Chehalis Compound.

	Reappropriation	Appropriation
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General Fund—State		-0-	17,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	17,000	6/81

(13) Provide air exchange and cooling system to reduce heat buildup at Southwest Area Headquarters.

GF, Res Mgmt Cost Acct		Reappropriation -0-	Appropriation 7,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	7,000	6/80

(14) Construct roads and bridges to state lands in Cavanaugh Block.

GF, For Dev Acct		Reappropriation -0-	Appropriation 475,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	475,000	6/81

(15) Construct dry storage facility at Larch Mountain warehouse.

General Fund—CEP & RI Acct		Reappropriation -0-	Appropriation 47,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	47,000	6/80

(16) Prepare sites for commercial leases, state-wide.

GF, Res Mgmt Cost Acct		Reappropriation 1,570,000	Appropriation 2,449,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
196,000	3,000,000	7,215,000	6/81

(17) Provide facilities to house three-man fire crews at Beaver and Sekiu.

General Fund—State		Reappropriation -0-	Appropriation 46,000
Project Costs	Estimated Costs	Estimated Total	Estimated Completion

Through 6/30/79	7/1/81 and Thereafter	Costs	Date
-0-	-0-	46,000	5/80

(18) Construct and improve campsites, roads, trails, and other recreation projects, including off-road vehicles and snowmobile facilities.

		Reappropriation	Appropriation
General Fund—ORA (Ref. 28)		733,000	-0-
General Fund—ORA (Ref. 18)		19,000	-0-
General Fund—ORA (Int. 215)		187,000	-0-
General Fund—ORA (LWCF)		412,000	-0-
General Fund—State		-0-	31,000
General Fund—ORV Acct—State		-0-	1,994,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
1,448,000	4,900,000	9,724,000	6/81

(19) Drill well to provide water for Ahtanum Camp.

		Reappropriation	Appropriation
General Fund—ORA (HJR 52)		-0-	6,000
General Fund—ORA (LWCF)		-0-	6,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	12,000	10/79

(20) Drill two wells and install powerline at Black Rock Irrigation Project.

		Reappropriation	Appropriation
GF, Res Mgmt Cost Acct		-0-	290,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	290,000	6/81

(21) Rebuild old Mule Spur road to provide access for reforestation.

		Reappropriation	Appropriation
GF, For Dev Acct		-0-	75,000
GF, Res Mgmt Cost Acct		-0-	225,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	300,000	6/81

(22) Improve road to Elbe Hills for timber sales activities.

Reappropriation	Appropriation
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GF, For Dev Acct		-0-	405,000
GF, Res Mgmt Cost Acct		-0-	135,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	540,000	6/81

(23) Purchase materials for use in camp road maintenance programs.

General Fund—CEP & RI Acct		Reappropriation	Appropriation
		-0-	20,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	45,000	65,000	6/80

(24) Provide housing for radio equipment at Little Summit presently in old military surplus trailer.

General Fund—State		Reappropriation	Appropriation
GF, Res Mgmt Cost Acct		-0-	3,000
		-0-	4,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	7,000	3/81

(25) Reconstruct gas house and enlarge parking area at Northwest Area Headquarters Compound.

General Fund—State		Reappropriation	Appropriation
GF, Res Mgmt Cost Acct		-0-	16,000
		-0-	17,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	33,000	12/79

(26) Construct building on Orcas Island to store fire control supplies.

General Fund—State		Reappropriation	Appropriation
		-0-	16,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	16,000	10/80

(27) Construct cyclone fencing at two area headquarter sites.

Reappropriation	Appropriation
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General Fund—State		-0-	33,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	33,000	3/80

(28) Construct a block masonry cold storage building to store seedlings at Webster Nursery.

GF, Res Mgmt Cost Acct		Reappropriation	Appropriation
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	70,000	9/80
		-0-	70,000

(29) Construct wells and powerline to irrigate 600 acres at Smith Irrigation Project.

GF, Res Mgmt Cost Acct		Reappropriation	Appropriation
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	275,000	6/81
		-0-	275,000

(30) Construct a block masonry cold storage facility as storage for six million seedlings at Webster Nursery.

GF, Res Mgmt Cost Acct		Reappropriation	Appropriation
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	500,000	9/80
		-0-	500,000

(31) Construct three corrugated fiberglass growing houses to protect grafted trees at seed orchard.

GF, Res Mgmt Cost Acct		Reappropriation	Appropriation
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	97,000	2/80
		-0-	97,000

(32) Improve access to large blocks of state land at Marckworth for timber removal.

Reappropriation	Appropriation
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GF, For Dev Acct		-0-	171,000
GF, Res Mgmt Cost Acct		-0-	73,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	244,000	6/81

(33) Remove dangerous abandoned structures from state tidelands.

		Reappropriation	Appropriation
GF, Res Mgmt Cost Acct		-0-	150,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	150,000	6/81

NEW SECTION. Sec. 182. FOR THE UNIVERSITY OF WASHINGTON

(1) To provide for the completion of the expansion and renovation of existing teaching hospital.

		Reappropriation	Appropriation
St Bldg Auth Constr Acct		180,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
12,413,000	-0-	12,593,000	5/79

(2) A continuation of the renovation of mechanical and electrical systems; renovation and remodeling of departmental space; elevator extension and access improvement for handicapped for Department of Chemistry and School of Pharmacy at Bagley Hall.

		Reappropriation	Appropriation
UW Bldg Acct		4,350,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
150,000	-0-	4,500,000	5/80

(3) A continuation of building systems renovation and replacement including mechanical and electrical systems, remodeling of spaces for more intensive use, and repairs to correct code deficiencies at Health Science Building.

		Reappropriation	Appropriation
UW Bldg Acct		2,800,000	-0-
Project Costs Through	Estimated Costs 7/1/81 and	Estimated Total Costs	Estimated Completion Date

6/30/79	Thereafter		
-0-	-0-	2,800,000	3/80

(4) To construct additional locker rooms, service areas, and multipurpose gymnasium to provide comparable athletic facilities for men and women at Edmundson Pavilion.

		Reappropriation	Appropriation
UW Bldg Acct		395,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
1,967,000	-0-	2,362,000	7/79

(5) To construct a new building providing offices, classrooms, speech and hearing clinics, media center, library, and laboratories for School of Social Work and Department of Speech & Hearing Sciences.

		Reappropriation	Appropriation
UW Bldg Acct		5,200,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
1,450,000	-0-	6,650,000	6/80

(6) To construct and equip major utility and building renovations for operating efficiencies, safety improvements, and preservation of existing facilities.

		Reappropriation	Appropriation
UW Bldg Acct		1,450,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
5,189,000	-0-	6,139,000	6/81

(7) To provide minor building alterations or renovations for section 504 handicapped access compliance.

		Reappropriation	Appropriation
St H Ed Constr Acct		-0-	1,538,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	1,538,000	6/81

(8) To provide for improvements for high priority academic needs, improved energy utilization, remodeling and refurbishing of classrooms, repairs to sports facilities, and continuing real estate contract payments.

		Reappropriation	Appropriation
UW Bldg Acct		-0-	2,692,000

Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	12,748,000	14,438,000	6/81

(9) To plan and construct utility projects including power plant modifications, utility extensions to new buildings, electrical distribution system improvements, supervisory control system extension and upper campus sewer separation.

		Reappropriation	Appropriation
UW Bldg Acct		-0-	2,248,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	6,733,000	8,981,000	6/81

(10) To design laboratory facilities at Big Beef Creek.

		Reappropriation	Appropriation
UW Bldg Acct		-0-	200,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	200,000	8/83

(11) To design a new facility to house the center for extension and continuing education.

		Reappropriation	Appropriation
UW Bldg Acct		-0-	236,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	236,000	6/83

(12) To replace obsolete and outmoded scientific, instruction and support equipment.

		Reappropriation	Appropriation
UW Bldg Acct		-0-	5,000,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	5,000,000	6/81

(13) To remodel certain areas for the Department of Speech and Hearing Sciences when the School of Social Work vacates the building at Eagleson Hall.

		Reappropriation	Appropriation
H Ed Constr Acct		-0-	537,000

Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	537,000	1/81

(14) To renovate and remodel interior spaces to accommodate new program requirements of School of Nutritional Sciences and Textiles, correct code deficiencies, and install an elevator to make the building accessible to the handicapped at Raitt Hall.

		Reappropriation	Appropriation
H Ed Constr Acct		-0-	3,024,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	3,024,000	9/82

(15) To construct and equip laboratory and service facilities for instruction in biology, botany, zoology, and genetics.

		Reappropriation	Appropriation
H Ed Constr Acct		-0-	10,978,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
566,000	-0-	11,544,000	9/81

(16) To provide new ventilation and air handling systems, water piping, code deficiency correction, and general upgrading at Health Sciences Building.

		Reappropriation	Appropriation
H Ed Constr Acct		-0-	1,806,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	1,806,000	12/80

(17) To remodel the existing clinic to make it more usable as a practice clinic, provide professional practice instruction and better services to dental patients at Dental Clinic.

		Reappropriation	Appropriation
H Ed Constr Acct		-0-	437,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	437,000	4/80

(18) To replace heating system, improve ventilation, change partitions, install elevator and bring existing staff personnel office building up to code after it is vacated by the Speech and Hearing Sciences Clinics.

		Reappropriation	Appropriation
H Ed Constr Acct		-0-	646,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	646,000	3/81

(19) Design funds to upgrade heating, ventilation, plumbing, and electrical systems; to make code corrections; and to remodel a portion of the gym for more intensive use of space for new program emphasis at Hutchinson Hall.

		Reappropriation	Appropriation
H Ed Constr Acct		-0-	153,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	2,401,000	2,554,000	12/81

(20) Funds to repair or replace building systems, make safety and code corrections, replace window frames and door hardware at Health Science Building, wings E and F.

		Reappropriation	Appropriation
H Ed Constr Acct		-0-	360,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	3,398,000	3,758,000	6/83

(21) To construct addition to existing structure to relieve overcrowding of existing staff in Physical Plant and Facilities Planning and Construction.

		Reappropriation	Appropriation
H Ed Constr Acct		-0-	434,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	434,000	9/81

(22) To construct addition to existing structure to adequately house existing staff in Purchasing, General Accounting, and Grant and Contract Accounting.

		Reappropriation	Appropriation
H Ed Constr Acct		-0-	1,003,000
Project Costs	Estimated Costs	Estimated Total	Estimated Completion

Through 6/30/79	7/1/81 and Thereafter	Costs	Date
-0-	-0-	1,003,000	9/81

(23) To construct a new mechanical room underground to serve Health Sciences Building wings E, F, and G and add some adjacent space for office use.

		Reappropriation	Appropriation
H Ed Constr Acct		-0-	1,580,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	1,580,000	6/80

(24) To restore Johnson Hall Annex to sound condition meeting current code requirements.

		Reappropriation	Appropriation
H Ed Constr Acct		-0-	250,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	250,000	5/81

NEW SECTION. Sec. 183. FOR WASHINGTON STATE UNIVERSITY

(1) To construct and equip modifications to existing utility production and distribution systems.

		Reappropriation	Appropriation
WSU Bldg Acct		2,830,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
2,115,000	-0-	4,945,000	6/81

(2) To construct and equip the Computer Sciences and Mathematics Building.

		Reappropriation	Appropriation
WSU Constr Acct		431,000	-0-
St H Ed Constr Acct		1,320,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
8,235,000	-0-	9,986,000	12/79

(3) To construct and equip the Intercollegiate Center for Nursing Education.

		Reappropriation	Appropriation
St H Ed Constr Acct		1,084,000	-0-
Project	Estimated	Estimated	Estimated

Costs Through 6/30/79	Costs 7/1/81 and Thereafter	Total Costs	Completion Date
2,648,000	-0-	5,679,000	6/80

(4) To construct and equip classroom, laboratory, and office building for veterinary sciences.

		Reappropriation	Appropriation
St H Ed Constr Acct		193,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
13,836,000	-0-	14,029,000	10/79

(5) To provide minor alterations or renovations to buildings and utilities in order to make safety improvements, increase building efficiency, or extend the useful life of facilities.

		Reappropriation	Appropriation
WSU Bldg Acct		904,000	5,041,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
2,339,000	10,285,000	20,573,000	6/85

(6) To provide minor building alterations or renovations for section 504 handicapped access compliance.

		Reappropriation	Appropriation
St H Ed Constr Acct		-0-	2,965,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	2,965,000	6/81

(7) To design, remodel, equip, and construct an addition to Wegner Hall: PROVIDED, That \$2,881,000 shall be from federal funding sources.

		Reappropriation	Appropriation
H Ed Constr Acct		-0-	5,847,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
388,000	-0-	9,116,000	7/81

(8) To design, remodel, and equip Morrill Hall.

		Reappropriation	Appropriation
H Ed Constr Acct		-0-	1,952,000

Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
19,000	-0-	1,971,000	1/82

(9) To design, construct, and equip an animal holding facility.

		Reappropriation	Appropriation
H Ed Constr Acct		-0-	2,018,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	2,018,000	8/82

(10) To design, construct, and equip a receiving and delivery building.

		Reappropriation	Appropriation
H Ed Constr Acct		-0-	653,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
21,000	-0-	674,000	6/80

NEW SECTION. Sec. 184. FOR EASTERN WASHINGTON UNIVERSITY

(1) To construct and equip new physical education field house.

		Reappropriation	Appropriation
St H Ed Constr Acct		365,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
2,092,000	-0-	2,457,000	12/79

(2) To perform minor capital improvements to comply with current fire and safety codes, and provide for handicap access.

		Reappropriation	Appropriation
EWU Cap Proj Acct		178,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
278,000	-0-	456,000	6/80

(3) To provide minor building alterations or renovations for section 504 handi-capped access compliance.

		Reappropriation	Appropriation
St H Ed Constr Acct		-0-	441,000

Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	441,000	6/81

(4) To perform minor capital improvements to correct facility deficiencies and improve utilization.

		Reappropriation	Appropriation
EWU Cap Proj Acct		360,000	2,472,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
429,000	-0-	3,925,000	6/81

(5) To construct and equip utility loop system and implement facility energy conservation improvements.

		Reappropriation	Appropriation
EWU Cap Proj Acct		163,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
2,000	-0-	165,000	6/80

(6) To design, remodel, renovate, and equip Martin Hall.

		Reappropriation	Appropriation
H Ed Constr Acct		-0-	3,100,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	3,100,000	4/82

(7) To design, construct, and equip an aquatics building.

		Reappropriation	Appropriation
H Ed Constr Acct		-0-	1,765,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
72,000	-0-	1,837,000	2/81

NEW SECTION. Sec. 185. FOR CENTRAL WASHINGTON UNIVERSITY

(1) Alterations to facilities that will effect efficiencies in operations, extend useful life, and make needed safety correction.

Reappropriation	Appropriation
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CWU Cap Proj Acct		160,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
216,000	-0-	286,000	1/80

(2) To effect repairs and alterations to utility system for improved efficiencies, implementation of safety codes, and extension of lifetime.

		Reappropriation	Appropriation
CWU Cap Proj Acct		230,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
160,000	-0-	390,000	6/81

(3) Renovation and remodeling of vacated library building to house communications, mass media, computer sciences, special pathology, executive offices, and audio-visual services in Bouillon Hall.

		Reappropriation	Appropriation
St H Ed Constr Acct		450,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
1,665,000	-0-	2,115,000	3/80

(4) Installation of central ventilation system to supply and exhaust air to Randall Hall.

		Reappropriation	Appropriation
CWU Cap Proj Acct		70,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
14,000	-0-	84,000	11/79

(5) To provide minor building alterations or renovations for section 504 handicapped access compliance.

		Reappropriation	Appropriation
St H Ed Constr Acct		-0-	532,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	532,000	6/81

(6) Construction of new greenhouse adjacent to Dean Science Building.

	Reappropriation	Appropriation
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H Ed Constr Acct		-0-	481,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
3,000	-0-	485,000	8/80

(7) Conformance to safety health standards.

		Reappropriation	Appropriation
CWU Cap Proj Acct		100,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
19,000	-0-	119,000	6/82

(8) Modifications for the handicapped.

		Reappropriation	Appropriation
CWU Cap Proj Acct		120,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
42,000	-0-	162,000	12/79

(9) Minor renovations and additions for better facility utilization and meet changes in program needs.

		Reappropriation	Appropriation
CWU Cap Proj Acct		40,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
60,000	-0-	100,000	11/79

(10) Planning funds to restore and remodel Barge Hall.

		Reappropriation	Appropriation
CWU Cap Proj Acct		10,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
8,000	-0-	18,000	8/79

(11) Complete design of McConnell Hall for renovation and remodeling to add a multiform theater and associated components and to remodel Wildcat Shop for computer services.

		Reappropriation	Appropriation
H Ed Constr Acct		-0-	3,499,000

St H Ed Constr Acct		40,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
261,000	-0-	3,780,000	3/81

(12) Minor capital improvements and land acquisition to upgrade university buildings, facilities, and grounds.

		Reappropriation	Appropriation
CWU Cap Proj Acct		-0-	2,217,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	325,000	2,542,000	6/81

(13) To improve, extend, and modify underground utilities and services.

		Reappropriation	Appropriation
CWU Cap Proj Acct		-0-	1,026,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	1,026,000	6/81

(14) To provide funding which will enable the university to share costs with the city of Ellensburg in fire pumper truck purchase.

		Reappropriation	Appropriation
CWU Cap Proj Acct		-0-	40,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	40,000	12/79

NEW SECTION. Sec. 186. FOR THE EVERGREEN STATE COLLEGE

(1) To construct and equip a Communications Laboratory.

		Reappropriation	Appropriation
St H Ed Constr Acct		150,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
8,305,000	-0-	8,455,000	6/81

(2) To provide minor building alterations or renovations for section 504 handicapped access compliance.

	Reappropriation	Appropriation
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St H Ed Constr Acct		-0-	136,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	136,000	6/81

(3) To provide emergency repairs and renovations for the library building.

		Reappropriation	Appropriation
TESC Cap Proj Acct		-0-	111,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	111,000	7/80

(4) To further develop outdoor recreation fields.

		Reappropriation	Appropriation
TESC Cap Proj Acct		-0-	328,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	328,000	11/80

NEW SECTION. Sec. 187. FOR WESTERN WASHINGTON UNIVERSITY

(1) Old Main renovation, including structural, mechanical, and electrical upgrading.

		Reappropriation	Appropriation
WWU Cap Proj Acct		103,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
3,401,000	-0-	3,504,000	6/81

(2) To construct and equip space for technology in applied art and provided equipment for home economics.

		Reappropriation	Appropriation
St H Ed Constr Acct		25,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
1,462,000	-0-	1,487,000	12/79

(3) To provide minor building alterations or renovations for section 504 handi-capped access compliance.

		Reappropriation	Appropriation
St H Ed Constr Acct		-0-	327,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	327,000	6/81

(4) Construct and equip south campus fields and complete deferred improvements to south campus streets, walks, lighting, and landscaping.

		Reappropriation	Appropriation
St H Ed Constr Acct		-0-	2,300,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
107,000	-0-	2,407,000	5/81

(5) Improvements to academic buildings to provide for changing program requirements, improve instruction, space efficiency, and protect original investment.

		Reappropriation	Appropriation
WWU Cap Proj Acct		100,000	214,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
131,000	700,000	1,145,000	6/81

(6) Complete design to improve access to service facilities on south campus physical plant site including hazardous materials storage for nonacademic needs.

		Reappropriation	Appropriation
St H Ed Constr Acct		21,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
102,000	-0-	123,000	12/79

(7) Planning and construction funds for College of Business and Economics building.

		Reappropriation	Appropriation
H Ed Constr Acct		-0-	4,500,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	4,500,000	6/81

(8) Minor improvements to grounds to reduce operating costs, reduce danger from injury, increase safety, and protect original investment.

		Reappropriation	Appropriation
WWU Cap Proj Acct		35,000	217,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
40,000	300,000	592,000	6/81

(9) Make improvements to utility systems to reduce operating costs and increase efficiency.

		Reappropriation	Appropriation
WWU Cap Proj Acct		104,000	193,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
2,190,000	-0-	2,577,000	6/81

(10) Fire and physical safety improvements.

		Reappropriation	Appropriation
WWU Cap Proj Acct		100,000	186,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
231,000	40,000	557,000	6/81

(11) Art acquisition fund.

		Reappropriation	Appropriation
St Bldg Auth Constr Acct		17,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
4,037,000	-0-	4,504,000	6/81

(12) To purchase property in accordance with WWU Board of Trustees campus land use plan.

		Reappropriation	Appropriation
WWU Cap Proj Acct		-0-	30,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	250,000	280,000	6/81

(13) To provide several cost-effective improvements to conserve energy consumption.

Reappropriation	Appropriation
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WWU Cap Proj Acct		-0-	81,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	81,000	6/81

(14) Improvements to academic facilities to protect property and equipment.

		Reappropriation	Appropriation
WWU Cap Proj Acct		-0-	72,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	30,000	102,000	6/81

(15) To develop housing at Shannon Point.

		Reappropriation	Appropriation
St H Ed Constr Acct		-0-	225,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
11,000	-0-	236,000	6/81

NEW SECTION. Sec. 188. FOR THE STATE BOARD FOR COMMUNITY COLLEGE EDUCATION

The appropriations contained in this section adhere to the major projects priority list established by the state board and assume that the 1981-83 biennium priority listing will have the 8th priority through the 33rd priority projects of the 1979-81 biennium as the 1st through the 26th priority projects of the 1981-83 biennium. The budget also assumes Big Bend Community College will construct a \$2,500,000 physical education facility of which \$2,100,000 shall be from local funds and \$400,000 shall be from the sale proceeds of the South Campus to the Moses Lake School District.

(1) Reappropriations of projects approved and funded in previous biennia.

		Reappropriation	Appropriation
Com Col Cap Impvmt Acct		735,000	-0-
Com Col Cap Proj Acct		510,000	-0-
Com Col Cap Constr Acct		4,045,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
18,665,000	-0-	23,955,000	2/81

(2) To provide minor building alterations or renovations for section 504 handicapped access compliance to be allocated to each district by the state board.

	Reappropriation	Appropriation
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St H Ed Constr Acct		-0-	4,329,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	4,329,000	6/81

(3) Repair and reconstruct roofs on six community college campuses.

		Reappropriation	Appropriation
Com Col Cap Constr Acct		-0-	2,083,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	2,083,000	1/81

(4) To complete the design, construction, and equipping of three code-compliance projects at Clark College.

		Reappropriation	Appropriation
Com Col Cap Constr Acct		-0-	2,209,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
124,000	-0-	2,333,000	6/81

(5) To provide for minor capital improvements to correct facility deficiencies and improve utilization, to be allocated to each district by the state board.

		Reappropriation	Appropriation
Com Col Cap Constr Acct		-0-	1,949,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	1,949,000	6/81

(6) To provide for unforeseen emergency capital repairs, to be administered by the state board.

		Reappropriation	Appropriation
Com Col Cap Constr Acct		-0-	500,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	500,000	6/81

(7) To provide for unforeseen emergency roof repairs, to be administered by the state board.

	Reappropriation	Appropriation
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Com Col Cap Constr Acct		-0-	800,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	800,000	6/81

(8) To perform community college master planning, to be administered by the state board.

		Reappropriation	Appropriation
Com Col Cap Impvmt Acct		-0-	200,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	200,000	6/81

(9) To perform fire and ventilation improvements on three campuses.

		Reappropriation	Appropriation
Com Col Cap Impvmt Acct		-0-	538,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	538,000	8/80

(10) To perform minor capital improvement repairs and renovations on nine campuses.

		Reappropriation	Appropriation
Com Col Cap Constr Acct		-0-	2,196,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	2,305,000	2/81

(11) The state board for community college education shall execute an agreement with the municipality of Bremerton within which is located the campus of community college district three for the transfer of municipally owned property within the campus to the state pursuant to state laws governing vacation of city rights of way and for the transfer of state owned property to the municipality: PROVIDED, That such an agreement shall result in a net increase in acreage of the campus and that the property transferred from the state to the municipality is used exclusively for the purpose of traffic flow and access to, through, and around the campus. Once the agreement has been executed, the appropriation provided in this subsection shall be granted by the board to the municipality.

		Reappropriation	Appropriation
Com Col Cap Proj Acct		-0-	375,000
Project Costs	Estimated Costs	Estimated Total	Estimated Completion

Through 6/30/79	7/1/81 and Thereafter	Costs	Date
-0-	-0-	375,000	6/81

(12) To perform four minor utility and mechanical systems improvements at three campuses.

		Reappropriation	Appropriation
Com Col Cap Constr Acct		-0-	250,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	250,000	10/79

(13) To replace, repair, restore, install, and construct heating, ventilation, and air conditioning systems at five campuses.

		Reappropriation	Appropriation
Com Col Cap Proj Acct		-0-	2,005,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	2,005,000	2/81

(14) To perform three feasibility studies for two colleges.

		Reappropriation	Appropriation
Com Col Cap Proj Acct		-0-	104,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	104,000	4/80

(15) Design, remodel, equip, and construct an addition to the Science and Vocational Instruction facilities at Shoreline Community College.

		Reappropriation	Appropriation
Com Col Cap Constr Acct		-0-	2,043,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	2,043,000	5/81

(16) Design, construct, and equip a vocational instruction building for industrial electronics at Peninsula College.

		Reappropriation	Appropriation
Com Col Cap Constr Acct		-0-	500,000
Project Costs	Estimated Costs	Estimated Total	Estimated Completion

Through 6/30/79	7/1/81 and Thereafter	Costs	Date
-0-	-0-	500,000	9/80

(17) Design, construct, and equip an addition to vocational facilities at Olympia Technical Community College.

		Reappropriation	Appropriation
Com Col Cap Impvmt Acct		-0-	652,000
Project Costs	Estimated Costs	Estimated Total Costs	Estimated Completion Date
Through 6/30/79	7/1/81 and Thereafter		
-0-	-0-	652,000	12/80

(18) To design a gymnasium at North Seattle.

		Reappropriation	Appropriation
Com Col Cap Constr Acct		-0-	267,000
Project Costs	Estimated Costs	Estimated Total Costs	Estimated Completion Date
Through 6/30/79	7/1/81 and Thereafter		
-0-	3,448,000	3,715,000	12/81

(19) To design, construct, raze, remodel, and renovate vocational facilities at the Duwamish branch of the South Seattle Community College.

		Reappropriation	Appropriation
Com Col Cap Constr Acct		-0-	3,070,000
Project Costs	Estimated Costs	Estimated Total Costs	Estimated Completion Date
Through 6/30/79	7/1/81 and Thereafter		
-0-	-0-	3,070,000	5/81

(20) To acquire and develop land, design, remodel, and construct facilities for maintenance and vocational instruction at Centralia College.

		Reappropriation	Appropriation
Com Col Cap Constr Acct		-0-	3,528,000
Project Costs	Estimated Costs	Estimated Total Costs	Estimated Completion Date
Through 6/30/79	7/1/81 and Thereafter		
-0-	-0-	3,528,000	8/81

(21) To purchase a building and land, renovate existing facilities, and design and construct a vocational building at Lower Columbia Community College.

		Reappropriation	Appropriation
Com Col Cap Constr Acct		-0-	4,265,000
Com Col Cap Impvmt Acct		-0-	10,000
Com Col Cap Proj Acct		-0-	56,000

Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	1,867,000	6,198,000	11/82

**NEW SECTION. Sec. 189. FOR THE BOARD OF EDUCATION—
SUPERINTENDENT OF PUBLIC INSTRUCTION**

To provide for planning, construction, remodeling, and demolition of public school facilities: PROVIDED, That of this appropriation not more than \$8,000,000 shall be to provide minor building alterations or renovations for section 504 handicapped access compliance.

		Reappropriation	Appropriation
Com Sch Constr Fund		76,123,000	318,000,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
83,875,000	292,000,000	769,998,000	6/81

NEW SECTION. Sec. 190. FOR THE STATE PATROL

(1) Construct and equip facility for district command and detachment personnel, communications, dispatching, and VIN Inspection in Vancouver.

		Reappropriation	Appropriation
MV Fund—State		150,000	56,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
657,000	-0-	864,000	8/79

(2) Construct and equip facility at Training Academy in Shelton for conducting gymnasium training, physical fitness, and off-duty recreation.

		Reappropriation	Appropriation
MV Fund—State		-0-	230,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	230,000	11/80

(3) Construct and equip weigh station facility on I-82 near the Washington-Oregon border at Plymouth to ensure truck compliance with existing laws and regulations.

		Reappropriation	Appropriation
MV Fund—State		-0-	320,000
Project Costs Through	Estimated Costs 7/1/81 and	Estimated Total Costs	Estimated Completion Date

6/30/79	Thereafter		
-0-	-0-	320,000	12/80

(4) Construct VIN Inspection building at Kennewick to inspect out-of-state vehicles prior to licensing.

		Reappropriation	Appropriation
MV Fund—State		-0-	102,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	102,000	7/80

(5) Provide minor alterations and modifications to increase efficiency and useful life to existing facilities.

		Reappropriation	Appropriation
MV Fund—State		-0-	165,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	165,000	7/80

(6) Design funds for mobile radio relay sites at Octopus, Neilton Point/Salmon River Ridge, Republic, Pateros, and Okanogan.

		Reappropriation	Appropriation
MV Fund—State		-0-	3,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	1,134,000	1,137,000	6/83

(7) Design funds to construct mobile radio relay sites at Gardiner, Pullman, and Blue Mountain.

		Reappropriation	Appropriation
MV Fund—State		-0-	2,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	813,000	814,000	6/85

(8) Install chain link security fencing at Skamania, Stacker Butte, Roosevelt, Clyde, Lind, Chehalis, Kalama, Bellevue, and Gold Mountain.

		Reappropriation	Appropriation
MV Fund—State		-0-	27,000
Project Costs	Estimated Costs	Estimated Total	Estimated Completion

Through 6/30/79	7/1/81 and Thereafter	Costs	Date
-0-	-0-	27,000	10/79

(9) Relocate weigh station facility on SR 20 west of Mt. Vernon.

		Reappropriation	Appropriation
MV Fund—State		-0-	82,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	82,000	12/80

NEW SECTION. Sec. 191. FOR THE ARTS COMMISSION—ART WORK ALLOWANCE

In accordance with RCW 43.17.200, all state agencies or departments shall expend, as a nondeductible item, out of any moneys appropriated for the original construction of any state building, an amount of one-half of one percent of the appropriation for the acquisition of works of art which may be an integral part of the structure, attached to the structure, detached within or outside of the structure, or can be exhibited by the agency in other public facilities. In case the amount shall not be required in toto or in part for any project, such unrequired amounts may be accumulated and expended for art in other projects of the agency. For the purpose of this section, "building" does not include highway construction sheds, warehouses, or other buildings of a temporary nature.

NEW SECTION. Sec. 192. The director of general administration shall transfer to the department of social and health services the facility known as Northern State Hospital, along with all attached real estate under the jurisdiction of the department of general administration.

NEW SECTION. Sec. 193. Notwithstanding the provisions of chapter 82, Laws of 1973 1st ex. sess., the house of representatives, the senate, and the permanent statutory committees shall pay expenses quarterly to the department of general administration facilities and services revolving fund for services rendered by the department for operations, maintenance, and supplies relating to buildings, structures, and facilities utilized by the legislature for the biennium beginning July 1, 1979.

NEW SECTION. Sec. 194. The word "agency" used herein means and includes every state government office, officer, each institution, whether educational, correctional, or other, and every department, division, board, and commission, except as otherwise provided in this act.

The phrase "agencies headed by elective officials" used herein means those executive offices or departments of the state which are directly supervised, administered, or controlled by the governor, lieutenant governor, secretary of state, treasurer, auditor, attorney general, superintendent of public instruction, commissioner of public lands, or insurance commissioner, but it does not include those boards, commissions, or committees on which one or more of the above-mentioned officials serve.

NEW SECTION. Sec. 195. In order to carry out the provisions of these appropriations and the state budget, the director of the office of financial management, with the approval of the governor, may:

(1) Allot all or any portion of the funds herein appropriated or included in the state budget, to the various agencies by such periods as he shall determine and may place any funds not so allotted in reserve available for subsequent allotment: PROVIDED, That the director of the office of financial management shall not alter

allotment requests filed with him, nor shall he place in reserve any funds, for the following: Washington State Apple Advertising Commission; Washington State Fruit Commission; Washington Dairy Products Commission or any agricultural commodity commission created under chapter 15.66 RCW; the legislative branch of state government including the legislative budget committee, the statute law committee, and any legislative committee; or the judicial branch of state government: **PROVIDED FURTHER**, That the aggregate of allotments for any agency shall not exceed the total of applicable appropriations and local funds available to the agency concerned. It shall be unlawful for any officer or employee to incur obligations in excess of approved appropriations or to incur a deficiency and any obligations so made shall be deemed invalid. Nothing in this section or in chapter 328, Laws of 1959, shall prevent revisions of any allotment when necessary to prevent the making of expenditures under appropriations in this act in excess of available revenues;

(2) Issue rules and regulations to establish uniform standards and business practices throughout the state service, including regulation of travel by officers and employees and the conditions under which per diem shall be paid, so as to improve efficiency and conserve funds;

(3) Prescribe procedures and forms to carry out the above; and

(4) Allot funds from appropriations in this act in advance of July 1, 1979, for the sole purpose of authorizing agencies to order goods, supplies, or services for delivery after July 1, 1979: **PROVIDED**, That no expenditures may be made from the appropriations contained in this act, except as otherwise provided, until after July 1, 1979.

NEW SECTION. Sec. 196. In the event that receipts are less than those appropriated in the budget from any source, expenditures shall be limited to the amount received and allotments made as provided in section 195 of this act. Receipts for purposes of this section include amounts realized within one calendar month following the close of a fiscal period and applicable to expenditures of that period. The amount of such payment shall be credited to and shall be treated for all purposes as having been collected during the fiscal period.

NEW SECTION. Sec. 197. State funds appropriated for the specific purpose of matching federal funds and which are not required wholly or in part to qualify for such federal funds shall be placed in reserve and shall revert to the fund from which appropriated at the end of the respective fiscal year.

NEW SECTION. Sec. 198. Any programs which are supported in whole or in part by federal funds shall not receive any additional state funds for the programs in the event that federal funds are reduced or eliminated for the program.

NEW SECTION. Sec. 199. Unless otherwise provided for by this act with respect to any specific agency, program, or revenue source, any receipts from federal or other sources, or from gifts or grants, in excess of estimates for the budget expenditures as approved by the legislature and which are not otherwise available for general governmental purposes, may be received and allotted by the governor in accordance with RCW 43.79.260 through 43.79.282.

NEW SECTION. Sec. 200. If a scheduled program or project funded by the appropriations contained in this act has not been fully implemented during any quarter of the respective fiscal year, then the office of financial management shall withhold the equivalent amount of the appropriation and full time equivalent staff years from such program or project and shall place the same in reserve.

NEW SECTION. Sec. 201. Agencies are authorized to make refunds of erroneous or excessive payments and in the case of other refunds, which may be provided by law, without express appropriation therefor.

NEW SECTION. Sec. 202. Whenever allocations are made from the governor's emergency appropriation to an agency which is financed by other than general fund moneys, the director of the office of financial management shall direct the

repayment of such allocated amount to the general fund from any balance in the fund or funds which finance such agency. No appropriation shall be necessary to effect such repayment.

NEW SECTION. Sec. 203. In addition to the amounts appropriated in this act for revenue for distribution, bond retirement and interest, and interest on registered warrants, there is also appropriated such further amounts as may be required or available for these purposes under any statutory formula or under any proper bond covenant made in accordance with law.

NEW SECTION. Sec. 204. Amounts received by an agency as reimbursements pursuant to RCW 39.34.130 shall be considered as returned loans of materials supplied or services rendered. Such amounts may be expended as a part of the original appropriation of the fund to which it belongs, without further or additional appropriation, subject to conditions and procedures prescribed by the director of the office of financial management, which shall provide for determination of full costs, disclosure of such reimbursements in the governor's budget, maximum interagency usage of data processing equipment and services, and such restrictions as will promote more economical operations of state government without incurring continuing costs beyond those reimbursed.

NEW SECTION. Sec. 205. The chairmen of the senate committee on ways and means and the house appropriations committee shall review monthly reports of state agency expenditures prepared by the legislative evaluation and accountability program and shall advise their respective committee members of substantial deviations from an agency's allotment expenditure plan. The chairmen may request from an agency, or the office of financial management, such information as may be necessary to determine the reasons for such deviations.

NEW SECTION. Sec. 206. The office of financial management shall place in reserve status 3% of the general fund—state appropriations contained in this act. Such moneys shall remain in reserve status and may not be authorized for expenditure through the allotment process in any fiscal quarter unless the governor determines that projected economic conditions warrant additional expenditures: PROVIDED, That for institutions of higher education the requirements of this section are in addition to any enrollment reserve requirements set forth in section 207 of this act.

The provisions of this section shall not apply to sections 34, 38, or 100 of this act.

NEW SECTION. Sec. 207. In accordance with the provisions of this section, the office of financial management shall use the allotment process during the 1979–81 biennium to control the funding of the formula portion of the instruction services program of all the institutions of higher education. For the purpose of the controls outlined in this section, deviations in the formula entitlements for faculty staffing shall be the controlling factor for the four-year institutions of higher education while full time equivalent student enrollment will be the controlling factor for the community college system. For the purpose of this section, the "contract level" is defined as the level upon which the budget is based, and the "base level" is defined as the level corresponding to the prior year's actual enrollment level. Controls shall be applied to each four-year institution separately and to the community college system as a total entity. "Growth funding" is defined as that portion of the state general fund appropriation by which the contract level exceeds the base level. Growth funds may be allotted or placed in reserve at the option of the institution or system. Unearned growth funds will be reverted to the state general fund prior to the end of the fiscal year in which such growth fails to materialize. If The Evergreen State College's enrollments for the first year of the biennium exceed the contract level, additional funding will be considered. Olympia Technical Community College shall not become comprehensive and shall offer only courses essential to vocational

education. No expenditures shall be allowed for the rental of off-campus facilities by community college district number twelve for housing students which would reduce regularly scheduled on-campus class enrollments.

Reversions are not required when an institution's faculty formula entitlement as generated by actual enrollment, or in the case of the community colleges the actual annual average full time equivalent student enrollment, is within a set range of the contracted level. The allowable tolerances are as follows: University of Washington, Washington State University, and the community colleges as a system, 1 percent; Central Washington University, Eastern Washington University, and Western Washington University, 2 percent; and The Evergreen State College, 3 percent.

Contract enrollments for the second year of the biennium will be renegotiated if the first year's actual enrollment falls below the base level of the first year of the biennium.

NEW SECTION. Sec. 208. Leases with purchase options are prohibited without prior legislative approval.

NEW SECTION. Sec. 209. It is the expressed intention of the legislature that agency operational activity shall be regularly monitored by the office of financial management, under its statutory authority relating to the allotment control function, in order to limit fluctuations in the respective fiscal year spending patterns which tend to inflate the expenditures in the second fiscal year of the biennium. Particular control emphasis shall be placed on those instances in which the full time equivalent staff years authorization is deliberately delayed in order to increase the agency's full time equivalent staff years as substantiation for the second fiscal year of the ensuing biennial request. Unanticipated receipts, which are authorized by the governor and expended by any state agency, shall be allotted, monitored, and controlled.

NEW SECTION. Sec. 210. In order to determine distribution of the funds appropriated in section 14(10) and (11) of this act, the office of financial management shall employ the following procedures:

(1) Determine the actual average salaries in the 1978-79 year for the following groups of employees in each district:

(a) Central and unit FTE administrators in the basic education program (00), the secondary vocational program (30), and in the general support program (97).

(b) Other FTE certificated staff in the basic education program (00), the secondary vocational program (30) and in the general support program (97).

(2) Place each district's 1978-79 staff, referenced in subsection (1) (a) and (b) of this section, on the education and experience table developed in accordance with actual local district practice.

(a) Determine a composite district education and experience factor for central and unit administrators as defined in subsection (1)(a) of this section.

(b) Determine a composite education and experience factor for other basic education certificated staff as defined in subsection (1)(b) of this section.

(3) Calculate each district's average base salaries as follows:

(a) Subsection (1)(a) amount divided by subsection (2)(a) amount;

(b) Subsection (1)(b) amount divided by subsection (2)(b) amount.

(4) Calculate state-wide average base salaries as follows:

(a) Sum of all districts (subsection (3)(a) amount times subsection (1)(a) FTE staff) divided by the sum of all districts (subsection (1)(a) FTE's).

(b) The sum of all districts (subsection (3)(b) amount times subsection (1)(b) FTE staff) divided by the sum of all districts (subsection (1)(b) FTE's).

(5) Calculate percentage salary increases for each district as follows:

(a) If subsection (3)(a) amount is greater than subsection (4)(a) amount, percent increase equals 6%.

(b) If subsection (3)(a) amount is less than or equals subsection (4)(a) amount, percent increase equals amount necessary to drive a system-wide 7% increase.

(c) If subsection (3)(b) amount is greater than subsection (4)(b) amount, percent increase equals 6%.

(d) If subsection (3)(b) amount is less than or equals subsection (4)(b) amount, percent increase equals amount necessary to drive a system-wide 7% increase.

(6) Apply percentage salary increase for each district as follows:

(a) Aggregate total 1978-79 basic education FTE certificated staff and state-funded certificated staff in categorical programs.

(b) Divide 1978-79 basic education FTE central and unit administrators by subsection (6)(a) amount.

(c) Subtract amount determined in subsection (6)(b) from 1.00.

(d) Multiply amount determined in subsection (5) (a) or (b) by amount determined in subsection (6)(b).

(e) Multiply amount determined in subsection (5) (c) or (d) by amount determined in subsection (6)(c).

(f) Add amounts determined in subsection (6) (d) and (e).

(g) Apply subsection (6)(f) amount to 1979-80 actual salaries (prior to applying increases) for all 1979-80 basic education FTE entitlement staff including classified employees and to the 1979-80 unimproved actual salaries for all 1979-80 state-supported FTE staff including classified employees in the following programs: Vocational-technical institutes, state institutions, pupil transportation, handicapped excess cost, and special needs.

(7) Apply incremental fringe benefits to the salary increase amounts determined in subsection (6)(g) as follows:

(a) For the 1979-80 certificated staff — certificated staff salary amount in subsection (6)(g) times 0.0613.

(b) For the 1979-80 classified staff — classified staff salary amount in subsection (6)(g) times 0.1313.

(8) Determine 1980-81 salary increase percentages for each district as follows:

(a) Improve 1979-80 actual salaries (prior to applying increases) by amounts indicated in subsection (6)(g).

(b) Place 1979-80 staff on the education and experience table referenced in subsection (2).

(c) Calculate average base salaries as indicated in subsection (3).

(d) Calculate state-wide average base salaries as indicated in subsection (4).

(e) Perform conditional tests as indicated in subsection (5).

(f) Apply percentage increases as indicated in subsection (6) with the following changes:

(i) Substitute 1979-80 for 1978-79 in subsection (6) (a) and (b).

(ii) Substitute 1980-81 for 1979-80 in subsection (6)(g).

(g) Apply incremental fringe benefit factors to the 1980-81 salary increase amounts as follows:

(i) For 1980-81 certificated staff, 0.0648.

(ii) For 1980-81 classified staff, 0.1348.

NEW SECTION. Sec. 211. In order to ensure adherence with the provisions of subsections (3), (4), and (10) of section 14 of this act, the director of the office of financial management shall review salary increases granted by each four-year institution of higher education, each community college district, and each local school district. If the director's review indicates that salary increases granted by a four-year institution of higher education, a community college district, or a local school district exceeds the provisions of subsection (3), (4), or (10) of section 14 of this act, the director shall withhold an amount of state funds otherwise distributable to that educational unit equal to the amount by which the salary increase exceeded the above-referenced provisions.

NEW SECTION. Sec. 212. The superintendent of public instruction and the director of the state board for community college education, in conjunction with the director of the office of financial management, shall develop rules and regulations directing placement of local educational units' employees with nonstandard teaching certificates on the state-wide education and experience schedules.

NEW SECTION. Sec. 213. Any rate increases proposed for the legal services revolving fund or the general administration facilities and services revolving fund, or any change in the method of calculating changes from those funds, shall be subject to approval by the director of the office of financial management prior to implementation.

NEW SECTION. Sec. 214. To obtain maximum interagency use of aircraft, the aeronautics division in the department of transportation, in accordance with chapter 39.34 RCW, is hereby authorized to lease, purchase, or otherwise acquire suitable aircraft which shall be utilized for the purposes of the department of transportation and also by other state agencies which have a need for an aircraft to carry out agency assigned responsibilities: **PROVIDED**, That the department of transportation is further authorized to enter into contractual agreements with other state agencies in order to acquire aircraft, establish rental rates for aircraft under their control, provide pilot services, aircraft maintenance, and make such other provisions as necessary to provide aircraft and related services for multi-agency use: **PROVIDED FURTHER**, That in order to achieve economy in the use of the appropriations contained within this act, no state agency may purchase or otherwise acquire an aircraft or enter into a flying service or aircraft rental contract without first seeking such service from the department of transportation and without prior approval of the director of the office of financial management.

NEW SECTION. Sec. 215. If any part of this act shall be found to be in conflict with federal requirements which are a prescribed condition to the allocation of federal funds to the state, such conflicting part of this act is hereby declared to be inoperative solely to the extent of such conflict, and such finding or determination shall not affect the operation of the remainder of this act; the rules and regulations under this act shall meet federal requirements which are a necessary condition to the receipt of federal funds by the state.

NEW SECTION. Sec. 216. State agencies shall not receive or make a contractual agreement to receive any donation of real property or an interest therein which commits the agency to assume on a current basis or request at a future time appropriated funds for operating, development, or acquisition costs without prior approval of the legislative budget committee or the senate ways and means committee and house appropriations committee if the legislature is in session.

NEW SECTION. Sec. 217. Any capital improvements or capital project involving construction or major expansion of a state office facility, to include district headquarters, detachment offices, and off-campus faculty offices shall be reviewed by the department of general administration for possible consolidation and compliance with state office standards prior to allotment of funds. The intent of the requirement imposed by this section is to eliminate duplication and reduce total office space requirements where feasible, while ensuring proper service to the public.

NEW SECTION. Sec. 218. As used in this act the following phrases shall have the following meanings:

- (1) "GF, Cap Bldg Constr Acct" means General Fund—Capital Building Construction Account;
- (2) "GF, State Bldg Constr Acct" means General Fund—State Building Construction Account;
- (3) "GF, Fish Cap Proj Acct" means General Fund—Fisheries Capital Projects Account;

- (4) "General Fund—ORA (HJR 52)" means General Fund—Outdoor Recreation Account, House Joint Resolution 52;
- (5) "General Fund—ORA (LWCF)" means General Fund—Outdoor Recreation Account, Federal Land and Water Conservation Fund;
- (6) "General Fund—ORA (Int. 215)" means General Fund—Outdoor Recreation Account, Initiative 215;
- (7) "General Fund—ORA (Ref. 28)" means General Fund—Outdoor Recreation Account, Referendum 28;
- (8) "General Fund—ORA (Ref. 18)" means General Fund—Outdoor Recreation Account, Referendum 18;
- (9) "General Fund—ORA (ATV)" means General Fund—Outdoor Recreation Account, All Terrain Vehicle Fund;
- (10) "Sal Enhmt Constr Acct" means Salmon Enhancement Construction Account;
- (11) "GF, For Dev Acct" means General Fund—Forest Development Account;
- (12) "GF, Res Mgmt Cost Acct" means General Fund—Resource Management Cost Account;
- (13) "GF, LJICA" means General Fund—Local Jail Improvement and Construction Account;
- (14) "GF, LIRA, DSHS Fac" means General Fund—Local Improvements Revolving Account—Department of Social and Health Services Facilities;
- (15) "DSHS Constr Acct" means State Social and Health Services Construction Account;
- (16) "CEP & RI Acct" means Charitable, Educational, Penal, and Reformatory Institutions Account;
- (17) "MV Fund—State" means Motor Vehicle Fund—State;
- (18) "WSU Bldg Acct" means Washington State University Building Account;
- (19) "St H Ed Constr Acct" means State Higher Education Construction Account;
- (20) "H Ed Constr Acct" means Higher Education Construction Account;
- (21) "Off/Lab Constr Acct" means Office/Laboratory Construction Account;
- (22) "Com Sch Constr Fund" means Common School Construction Fund;
- (23) "EWU Cap Proj Acct" means Eastern Washington University Capital Projects Account;
- (24) "TESC Cap Proj Acct" means The Evergreen State College Capital Projects Account;
- (25) "Com Col Cap Impvmt Acct" means Community College Capital Improvement Account;
- (26) "Com Col Cap Proj Acct" means Community College Capital Projects Account;
- (27) "Com Col Cap Constr Acct" means 1975 Community College Capital Construction Account;
- (28) "CWU Cap Proj Acct" means Central Washington University Capital Projects Account;
- (29) "UW Bldg Acct" means University of Washington Building Account;
- (30) "St Bldg Auth Constr Acct" means State Building Authority Construction Account;
- (31) "WWU Cap Proj Acct" means Western Washington University Capital Projects Account;
- (32) "WSU Constr Acct" means Washington State University Construction Account;
- (33) "GF, Cap Purch & Dev Acct" means General Fund—Capitol Purchase and Development Account;

(34) "GF, Pacific Northwest Festival Facility Constr Acct" means General Fund—Pacific Northwest Festival Facility Construction Account; and

(35) The words "capital improvements" or "capital projects" used herein shall mean acquisition of sites, easements, rights of way, or improvements thereon and appurtenances thereto, construction and initial equipment, reconstruction, demolition, or major alterations of new or presently owned capital assets.

NEW SECTION. Sec. 219. Expenditure of moneys appropriated by section 167 of this act shall be made in consultation with the prior approval of the state capitol committee in accordance with the provisions of chapter 79.24 RCW. In addition, the department of general administration shall consult with and obtain the approval of the joint legislative committee on capitol facilities prior to expenditure of moneys appropriated by this section on projects involving capitol buildings occupied wholly or in part by the legislature.

NEW SECTION. Sec. 220. To effectively carry out the provisions of this act, the governor may assign responsibility for planning, engineering, construction, and other related activities to any appropriate agency.

NEW SECTION. Sec. 221. Reappropriations shall be limited to the unexpended balances remaining June 30, 1979, in the current appropriation for each project.

NEW SECTION. Sec. 222. The governor, through the director of the office of financial management, may authorize a transfer of appropriation authority provided for a capital project which is in excess of the amount required for the completion of such project to another capital project for which the appropriation is insufficient. No such transfer shall be used to expand the capacity of any facility beyond that intended by the legislature in making the appropriation. Such transfers may be effected only between capital appropriations to a specific department, commission, agency, or institution of higher education and only between capital projects which are funded from the same fund or account.

Nothing in this section shall prevent the governor, through the director of the office of financial management, from authorizing the transfer of appropriation authority for capital projects for the parks and recreation commission, department of fisheries, department of game, department of natural resources, and the interagency committee for outdoor recreation which utilize the following funds: General Fund—ORA (Ref. 28), General Fund—ORA (Ref. 18), General Fund—ORA (Int. 215), and General Fund—ORA (LWCF). The governor, through the director of the office of financial management, may authorize similar transfers which utilize General Fund—ORA (HJR 52) funds, but only with the prior approval of the senate ways and means committee and the house appropriations committee if the legislature is in session, or the legislative budget committee if the legislature is not in session. Such transfers shall only be made to maximize the use of the funds within the limits of the appropriations.

A report of any transfer effected under this section shall be filed with the legislative auditor by the director of the office of financial management within thirty days of the date the transfer is effected. The legislative auditor shall review and compile these filings and periodically report thereon to the legislative budget committee and the appropriate standing committees of the house and senate.

NEW SECTION. Sec. 223. The depreciation schedule developed by the department of personnel used in rent assessments of state employees living in state-owned housing shall be based on the actual housing cost to the state including any maintenance and interest costs depreciated over thirty years. Utility charges shall be at cost.

NEW SECTION. Sec. 224. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected.

NEW SECTION. Sec. 225. This act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect July 1, 1979."

On page 1, line 1 of the title, after "budget;" strike the remainder of the title and insert "making appropriations and authorizing expenditures for the operations of state agencies for the fiscal biennium beginning July 1, 1979, and ending June 30, 1981; making appropriations and authorizing expenditures for capital improvements; authorizing certain projects; designating effective dates for certain appropriations; providing an effective date; and declaring an emergency."

Signed by: Senators Donohue, Chairman; McDermott, Vice Chairman; Gaspard, Goltz, Marsh, Odegaard, Rasmussen, Ridder, Shinpoch, Walgren, Wojahn.

MOTIONS

On motion of Senator Walgren, the rules were suspended and Engrossed Substitute House Bill No. 236 was advanced to second reading and placed on the second reading calendar for today.

On motion of Senator Walgren, the Senate resolved itself into a Committee of the Whole, Senator Henry in the Chair, for the purpose of considering Engrossed Substitute House Bill No. 236.

COMMITTEE OF THE WHOLE

Engrossed Substitute House Bill No. 236 was considered in the Committee of the Whole and reported back to the Senate, Senator Henry presiding, with the recommendation that it do pass as amended.

On motion of Senator Walgren, the report of the committee was adopted.

The following amendments to the committee amendment to Engrossed Substitute House Bill No. 236 were adopted in the Committee of the Whole:

On page 23, line 31, after "\$" strike "1,238,701,000" and insert "1,240,163,000"

On page 23, line 32, after "\$" strike "852,598,000" and insert "853,635,000"

On page 24, line 1, after "\$" strike "2,104,732,000" and insert "2,107,231,000"

On page 25, section 53, line 7 after "incarcerations." insert:

"No felon may participate in the program if: (a) he or she has a prior conviction for any violent or inherently dangerous felony, or (b) the crime for which he or she is being diverted into the program is a violent or inherently dangerous felony. For the purposes of this section, "violent or inherently dangerous felony" means rape in the first or second degree, robbery in the first or second degree, kidnapping in the first or second degree, assault in the first or second degree, or arson in the first degree."

On page 27, line 21, after "centers" insert "and to nonprofit mental health providers: PROVIDED, That no more than a total of \$200,000 may be assigned to nonprofit mental health providers"

On page 30, line 3, strike "(1)" and insert "(2)"

On page 33, line 18, after "\$" strike "77,799,000" and insert "78,361,000"

On page 33, line 19, after "\$" strike "65,042,000" and insert "65,479,000"

On page 33, line 21, after "\$" strike "142,941,000" and insert "143,940,000"

On page 47, line 7, strike "total"

On page 47, line 11, strike "total"

On page 50, beginning on line 16, strike all of subsections (1) and (2). Renumber the remaining subsections accordingly.

On page 77, line 25, after "1981," insert "an amount up to \$22,000,000"

On page 77, line 26, strike "\$14,000,000" and insert "\$22,000,000"

On page 78, line 3, strike "\$4,000,000" and insert "\$6,000,000"

On page 78, line 7, strike "\$4,000,000" and insert "\$6,000,000"

On page 84, line 9, after "\$" strike "10,000" and insert "13,000"

On page 147, starting on line 2, strike all of subsection 15 and insert a new subsection to read as follows:

"(15) Construct fire station for use by city of Bellingham to provide more adequate fire and ambulance equipment and personnel availability to Western Washington University.

		Reappropriation	Appropriation
St H. Ed Constr Acct		-0-	490,000
WWU Cap Proj Acct		-0-	318,000
Project	Estimated	Estimated	Estimated
Costs	Costs	Total	Completion
Through	7/1/81 and	Costs	Date
6/30/79	Thereafter		
-0-	-0-	808,000	6/81"

On page 151, line 44 after "compliance" strike "." and insert:

" : PROVIDED, That notwithstanding any provision contained in chapter 28A.47 RCW and/or RCW 28A.47.800 through 28A.47.811, inclusive, as now or hereafter amended, or any regulation of the state board of education or the state superintendent of public instruction adopted after January 1, 1979, all school districts which passed a bond issue or special levy for capital construction or capital purposes, including a vocational-technical institute, on or before April 5, 1979, shall remain eligible for state matching funds on the same basis as provided under statutes and/or state board of education regulations in effect on or before January 1, 1979, and each such district application shall receive the same priority it would have received under state law and/or state board of education rules and regulations in effect at the time any such bond issue or special levy was approved by the voters: PROVIDED FURTHER, That this condition shall apply only to bond issues or capital levies for capital purposes approved by the voters prior to April 5, 1979, and shall not be construed as preventing future modifications of space standards for districts which pass a bond issue or special levy for capital construction or capital purposes after April 5, 1979."

MOTION

Senator Day moved that the reading had in the committee of the whole be considered the second reading of the bill.

REMARKS BY THE PRESIDENT

President Cherberg: "Senator Day has moved that the reading had in the committee of the whole be considered the second reading of the bill."

POINT OF ORDER

Senator Pullen: "Mr. President, Point of Order. There are some amendments on the desk and that would take precedence over Senator Day's motion."

REMARKS BY THE PRESIDENT

President Cherberg: "It has been moved and approved that the committee of the whole do rise and report the measure back to the Senate with the recommendation do pass."

POINT OF INQUIRY

Senator Pullen: "Does that mean that the bill will be on second reading where amendments can be offered?"

REPLY BY THE PRESIDENT

President Cherberg: "If Senator Day's motion prevails, the bill will be passed to third reading and final passage."

Senator Pullen: "Mr. President, I would contend then that that motion is out of order because there are amendments on the desk."

President Cherberg: "The committee is no longer in the committee of the whole, Senator."

Senator Pullen: "That motion, as I understand it, is a suspension of the rules and would take a two-thirds vote?"

President Cherberg: "No, sir, it will take a simple majority."

Senator Pullen: "Would you restate his motion again please?"

President Cherberg: "Senator Day has moved that the reading had in the committee of the whole be considered the second reading of the bill."

Senator Pullen: "And after the second reading is usually done, is that not the time that amendments are in order?"

REPLY BY THE PRESIDENT

President Cherberg: "If Senator Day's motion prevails, the bill will be on third reading and final passage."

PARLIAMENTARY INQUIRY

Senator Pullen: "Doesn't it take a suspension of the rules to advance to third reading and final passage?"

POINT OF ORDER

Senator Fleming: "Mr. President, Point of Order. Is it not true that when the bill is on second reading that is when the bill is up for amendment but once the bill has been read as the second reading, we can no longer amend?"

RULING BY THE PRESIDENT

President Cherberg: "The Rule 60, Senator Fleming, says that bills appropriating money shall be considered in committee of the whole Senate, which the President interprets to mean that you have considered the bill, you have reported back with the recommendation that it do pass, and then Senator Day has moved that the reading had in the committee of the whole be considered the second reading of the bill. If the motion is carried, the measure is passed to third reading."

PARLIAMENTARY INQUIRY

Senator Pullen: "My question, Mr. President, was, is that a suspension of the rules and does that take a two-thirds majority?"

REMARKS BY THE PRESIDENT

President Cherberg: "The President does not believe that requires a suspension of the rules. At least, this has been the tradition ever since the President has been in office."

PARLIAMENTARY INQUIRY

Senator Pullen: "I thought we always read the bill three times, and when you always asked us to repeat that motion, the usual motion to advance, and a Senator repeats it, he always begins by moving, 'I move that the rules be suspended' and that the second reading be considered the third."

REMARKS BY THE PRESIDENT

President Cherberg: "The President will check your point, Senator Pullen."

REMARKS BY SENATOR CLARKE

Senator Clarke: "Commenting upon the rule of order, assuming that the President rules and construes Rule 60 as indicating that amendments must be presented in the committee of the whole and that the sole question is the question of whether it now takes a two-thirds vote to advance from second to third reading, I would suggest that we do have a precedent involved here in that the original purpose of requiring the two-thirds vote and actually having the second and third reading is that on certain occasions insistence may be had of one day's delay. I am not saying that should be done here but I am worried a little bit about the precedent of a ruling on whether or not it takes a two-thirds vote to advance from second to third reading, and I think that one of the main purposes of that rule is to enable a minority of the body, if it desires, in effect to prevent an automatic advancement from second to third reading without a delay of a day in which they can consider the bill before they have to vote on it.

"Now it may well be that the body here will feel that they have had enough information concerning this bill and that you will find that there are two-thirds who would vote to suspend the rules and advance it to third reading, but I do think that Senator Pullen has a good point when he does raise the point that in order to advance from second to third reading under the rules it does require a two-thirds vote."

RULING BY THE PRESIDENT

President Cherberg: "The President will place Senator Day's motion. If that motion carries, then the bill will be passed to third reading. This has been the tradition ever since the President has served in this particular office. If you want to have it perfectly clear, then if someone moves that the Senate be at ease and have a Rules Committee meeting and pull the bill out, you can follow that procedure. But every time this has ever come up, this has been the procedure followed and this is the way the President rules."

PARLIAMENTARY INQUIRY

Senator Clarke: "If I understand you correctly, you are saying that the motion of Senator Day would be in order by a majority vote simply to have the reading in the committee of the whole be regarded as the second reading."

REPLY BY THE PRESIDENT

President Cherberg: "We are not in the committee of the whole."

REMARKS BY SENATOR CLARKE

Senator Clarke: "His motion though was that the consideration in the committee of the whole should be regarded as the second reading. I am saying that if you

hold that that motion is correct and that motion prevails, then it has passed second reading and it would go automatically to third reading, but if I read you correctly then, in order to in effect consider it on third reading, it would then take a suspension of the rules or go back to the Rules Committee."

REPLY BY THE PRESIDENT

President Cherberg: "Yes."

REMARKS BY SENATOR CLARKE

Senator Clarke: "Thank you."

PARLIAMENTARY INQUIRY

Senator Pullen: "As I understand your ruling then, whenever a standing committee makes a report of a bill to us, then a motion would be in order . . ."

REPLY BY THE PRESIDENT

President Cherberg: "This is not a standing committee. This is the committee of the whole, Senator, and the Senate has risen and reported back that they have had under consideration the measure and recommend that it do pass. That motion was adopted. Now Senator Day has moved that the reading had in the committee of the whole be considered the second reading of the bill."

REMARKS BY SENATOR DAY

Senator Day: "Mr. President, if this will bring harmony here, with the permission of the body, I would withdraw the motion and possibly then that will expedite not having to have a rules committee meeting."

Senator Pullen moved the rules be suspended and the following amendment to the committee amendment be adopted:

On page 151, following line 37, insert the following new section and renumber the remaining sections consecutively:

"NEW SECTION. Sec. 188. FOR THE COMMISSION FOR VOCATIONAL EDUCATION

Design and construct a multi-phased Fire Service and Training Center to serve firefighters of the state. The commission shall study potential sites and recommend the three most favorable sites to the Legislative Budget Committee, which shall make the final decision as to the location of the Fire Service Training Center.

		Reappropriation	Appropriation
GF, Fire Trng Constr Acct		111,400	4,259,000
Project	Estimated	Estimated	Estimated
Costs	Costs	Total	Completion
Through	7/1/81 and	Costs	Date
6/30/70	Thereafter		
83,000	1,983,900	6,243,300	4/83"

On page 166, following line 36, insert the following subsection and renumber the remaining subsection consecutively:

"(35) "GF, Fire Trng Constr Acct" means General Fund—Fire Training Construction Account;"

Senator Bottiger moved adoption of the following amendment by Senators Benitz, Vognild, Bottiger and Morrison to the amendment by Senator Pullen:

On page 151, following line 37, insert the following new section and renumber the remaining sections consecutively:

"NEW SECTION. Sec. 188. FOR THE COMMISSION FOR VOCATIONAL EDUCATION

Design and construct a multi-phased Fire Service and Training Center to serve firefighters of the state.

		Reappropriation	Appropriation
GF, Fire Trng Constr Acct		111,400	4,259,400
Project	Estimated	Estimated	Estimated
Costs	Costs	Total	Completion
Through	7/1/81 and	Costs	Date
6/30/70	Thereafter		
83,000	1,983,900	6,243,300	4/83"

On page 166, following line 36, insert the following subsection and renumber the remaining subsection consecutively:

"(35) "GF, Fire Trng Constr Acct" means General Fund—Fire Training Construction Account;"

POINT OF ORDER

Senator Clarke: "Is this not an amendment to an amendment to an amendment submitted by Senator Bottiger?"

RULING BY THE PRESIDENT

President Cherberg: "Senator Bottiger, Rule 60 states that bills appropriating money shall be considered in committee of the whole Senate and no change in the amount appropriated shall be made outside of the committee of the whole."

POINT OF ORDER

Senator Walgren: "Very reluctantly, I am going to raise the point of order of Rule 60 that these matters cannot be considered outside of the committee of the whole."

REMARKS BY SENATOR PULLEN

Senator Pullen: "When I made my motion, I moved that the rules be suspended. Therefore, it would take a two-thirds vote to adopt my amendment."

REMARKS BY THE PRESIDENT

President Cherberg: "Not necessarily to adopt your amendment, Senator. With the Senator Bottiger amendment, it would take a two-thirds vote. If you are going to consider an amendment changing the size of the appropriation, that will take a two-thirds vote outside of the committee of the whole."

The motion of Senator Bottiger failed and the amendment to the amendment by Senator Pullen was not adopted.

The motion by Senator Pullen failed and the amendment to the committee amendment was not adopted.

On motion of Senator Walgren, the rules were suspended, Engrossed Substitute House Bill No. 236, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute House Bill No. 236, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 26; nays, 22; excused, 1.

Voting yea: Senators Bausch, Bottiger, Day, Donohue, Fleming, Gaspard, Goltz, Hansen, Henry, Lysen, Marsh, McDermott, Odegaard, Peterson, Rasmussen, Ridder, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wilson, Wojahn, Woody—26.

Voting nay: Senators Benitz, Bluechel, Clarke, Conner, Gallagher, Gould, Guess, Hayner, Jones, Lee, Lewis, Matson, Moore, Morrison, Newschwander, North, Pullen, Quigg, Scott, Sellar, Wanamaker, Williams—22.

Excused: Senator Keefe—1.

ENGROSSED HOUSE BILL NO. 236, as amended by the Senate, 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.

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

MESSAGE FROM THE HOUSE

April 27, 1979.

Mr. President: The Speakers have signed SUBSTITUTE HOUSE BILL NO. 291, and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

SIGNED BY THE PRESIDENT

The President signed:
SUBSTITUTE HOUSE BILL NO. 291.

MOTION

At 2:50 p.m., on motion of Senator Walgren, the Senate recessed until 3:45 p.m.

SECOND AFTERNOON SESSION

The President called the Senate to order at 3:45 p.m.

MOTIONS

On motion of Senator Walgren, the Senate advanced to the sixth order of business.

On motion of Senator Walgren, the Senate commenced consideration of Senate Bill No. 2790.

SECOND READING

SENATE BILL NO. 2790, by Senator von Reichbauer:
Relating to parks and recreation.

MOTIONS

On motion of Senator von Reichbauer, Substitute Senate Bill No. 2790 was substituted for Senate Bill No. 2790 and the substitute bill was placed on second reading and read the second time in full.

On motion of Senator Jones, Senators Gould and Bluechel were excused.

On motion of Senator von Reichbauer, the following amendments were considered and adopted simultaneously;

On page 1, line 15, strike "or recreational facilities,"

On page 1, line 18, after "space" strike all of the material through "facilities" on line 19

On page 1, line 25, strike "or recreational"

On page 2, line 2, strike "or recreational"

On motion of Senator von Reichbauer, the rules were suspended, Engrossed Substitute Senate Bill No. 2790 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute Senate Bill No. 2790, and the bill passed the Senate by the following vote: Yeas, 42; absent or not voting, 4; excused, 3.

Voting yea: Senators Bausch, Benitz, Bottiger, Clarke, Conner, Day, Fleming, Gallagher, Gaspard, Goltz, Guess, Hansen, Hayner, Henry, Jones, Lewis, Marsh, Matson, McDermott, Moore, Morrison, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—42.

Absent or not voting: Senators Donohue, Lee, Lysen, Newschwander—4.

Excused: Senators Bluechel, Gould, Keefe—3.

ENGROSSED SUBSTITUTE SENATE BILL NO. 2790, 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.

MOTIONS

On motion of Senator Jones, Senator Sellar was excused.

On motion of Senator Wilson, Senator Donohue was excused.

SECOND READING

SENATE BILL NO. 3087, by Senators Bottiger, North and Talley:

Facilitating the use of wood, or wood derived fuels, or natural gas for home heating.

MOTIONS

On motion of Senator Bottiger, Substitute Senate Bill No. 3087 was substituted for Senate Bill No. 3087 and the substitute bill was placed on second reading and read the second time in full.

Senator Bottiger moved the following amendments be considered and adopted simultaneously:

On page 1, beginning on line 28, strike section 3 and insert:

"NEW SECTION. Sec. 3. The state building code advisory council shall incorporate into the state uniform building code the following concepts:

(1) Each single family residential building shall include an all-purpose flue within the building;

(2) Each fuel burning masonry fireplace, factory-built fireplace and factory-built stove shall be equipped with an outside combustion air inlet."

On page 2, line 26, strike all of section 4 and insert:

"NEW SECTION. Sec. 4. The concepts of section 3 shall be incorporated into the state uniform building code no later than July 1, 1981, or a report shall be submitted to the legislature as to why this has not been accomplished."

On page 2, line 35, strike all of section 6.

POINT OF INQUIRY

Senator Guess: "Senator Bottiger, I am somewhat concerned . . . in subsection (2) in the first part of the thing, it says, 'Each fuel burning masonry fireplace shall have an outside air inlet.' I am not worried about that. 'Each factory-built fireplace,' and I think it is going to take a good bit of engineering for that so that the inlet can be made in a utility manner so that the air inlet will be available from different directions, depending on what the application is. But then I am really worried about the factory-built stoves and I remember particularly the Norwegian stove by the name of Joel. You pay about \$600 for that stove. It is a very fine piece of casting and if you penetrate the outside of the stove in any way and you break up the integrity of the air tightness and a combustion—an outside combustion source on that would, in my opinion, breach the integrity of that design, then it is not going to serve the purpose for which that designer built it. Now this is one thing that I do not believe that we ought to let the building code be established without first making sure that the advisory committee understands that we do not intend for them to breach the integrity of a thoroughly designed unit."

Senator Bottiger: "Senator Guess, I agree with you and I will ask that a copy of your question and my reply be included with the report to the building code advisory committee. If any of you are interested, if you will pick up your Wards or your Sears and Roebuck catalog, you will find these stoves advertised there with this outside air combustion kit available, but I am sure there are stoves that that would not be the proper way to go and the advisory committee, I am sure, will take all of those into consideration."

POINT OF INQUIRY

Senator Rasmussen: "As I read this, Senator Bottiger, you are saying that this shall be incorporated, they shall adopt or explain to us why they do not adopt. I recall another bill that has gone through here saying that this building code advisory group will study all the factors of building for conservation of heat. My question is, what is the need of this bill at all? They are perfectly capable from your remarks that I have heard of making the determination of whatever is the best as far as new building construction. I see no advantage of adopting this. The majority of us do not even know the cost or whether it would be worthwhile and know nothing about what is going to happen in the year 1990 with regard to what we are going to be using for homes then. They may all be underground or they may all be up there in circuits. We do not know."

Senator Bottiger: "Senator Rasmussen, in 1990, fifty percent of all the houses in use will have been built before today. We can give you that with quite a bit of authority. The bill here is an additional direction over and above the actuary standards which do not include this question. We are simply adding to what we are asking the building code advisory committee to look at, because this area has a particular advantage of having a lot of wood waste product available that could be used in a clean manner, in a very desirable manner, in our homes to eliminate that huge peak load that occurs when we have a big cold snap."

Debate ensued.

POINT OF INQUIRY

Senator Bausch: "On the amendment, does definition of stove exclude furnace? Is furnace a different thing?"

Senator Bottiger: "Senator Bausch, you do not have the problem if you have a furnace because you must have a flue in the house to have the furnace. The problem comes in the all new houses where the very least expensive original capital construction item, baseboard heat, was put into. Those people have no alternatives and what we are suggesting, what the original bill did, said you had to put a chimney in the house so people had that ability to convert. We have watered it down and just asked the advisory committee to study it with their eighty-one report. Now, if I were buying a house, I would have not only a furnace but I would have a fireplace and I would have one of these stoves that Senator Guess has mentioned because they are extremely efficient, but they need two things. They need a chimney to hook on to and if you want them to run right, they need that outside air vent. You can buy these things to attach to your present furnace and use wood as an alternate fuel source and they are very desirable."

Senator Bausch: "The answer still is, it does not affect a furnace."

The motion by Senator Bottiger carried and the amendments were adopted.

There being no objection, an amendment by Senator Bottiger on the desk of the Secretary of the Senate was withdrawn.

On motion of Senator Bottiger, the following amendment to the title was adopted:

On page 1, line 1 of the title, after "utilities;" insert "and", and on line 2, after "RCW" strike "; and providing an effective date"

On motion of Senator Bottiger, the rules were suspended, Engrossed Substitute Senate Bill No. 3087 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

POINT OF INQUIRY

Senator Vognild: "Senator Bottiger, I have one concern here. All purpose chimney in this case, or flue, may not be sufficient I think in some cases to handle a gas fired heating appliance. The average fireplace chimney certainly will not handle it. As a matter of fact, are extremely dangerous and will create fires. We will lose some housing rather than gain it. Do you feel that 'all purpose', as defined in the bill, is broad enough or can be broad enough to cover all gas fired heating appliances?"

Senator Bottiger: "Senator Vognild, that was one of the objections that caused me to draft the proposed amendment to make a study out of it. The people from the gas company mentioned the same thing as an objection. The people from the building code advisory committee also made that point. If it is going to have a gas use, it had better be a gas flue as opposed to an 'all purpose'. That is why I am asking them to study it and come back with a recommendation."

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute Senate Bill No. 3087, and the bill passed the Senate by the following vote: Yeas, 34; nays, 10; absent or not voting, 1; excused, 4.

Voting yea: Senators Bausch, Benitz, Bottiger, Conner, Day, Fleming, Gallagher, Goltz, Guess, Hansen, Hayner, Henry, Lee, Lewis, Lysen, Marsh, McDermott, Moore, Newschwander, North, Peterson, Quigg, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, Vognild, von Reichbauer, Walgren, Wanamaker, Wojahn, Woody—34.

Voting nay: Senators Clarke, Gaspard, Jones, Matson, Odegaard, Pullen, Rasmussen, Van Hollebeke, Williams, Wilson—10.

Absent or not voting: Senator Morrison—1.

Excused: Senators Bluechel, Donohue, Gould, Keefe—4.

ENGROSSED SUBSTITUTE SENATE BILL NO. 3087, 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 4:20 p.m., on motion of Senator Walgren, the Senate recessed until 5:15 p.m.

THIRD AFTERNOON SESSION

The President called the Senate to order at 5:15 p.m.

MOTIONS

On motion of Senator Wilson, Senator von Reichbauer was excused.

On motion of Senator Lee, Senators Benitz and Jones were excused.

On motion of Senator Walgren, the Senate commenced consideration of Substitute House Bill No. 871.

SECOND READING

SUBSTITUTE HOUSE BILL NO. 871, by Committee on Transportation (originally sponsored by Representatives Wilson, Martinis, Scott, Garrett, Struthers, Tilly, Isaacson, Patterson, Sanders and Teutsch) (by Office of Financial Management request):

Making biennial appropriations for operations and capital improvements of the department of transportation, the urban arterial board, and the board of pilotage commissioners.

REPORT OF STANDING COMMITTEE

April 25, 1979.

SUBSTITUTE HOUSE BILL NO. 871, making biennial appropriations for operations and capital improvements of the department of transportation, the urban arterial board, and the board of pilotage commissioners (reported by Committee on Transportation):

MAJORITY recommendation: Do pass with the following amendments:

On page 1, line 14, after "expenses," strike "for obligations incurred and not paid as of July 1, 1979,"

On page 1, line 18, after "for the" strike "biennium" and insert "period"

On page 2, line 7, after "if" insert "either"

On page 2, line 7, after "1032" insert "or Senate Bill No. 2782"

On page 2, line 22, after "if" insert "either"

On page 2, line 22, after "1032" insert "or Senate Bill No. 2782"

On page 7, line 16, strike "2108" and insert "2952"

On page 7, line 18, after "shall" strike "be" and insert "not exceed"

Signed by: Senators Henry, Chairman; Talley, Vice Chairman; Bluechel, Conner, Gallagher, Guess, Hansen, Lee, Peterson, Wanamaker.

The bill was read the second time by sections.

On motion of Senator Henry, the committee amendments were adopted.

Senator Lysen moved adoption of the following amendment by Senators Lysen and Conner:

On page 7, line 20, insert the following:

"Sec. 5. Section 5, chapter 27, Laws of 1979 (uncodified) is amended to read as follows:

There is hereby appropriated from the motor vehicle fund to the department of transportation for the period ending June 30, 1981, the sum of fifty-five million dollars, consisting of five million dollars of state funds and fifty million dollars of federal and local funds, or so much thereof as may be necessary to restore transportation services disrupted by the loss of the Hood Canal bridge on state route 104 on February 13, 1979, including, but not limited to: (1) The operation and maintenance costs of interim transportation services across Hood Canal and Puget Sound and upon the Kitsap and Olympic peninsulas, including expenditures for personal service contracts, leases, and related operating activities and auxiliary services such as buses, vans, and marine vessels; and (2) preliminary engineering, right of way acquisition, acquisition or construction of capital facilities, and improvement of capital facilities required to restore and maintain transportation services across Hood Canal and Puget Sound and upon the Kitsap and Olympic peninsulas including, but not limited to, improvements to highways, development of park and ride facilities, development and improvement of ferry terminal facilities, acquisition and improvement of marine vessels, surveys of damage to the Hood Canal bridge, and reconstruction or replacement of the Hood Canal bridge: **PROVIDED**, That the transportation commission may reduce the state funds and increase by a like amount the federal and local funds contained in this appropriation or may increase the state funds and decrease by a like amount the federal and local funds contained in this appropriation to properly reflect the total amount of federal and local funds available to the state for assistance in restoring transportation services disrupted by loss of the Hood Canal bridge. The commission shall obtain the approval of the office of financial management and the legislative transportation committee prior to reducing or increasing either the state funds or the federal or local funds contained in this appropriation; **PROVIDED**, That not more than \$15,000,000 of the funds appropriated by this section shall be used to purchase or construct four thirty-car ferries."

Debate ensued.

There being no objection, on motion of Senator Lysen, the amendment was withdrawn.

On motion of Senator Henry, the rules were suspended, Substitute House Bill No. 871, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 871, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 39; nays, 4; absent or not voting, 1; excused, 5.

Voting yea: Senators Bausch, Bluechel, Bottiger, Clarke, Conner, Day, Donohue, Fleming, Gallagher, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Henry, Lee, Lewis, Marsh, Matson, Moore, Morrison, Newschwander, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—39.

Voting nay: Senators Lysen, McDermott, Ridder, Scott—4.

Absent or not voting: Senator North—1.

Excused: Senators Benitz, Jones, Keefe, von Reichbauer—5.

SUBSTITUTE HOUSE BILL NO. 871, as amended by the Senate, 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.

SECOND READING

SUBSTITUTE HOUSE BILL NO. 872, by Committee on Transportation (originally sponsored by Representatives Martinis, Wilson, Scott, Garrett, McCormick, Isaacson, Patterson, Sanders, Struthers and Tilly) (by Office of Financial Management request):

Making appropriations to the department of transportation.

The bill was read the second time by sections.

On motion of Senator Henry, the rules were suspended, Substitute House Bill No. 872 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 872, and the bill passed the Senate by the following vote: Yeas, 42; nays, 3; excused, 4.

Voting yea: Senators Bausch, Bluechel, Bottiger, Clarke, Conner, Day, Donohue, Fleming, Gallagher, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Henry, Lee, Lewis, Marsh, Matson, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Sellar, Shinpoch, Talley, Talmadge, Van. Hollebeke, Vognild, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—42.

Voting nay: Senators Lysen, McDermott, Scott—3.

Excused: Senators Benitz, Jones, Keefe, von Reichbauer—4.

SUBSTITUTE HOUSE BILL NO. 872, 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 5:35 p.m., on motion of Senator Walgren, the Senate adjourned until 10:00 a.m., Saturday, April 28, 1979.

JOHN A. CHERBERG, President of the Senate.
SIDNEY R. SNYDER, Secretary of the Senate.

THIRTY-NINTH DAY

MORNING SESSION

Senate Chamber, Olympia, Saturday, April 28, 1979.

The Senate was called to order at 10:00 a.m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senators Benitz, Hayner, Jones, Keefe, McDermott, Rasmussen, Ridder and Sellar. On motion of Senator Lewis, Senators Benitz, Hayner, Jones and Sellar were excused. On motion of Senator Wilson, Senators Keefe, McDermott, Rasmussen and Ridder were excused.

The Color Guard, consisting of Pages Sammi Wescott and John Miller, presented the Colors. Reverend Stanley J. Workman, pastor of the Evergreen Christian Reformed Church of Olympia, offered the following prayer:

"HEAVENLY FATHER, HEAR OUR PRAYER. THE TASKS OF OFFICE AND JOB ARE PICKED UP FOR AN EXTRA DAY. MOST WOULD PROBABLY RATHER BE SOMEWHERE ELSE, YET DUTY AND RESPONSIBILITY HAVE THEM HERE FOR WORK. HELP EACH HERE TODAY TO HAVE THE MENTAL ALERTNESS, PHYSICAL STAMINA AND THE ATTITUDE OF WILLINGNESS. HELP THIS DAY TO BE PRODUCTIVE AND WORTHWHILE THAT ONLY YOU CAN GIVE. LET US ALL SEE IT WAS A GOOD DAY TO BE ALIVE. IN JESUS' NAME. AMEN."

MOTION

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

MESSAGES FROM THE HOUSE

April 26, 1979.

Mr. President: The Speakers have signed:
SUBSTITUTE SENATE BILL NO. 2197,
SUBSTITUTE SENATE BILL NO. 2422, and the same are herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

April 26, 1979.

Mr. President: The Speakers have signed SUBSTITUTE SENATE BILL NO. 2058, and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

April 26, 1979.

Mr. President: The House has passed:
ENGROSSED SUBSTITUTE HOUSE BILL NO. 894,

HOUSE BILL NO. 1109,
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 1147,
 ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 1239,
 ENGROSSED HOUSE JOINT RESOLUTION NO. 22, and the same are
 herewith transmitted.

DEAN R. FOSTER, Chief Clerk.
 VITO T. CHIECHI, Chief Clerk.

April 26, 1979.

Mr. President: The House has concurred in the Senate amendments to
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 291 and passed the bill as
 amended by the Senate.

DEAN R. FOSTER, Chief Clerk.
 VITO T. CHIECHI, Chief Clerk.

April 26, 1979.

Mr. President: The House has concurred with the Senate amendments to SUB-
 STITUTE HOUSE BILL NO. 367 and has passed the bill as amended by the
 Senate.

DEAN R. FOSTER, Chief Clerk.
 VITO T. CHIECHI, Chief Clerk.

April 27, 1979.

Mr. President: The House has passed SENATE BILL NO. 2462, and the same
 is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.
 VITO T. CHIECHI, Chief Clerk.

April 27, 1979.

Mr. President: The House has concurred in the Senate amendments to SUB-
 STITUTE HOUSE BILL NO. 249 and has passed the bill as amended by the
 Senate.

DEAN R. FOSTER, Chief Clerk.
 VITO T. CHIECHI, Chief Clerk.

April 27, 1979.

Mr. President: The House has concurred in the Senate amendments to HOUSE
 BILL NO. 668 and has passed the bill as amended by the Senate.

DEAN R. FOSTER, Chief Clerk.
 VITO T. CHIECHI, Chief Clerk.

April 27, 1979.

Mr. President: The House has concurred in the Senate amendments to HOUSE
 BILL NO. 755 and has passed the bill as amended by the Senate.

DEAN R. FOSTER, Chief Clerk.
 VITO T. CHIECHI, Chief Clerk.

April 27, 1979.

Mr. President: The House has concurred in the Senate amendment to ENGROSSED SUBSTITUTE HOUSE BILL NO. 446 and has passed the bill as amended by the Senate.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

April 27, 1979.

Mr. President: The House has concurred in the Senate amendments to SUBSTITUTE HOUSE BILL NO. 437 and has passed the bill as amended by the Senate.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

April 27, 1979.

Mr. President: The House has concurred in the Senate amendments to HOUSE BILL NO. 706 and has passed the bill as amended by the Senate.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

April 27, 1979.

Mr. President: The House has concurred in the Senate amendments to ENGROSSED SUBSTITUTE HOUSE BILL NO. 1281 and has passed the bill as amended by the Senate.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

April 27, 1979.

Mr. President: The House has concurred in the Senate amendments to SUBSTITUTE HOUSE BILL NO. 1308 and has passed the bill as amended by the Senate.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

April 27, 1979.

Mr. President: The House concurred in the Senate amendments to ENGROSSED SUBSTITUTE HOUSE BILL NO. 665 and has passed the bill as amended by the Senate.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

MOTION

On motion of Senator Marsh, the Senate commenced consideration of the House Message on Substitute House Bill No. 262.

MESSAGE FROM THE HOUSE

April 26, 1979

Mr. President: The House adheres to its position on the Senate amendment to **SUBSTITUTE HOUSE BILL NO. 262** on page 2, line 16 and again asks the Senate to recede therefrom, and said bill, together with the Senate amendment thereto, is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

MOTION

On motion of Senator Day, the Senate receded from its amendment to page 2, line 16, to Substitute House Bill No. 262.

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 262 and the bill passed the Senate by the following vote: Yeas, 41; excused, 8.

Voting yea: Senators Bausch, Bluechel, Bottiger, Clarke, Conner, Day, Donohue, Fleming, Gallagher, Gaspard, Goltz, Gould, Guess, Hansen, Henry, Lee, Lewis, Lysen, Marsh, Matson, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Scott, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—41.

Excused: Senators Benitz, Hayner, Jones, Keefe, McDermott, Rasmussen, Ridder, Sellar—8.

SUBSTITUTE HOUSE BILL NO. 262, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Marsh, the Senate commenced consideration of the House Message on Engrossed Substitute House Bill No. 352.

MESSAGE FROM THE HOUSE

April 27, 1979.

Mr. President: The House has concurred in the Senate amendments to **ENGROSSED SUBSTITUTE HOUSE BILL NO. 352** except the amendment on page 14, after line 19 amending RCW 13.34.130 and the title amendment on page 1, line 1 amending RCW 13.34.130, and asks the Senate to recede therefrom, and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

MOTION

On motion of Senator Marsh, the Senate receded from its amendments to page 14, after line 19 and the title amendment to page 1, line 1 to Engrossed Substitute House Bill No. 352.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute House Bill No. 352, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 42; excused, 7.

Voting yea: Senators Bausch, Bluechel, Bottiger, Clarke, Conner, Day, Donohue, Fleming, Gallagher, Gaspard, Goltz, Gould, Guess, Hansen, Henry, Lee, Lewis, Lysen, Marsh, Matson, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Scott, Shipoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—42.

Excused: Senators Benitz, Hayner, Jones, Keefe, McDermott, Ridder, Sellar—7.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 352, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Marsh, the Senate commenced consideration of the House Message on Substitute House Bill No. 194.

MESSAGE FROM THE HOUSE

April 25, 1979.

Mr. President: The House refuses to concur in the Senate amendment to page 1, line 8 to SUBSTITUTE HOUSE BILL NO. 194 and asks the Senate to recede therefrom, and said bill, together with the Senate amendment thereto, is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

MOTION

Senator Goltz moved the Senate do recede from its amendment to page 1, line 8 to Substitute House Bill No. 194.

Debate ensued.

POINT OF INQUIRY

Senator Clarke: "I am in support of Senator Guess, and possibly Senator Goltz can answer when he gets up and that is this: Senator Goltz, you, in your opening remarks, related to various activities which would be partially financed, both by student funds and by, in effect, university funds, and stated that it apparently is the intent that as to those situations that would fall within the bill and that the determination would be in the hands of the student body.

"Now there is no degree or qualification in there and my apprehension would be that there may well be various activities which are primarily financed with other than student funds but which perhaps there will be a very small percentage of student funds used and apparently, if we go along with the House, this would mean that in any instance where to any degree student funds participate, they would then have more or less exclusive control."

Senator Goltz: "Mr. President, in response to the remarks by Senator Guess and Senator Clarke, I believe it is correct that student service and activity fees are restricted to a rather limited number of programs at the colleges and universities and Senator Guess has enumerated a number of those. In every instance it could be

argued, I think, Senator Clarke, that some other funds are used for these programs so that even in the case of athletics, for example, the use of a gymnasium which is built out of state funds, it could be argued that these are not entirely student activity and service fees, and therefore, if the word 'entirely' appears, there is a complete exclusion. When Senator Guess lists the programs that he did, drama, band, athletics, debate, orchestra and so on, you know, it seems to me that it makes the case that in those kinds of programs where student service and activity fees are all or partly used to support those programs, that the students ought to have some say, and all we are talking about is the initial budgetary recommendation. The authority for making the choice as to how these funds are going to be used ultimately and finally rests with the board of trustees. I think we should make no mistake about that. This bill does not take away from the board of trustees the final decision making authority. Most colleges and universities already follow this practice. This is really an attempt to put into statute what many of the colleges and universities do, but students, I think, feel very strongly and I think quite rightly that as long as these fees are paid by them for programs which are to benefit them, they should have the opportunity to have some initial say and I say we should agree with that."

POINT OF INQUIRY

Senator Rasmussen: "Senator Goltz, do you have any specific instances where this legislation is needed at all? I have not heard any complaints."

Senator Goltz: "There are many, many students who feel that they have not had proper opportunity to advise and give initial budgetary input at the colleges and universities, and the specific instances, Senator Rasmussen, are contained in the minutes and in the correspondence from almost every student organization in the state of Washington. These are student fees. We are not talking about dollars which are taxpayer dollars. These are student fees we are talking about and these are the fees that they pay for programs which are for their benefit, and it is the initial budgetary impact only, so it is a very narrow range of activity that we are talking about."

Senator Rasmussen: "Senator Goltz, some years back one of the committees in the House made a study of the associated students fees and they found that ninety-nine percent of the students did not know what the fees were spent for but their main complaint was that the associated student fees were too high and they would rather have them reduced, not as to how they were spent and I think that report is on file. There are a few of the student officers and the executive secretary of the associated students who knew what was going on and the rest of them did not know, but I myself find nothing objectionable in having them have a say to anything that is funded entirely by their own fees, but I do not see any reason why they should come in and have too much say in what the state is providing."

"I support Senator Guess that we should, if the House wants this legislation, ask them to recede from their position."

Senator Guess demanded a roll call and the demand was sustained.

The President declared the question before the Senate to be the motion by Senator Goltz that the Senate do recede from its amendment to page 1, line 8 to Substitute House Bill No. 194.

ROLL CALL

The Secretary called the roll and the motion by Senator Goltz carried by the following vote: Yeas, 25; nays, 17; absent or not voting, 1; excused, 6.

Voting yea: Senators Bottiger, Clarke, Conner, Day, Donohue, Fleming, Gallagher, Gaspard, Goltz, Gould, Lysen, Marsh, Moore, North, Odegaard,

Peterson, Ridder, Scott, Shinpoch, Talley, Talmadge, Vognild, Walgren, Williams, Wilson, Wojahn, Woody—25.

Voting nay: Senators Bausch, Bluechel, Guess, Hansen, Lee, Lewis, Matson, Morrison, Newschwander, Pullen, Quigg, Rasmussen, Van Hollebeke, von Reichbauer, Wanamaker—17.

Absent or not voting: Senator Henry—1.

Excused: Senators Benitz, Hayner, Jones, Keefe, McDermott, Sellar—6.

The motion by Senator Goltz carried and the Senate receded from its amendment to page 1, line 8 to Substitute House Bill No. 194.

Further debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 194 and the bill passed the Senate by the following vote: Yeas, 36; nays, 6; absent or not voting, 1; excused, 6.

Voting yea: Senators Bausch, Bottiger, Clarke, Conner, Day, Donohue, Fleming, Gallagher, Gaspard, Goltz, Gould, Hansen, Lee, Lewis, Lysen, Marsh, Matson, Moore, Morrison, North, Odegaard, Peterson, Quigg, Ridder, Scott, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Williams, Wilson, Wojahn, Woody—36.

Voting nay: Senators Bluechel, Guess, Newschwander, Pullen, Rasmussen, Wanamaker—6.

Absent or not voting: Senator Henry—1.

Excused: Senators Benitz, Hayner, Jones, Keefe, McDermott, Sellar—6.

SUBSTITUTE HOUSE BILL NO. 194, 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.

PERSONAL PRIVILEGE

Senator North: "I am very concerned about something. Last Wednesday morning the Senate constitution and elections committee met and they passed out two bills, a constitutional amendment dealing with the establishment of a redistricting commission, and an enabling bill. They have not been read in and this is Saturday morning. Where are they?"

POINT OF ORDER

Senator Walgren: "Mr. President, I raise the question as to whether this is a proper point of order that has been raised by Senator North. It does not seem to me that she is talking on a point of personal privilege. She is debating a question of bills that are before committees or before the Senate rather than a point of personal privilege."

REMARKS BY SENATOR NORTH

Senator North: "Mr. President, it is my understanding that a point of personal privilege is that you are feeling something. It is an emotional point."

RULING BY THE PRESIDENT

President Cherberg: "A point of personal privilege is something solely personal to you, and the remarks by Senator Walgren are well taken."

REMARKS BY SENATOR NORTH

Senator North: "I see. As a sponsor of the bill, I felt very personally about it."

PARLIAMENTARY INQUIRY

Senator Scott: "Could the same question be raised as a point of order? Since the committee has passed the bill out several days ago and the bill has not been read in, it is not a matter of normal procedure and the question would be, why hasn't normal procedure been followed, and it would therefore be a point of order."

MOTION

Senator Clarke: "Mr. President, I move that the Senate advance to the eighth order of business for the purpose of making a motion and in speaking on that, that I think is a motion that is subject to debate and I will yield to Senator North for the purpose of speaking on the motion to advance to the eighth order of business."

REPLY BY THE PRESIDENT

President Cherberg: "Senator Clarke has moved that the Senate advance to the eighth order of business."

REMARKS BY SENATOR NORTH

Senator North: "These bills are a vital issue to the public at large. We have been receiving communication . . ."

POINT OF ORDER

Senator Walgren: "Mr. President, the Senator is not speaking on the motion to advance to the eighth order."

RULING BY THE PRESIDENT

President Cherberg: "Senator Walgren's remarks are well taken."

REMARKS BY SENATOR CLARKE

Senator Clarke: "Speaking on the motion to advance to the eighth order, the reason for the motion is to permit a motion to be made to remove the committee consideration from the two particular bills, and I think the body has a right to be advised as to the reason for the motion to advance to the eighth order and I think involved in that proposition is the question as to the merits, in substance, of the proposed motion.

"So I think that if Senator North would preface her remarks by stating that she supports the motion to advance to the eighth order and that if we reach the eighth order, she then intends to make that particular motion. I think the body has the right then to vote and determine whether it wants to advance to the eighth order for the purpose of hearing the particular motion."

MOTION

Senator Walgren moved the motion by Senator Clarke be laid upon the table.

Senator Lewis demanded a roll call and the demand was sustained.

The President declared the question before the Senate to be the motion by Senator Walgren that the motion by Senator Clarke to advance to the eighth order of business be laid upon the table.

ROLL CALL

The Secretary called the roll and the motion by Senator Walgren carried by the following vote: Yeas, 27; nays, 15; absent or not voting, 1; excused, 6.

Voting yea: Senators Bausch, Bottiger, Conner, Day, Donohue, Fleming, Gaspard, Goltz, Lysen, Marsh, Moore, Odegaard, Peterson, Rasmussen, Ridder, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren Williams, Wilson, Wojahn, Woody—27.

Voting nay: Senators Bluechel, Clarke, Gallagher, Gould, Guess, Lee, Lewis, Matson, Morrison, Newschwander, North, Pullen, Quigg, Scott, Wanamaker—15.

Absent or not voting: Senator Henry—1.

Excused: Senators Benitz, Hayner, Jones, Keefe, McDermott, Sellar—6.

The motion by Senator Clarke was laid upon the table.

MESSAGE FROM THE HOUSE

April 25, 1979.

Mr. President: The House has receded from its amendment on page 1, line 27, to SUBSTITUTE SENATE BILL NO. 2192 and has passed the bill without the said House amendment, and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

The President declared the question before the Senate to be the roll call on final passage of Substitute Senate Bill No. 2192, as amended by the House.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 2192, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 40; nays, 3; excused, 6.

Voting yea: Senators Bausch, Bottiger, Clarke, Conner, Day, Donohue, Fleming, Gallagher, Gaspard, Goltz, Gould, Hansen, Henry, Lee, Lewis, Lysen, Marsh, Matson, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—40.

Voting nay: Senators Bluechel, Guess, Scott—3.

Excused: Senators Benitz, Hayner, Jones, Keefe, McDermott, Sellar—6.

SUBSTITUTE SENATE BILL NO. 2192, as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Marsh, the Senate commenced consideration of the House Message on Substitute House Bill No. 80.

MESSAGE FROM THE HOUSE

April 26, 1979.

Mr. President: The House has concurred with the Senate amendment to SUBSTITUTE HOUSE BILL NO. 80 on page 3, line 1, but does not concur with the

Senate amendment on page 2, line 34 and asks the Senate to recede therefrom, and said bill, together with the Senate amendments thereto, are herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

MOTION

Senator Day moved the Senate do recede from its amendment to page 2, line 34 to Substitute House Bill No. 80.

Debate ensued.

POINT OF INQUIRY

Senator Clarke: "Mr. President, I still have some concern. The purpose of the amendment, I think the intent of the majority of the Senators who voted for that particular amendment was to endeavor to make some practicability to this particular legislation. As the bill without that amendment mandates in all instances, regardless of what the department does, that they pay one hundred percent of the prevailing wages and the Senate amendment took that down which mandated sixty percent.

"Now it is true that the department, if they so desire, could pay one hundred percent and in many instances or some instances they may want to do this, but without the amendment, we are mandating one hundred percent. So if the department finds a situation where they feel and everybody else feels that it would be advantageous to enter into a contract which was somewhat less than one hundred, then they could not go below sixty but they could go anywhere between sixty and one hundred.

"Now I do not think that we should be influenced by the fact that the department says that since this does provide, in effect, a floor, that they are going to at least at the present time exercise their discretion not to use the floor but to pay the full one hundred percent. I still think that we are severely handicapping this piece of legislation and preventing circumstances which might be desirable for the inmates, the department, the contractor and everybody else if we leave in here the mandate of one hundred percent.

"Now I think the argument itself indicates the necessity for the amendment and I do not see why the House or anybody else objects to it, because if the discretion is still there to go to one hundred percent, then we leave that flexibility but why do we mandate a hundred percent at a legislative level? I still cannot understand that. Maybe Senator Day or somebody else can explain it to me."

Senator Day: "Yes, Senator Clarke, I can and I agree with most of what you said in substance. In fact, if you will recall that we worked the thing out here the other day, but we find in chapter 19 there is a section relative to prison goods and we have already mandated one hundred percent, so that if we pass this there would be a conflict in the statutes. One statute would say one thing and the other one would say the other. One would say not less than sixty percent and the other would mandate one hundred percent, which means that it is already mandated one hundred percent. But my understanding when I stood up here, from staff, that Senator Guess had knowledge of this and others and that they had accepted it and understood it, did not like it, but that was the way it was and that we were not wanting to lose the bill and so we were just going to back off of our amendment and pass it and that was it."

Senator Clarke: "My response to that would be that if there is some other statute that needs correction, maybe at some future date we can address that but in the interim, as long as the department still has discretion to go to one hundred percent, I cannot see any objection whatsoever to leaving this at the sixty percent level, so what you are doing is that in order to accomplish what apparently is the intent of

the Senate, you are simply saying that we ought to not only change this but also change some other statute."

POINT OF INQUIRY

Senator Rasmussen: "Senator Day, it would appear to me in reading the law, the proposed bill here, that this would relate—it would take some research in the other aspects of the law—but the secretary may lease or permit the use of a portion. I would think that this would apply where the secretary had permitted the lease of a portion of our institution and so that this sixty percent would relate particularly to that, not to prison industries as such, which would be covered under the other law, and I think we should insist on our position on this amendment."

Senator Day: "Of course, I am willing to insist on our position. I just think that if there is a danger of losing the bill and if we do not accomplish anything actually at this moment by the amendment, I felt that the thing to do was to recede and pass the bill and then next session we will sponsor a bill and we will put two sections in it. We will amend both chapter 19 and this section and bring the thing into conformance with our thinking. Now we can do it either way."

Further debate ensued.

There being no objection, on motion of Senator Day the motion that the Senate recede from its amendment to page 2, line 34 to Substitute House Bill No. 80 was withdrawn.

MOTION

On motion of Senator Day, the Senate insists on its position on the Senate amendment to page 2, line 34 to Substitute House Bill No. 80 and again asks the House to concur thereto.

MOTION

On motion of Senator Marsh, the Senate resumed consideration of the House Message on Substitute Senate Bill No. 2317.

On April 18, 1979, Senator Ridder had moved the Senate do concur in the House amendments. At that time the House Message and motion were held for later consideration by Senator Morrison.

MESSAGE FROM THE HOUSE

April 9, 1979.

Mr. President: The House has passed **SUBSTITUTE SENATE BILL NO. 2317** with the following amendments:

On page 1, line 5 of the title, after "RCW;" strike "and" and on line 6, after "section" insert "; and declaring an emergency"

On page 2, line 18, after "benefits to" insert "less than"

On page 3, after Sec. 4, insert a new section to read as follows:

"NEW SECTION. Sec. 5. This act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect immediately.", and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

The motion by Senator Ridder carried and the Senate concurred in the House amendments to Substitute Senate Bill No. 2317.

POINT OF INQUIRY

Senator Morrison: "Senator Ridder, there is a problem with this bill and I think I would agree that the House has had plenty of time to send over the measure that was to take its place. Is it your feeling that if we proceed to pass this bill that you have sponsored, that we also will consider the change which should be coming over from the House?"

Senator Ridder: "Yes, indeed. Mr. President and members, there was some language which was discussed when the bill was in the Senate committee and was not incorporated. It again went through the total House committee and was not incorporated and at the last minute the department seems to think that they have some language difficulty. They do have a vehicle to which they can attach it in the House if they choose to do so and make their case there, so I would urge that we pass this particular bill at this time."

The President declared the question before the Senate to be the roll call on final passage of substitute Senate Bill No. 2317, as amended by the House.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 2317, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 43; excused, 6.

Voting yea: Senators Bausch, Bluechel, Bottiger, Clarke, Conner, Day, Donohue, Fleming, Gallagher, Gaspard, Goltz, Gould, Guess, Hansen, Henry, Lee, Lewis, Lysen, Marsh, Matson, Moore, Morrison, Newschwander, North, Odegard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Scott, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—43.

Excused: Senators Benitz, Hayner, Jones, Keefe, McDermott, Sellar—6.

SUBSTITUTE SENATE BILL NO. 2317, as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Marsh, the Senate commenced consideration of the House Message on Engrossed Senate Bill No. 2905.

MESSAGE FROM THE HOUSE

April 27, 1979.

Mr. President: The House has passed ENGROSSED SENATE BILL NO. 2905 with the following amendments:

On page 3, beginning on line 16, after "(3)" delete all material down to and including "competency" on line 17 and insert "Any person who has been issued an electrical training certificate"

On page 4, line 9, after "education," delete all material down to and including "duration" on line 10 and insert "may work without direct on-site supervision"

On page 9, line 8, after "individual" insert "for purposes of this chapter"

On page 9, line 9, after "learning certificate" delete all material down to and including "chapter" on line 10

On page 9, line 11, after "apparatus" insert "for light, heat, or power"

On page 9, line 23, after "general" insert "or the prosecuting attorney of the county wherein the alleged violation arose", and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

MOTION

Senator Morrison moved the Senate do concur in the House amendments to Engrossed Senate Bill No. 2905.

MOTION

On motion of Senator Van Hollebeke, the House Message on Engrossed Senate Bill No. 2905, together with the motion by Senator Morrison, was ordered held for further consideration on Monday, April 30, 1979.

MESSAGE FROM THE HOUSE

April 25, 1979.

Mr. President: The House has receded from its amendments to ENGROSSED SUBSTITUTE SENATE BILL NO. 2532 and has passed the bill without the House amendments, and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

MOTION

On motion of Senator Walgren, the Senate advanced to the sixth order of business.

SECOND READING

SUBSTITUTE HOUSE BILL NO. 1034, by Committee on Transportation (originally sponsored by Representatives Martinis and Wilson):

Granting certain cities the authority to raise revenues for certain highway improvements.

The bill was read the second time by sections.

On motion of Senator Talmadge, the rules were suspended, Substitute House Bill No. 1034 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator North: "I agree with Senator Rasmussen. I think that the route far preferable would be bonding and I wanted to ask you, Senator Talmadge, has the city of Seattle given consideration to making this a toll bridge facility, using bonds and then using the toll revenue to pay off those bonds over a period of years?"

Senator Talmadge: "Yes, Senator. The city of Seattle has. In response to the questions that you and Senator Rasmussen have raised, the city of Seattle has about forty-four to forty-seven million dollars in bonding capacity, limited general obligation bond capacity, but the city of Seattle is already committed to building two police precinct stations from that bonding capacity and is also committed on the Westlake Mall project, a substantial downtown Seattle economic development project, so that that councilmatic bonding authority is substantially committed already.

"With respect to the toll facility, the city of Seattle has examined the toll facility repeatedly and will continue to do so. The problem is that we need to commit funds now so that the project can go to the design stage. Without going to the design stage, we cannot even consider a toll authority. The other substantial problem is, the West Seattle Bridge corridor is in a large industrial area and Bethlehem Steel has a

very large plant immediately near the bridge. A number of other large industries are located near that bridge.

"The environmental protection agency of the federal government has some substantial concerns about the pollution levels in that basin. If we have sixty-five thousand cars a day, something similar to a toll bridge facility on I-5 or maybe I-90, there would be substantial amounts of pollutants created by the back-up of cars waiting to go through the toll facility. The city is going to explore a number of alternative possibilities with respect to a toll, including the computer type of toll booth or the possibility of the deep dish things in which people pitch quarters or whatever into the dish, but I think we need to have this authority now in order to proceed to even consider that possibility and the city will consider that possibility."

Senator North: "Thank you. My second question has to do with the financing of this project. We all know that the source of money has come from the federal government, from state funds, from the county, from the city of Seattle, from the port of Seattle, forward thrust money also, to total roughly one hundred and ninety-seven million. Out of all that one hundred and ninety-seven million, the port district has contributed ten million and who stands to benefit the most out of a high level bridge allowing greater ocean travel going up the Duwamish, future development? The port obviously has the most to gain out of this whole project. Does the city of Seattle have any intent to press the port for additional funding to carry its fair share of the load?"

Senator Talmadge: "Yes, Senator North, the city of Seattle does intend to press the port of Seattle for additional contributions to the West Seattle Bridge project. In fact, I intend to press the port of Seattle for similar contributions. I think it is very clear that the port will benefit by this facility. I believe also that we potentially can build the project for less than the one hundred and ninety-seven million dollars sketched in the environmental impact statement.

"Senator Henry has expressed a concern along those lines and perhaps we can do it for something a little bit cheaper than one hundred and ninety-seven million dollars and we intend to press in the design and construct phase to keep the cost down and to explore the possibility of raising additional funds from the port, but you have to understand that at this stage of the game, this is the first time in the long history of this project that the port of Seattle has even considered making any kind of commitment and it is through the work of Councilwoman Williams that we have been able to raise the ten million from the port. We are going to continue to keep on the back of the port of Seattle and the other jurisdictions involved to contribute the maximum degree possible for the facility."

Senator North: "Thank you, Senator. Given these two assurances, I can support the bill. The sales tax or the increased gasoline tax is not palatable and I am glad to know that the city will pursue these other two alternatives."

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 1034 and the bill passed the Senate by the following vote: Yeas, 29; nays, 14; excused, 6.

Voting yea: Senators Bausch, Conner, Day, Donohue, Fleming, Gaspard, Goltz, Gould, Guess, Hansen, Henry, Lee, Marsh, Moore, North, Odegaard, Peterson, Pullen, Quigg, Ridder, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Wojahn, Woody—29.

Voting nay: Senators Bluechel, Bottiger, Clarke, Gallagher, Lewis, Lysen, Matson, Morrison, Newschwander, Rasmussen, Scott, Shinpoch, Williams, Wilson—14.

Excused: Senators Benitz, Hayner, Jones, Keefe, McDermott, Sellar—6.

SUBSTITUTE HOUSE BILL NO. 1034 having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Marsh, the Senate returned to the fifth order of business.

INTRODUCTION AND FIRST READING

ENGROSSED SUBSTITUTE HOUSE BILL NO. 894, by Committee on Social and Health Services (originally sponsored by Representatives Kreidler, Zimmerman, Valle, D. Nelson, Burns and Lux (by Department of Social and Health Services):

Regulating sources and uses of radiation.

Referred to Committee on Social and Health Services

HOUSE BILL NO. 1109, by Representatives Oliver, Bender, Schmitten, Bond and Dawson:

Appropriating funds for emergency preparedness programs.

Referred to Committee on Ways and Means

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1147, by Committee on Judiciary (originally sponsored by Representatives Walk, Schmitten, Pruitt, Fancher, Hughes, Haley, Grimm, Brown and Adams):

Providing for a state-wide special inquiry judge proceeding.

Referred to Judiciary Committee

ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 1239, by Committee on Local Government (originally sponsored by Representatives King, Haley, Adams, Scott, Nelson (G.A.), Bender, Gruger, Whiteside and Charnley):

Authorizing a six-year levy solely for emergency medical services upon approval by the voters of cities, counties, towns and other taxing districts.

Referred to Committee on Local Government

HOUSE JOINT RESOLUTION NO. 22, by Representatives O'Brien, Zimmerman, Garrett, Nelson (Gary), Sommers, Bauer, Galloway, Teutsch, Heck and Taller:

Providing the means to pay the indebtedness on public development projects.

Referred to Committee on Ways and Means

MOTION

On motion of Senator Marsh, the Senate returned to the fourth order of business.

MESSAGE FROM THE HOUSE

April 17, 1979.

Mr. President: The House has receded from its amendment to SUBSTITUTE SENATE BILL NO. 2375 on page 1, line 28, and has passed the bill without the amendment, and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

The President declared the question before the Senate to be the roll call on final passage of Substitute Senate No. 2375, as amended by the House.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 2375, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 43; excused, 6.

Voting yea: Senators Bausch, Bluechel, Bottiger, Clarke, Conner, Day, Donohue, Fleming, Gallagher, Gaspard, Goltz, Gould, Guess, Hansen, Henry, Lee, Lewis, Lysen, Marsh, Matson, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Scott, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—43.

Excused: Senators Benitz, Hayner, Jones, Keefe, McDermott, Sellar—6.

SUBSTITUTE SENATE BILL NO. 2375, as amended by the House, 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 11:35 a.m., on motion of Senator Walgren, the Senate adjourned until 11:00 a.m., Monday, April 30, 1979.

JOHN A. CHERBERG, President of the Senate.
SIDNEY R. SNYDER, Secretary of the Senate.

FORTY-FIRST DAY

MORNING SESSION

Senate Chamber, Olympia, Monday, April 30, 1979.

The Senate was called to order at 11:00 a.m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senators Benitz, Bottiger, Clarke, Donohue, Fleming, Keefe, North, Rasmussen, von Reichbauer and Wojahn. On motion of Senator Jones, Senators Benitz, Clarke and North were excused. On motion of Senator Wilson, Senators Bottiger, Donohue, Fleming, Keefe, Rasmussen, von Reichbauer and Wojahn were excused.

The Color Guard, consisting of Pages Catherine Udall and Bruce Vetch, presented the Colors. Reverend David Kratz, pastor of United Presbyterian Church of Olympia, offered the following prayer:

"O WONDERFULLY MYSTERIOUS GOD, WHO COMES TO US ALWAYS AS SOMETHING, SOMEONE HOLY; SOMETHING OR SOMEONE OTHER THAN OUR OWN DESIRES; SOMEONE, SOMETHING OTHER THAN OUR OWN SELFISH INTERESTS; A CREATIVE INSIGHT, A HUMAN NEED, A WORD OF COMFORT IN A TROUBLING TIME, A GRAND PURPOSE FOR THE LIVING OUR DAYS. COMING TO US, ONLY YOU HAVE THE POWER TO LIFT US OUT OF OURSELVES AND THE TREADMILLS OF OUR MINDS, WHICH RUN AND SPIN, BUT SEEM TO ONLY RETRACE THE FULL, BORING STEPS OF OUR OWN IMPRINTS, FAMILIAR TERRITORY LEADING NOWHERE.

"TO YOU ALL GENERATIONS OF MEN AND WOMEN HAVE TURNED TO GIVE THANKS FOR THE GIFT OF THEIR DAYS AND TO SEEK OUT THE HIGHER WISDOM AND THE GRANDER DESIGN WITHIN OUR LIVES FIND MEANING AND PURPOSE. TO YOU NOW WE IN OUR OWN DAY TURN, REMEMBERING THE WORDS OF THAT POET SO LONG AGO: 'SO TEACH US TO NUMBER OUR DAYS THAT WE MAY GAIN A HEART OF WISDOM'.

"MAY THE BREVITY OF OUR DAYS NOT SINK US INTO DESPERATE SCRAMBLING, BUT LIFT US TO A MORE NOBLE PURPOSE, AS YOU COME TO MEET US IN THE MIDST OF OUR TIME. AND SINCE WE KNOW HOW INCAPABLE WE ARE OF GRANTING TO OUR WORKS, OUR SWEAT AND OUR EFFORTS AND LASTING IMPACT, AN ENDURING VALUE WE ECHO HIS PSALM ONCE MORE: 'ESTABLISH THOU THE WORKS OF OUR HANDS UPON US, YEA, THE WORKS OF OUR HANDS ESTABLISH THOU IT'.

"AND SINCE WE CAN NEVER BE CERTAIN THAT WE POSSESS YOUR WISDOM, SINCE OUR VISIONS ARE CLOUDED BY OUR SHORT-SIGHTEDNESS, AND SINCE WE ARE INCAPABLE OF INSURING OUR OWN VALUE WE PRAY: 'MAY THE WORDS OF OUR MOUTHS AND THE THOUGHTS OF OUR HEARTS BE ACCEPTABLE IN YOUR SIGHT, OUR STRENGTH AND THE REDEEMER OF OUR TIME'. AMEN."

MOTION

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

REPORT OF STANDING COMMITTEE

April 25, 1979.

SENATE BILL NO. 3065, relating to redistricting and reapportionment (reported by Committee on Constitution and Elections):

MAJORITY recommendation: That Third Substitute Senate Bill No. 3065 be substituted therefor, and that Third Substitute Senate Bill No. 3065 do pass.

Signed by: Senators Woody, Chairman; Bottiger, Henry, Lewis, Marsh, Peterson, Pullen.

MOTION

On motion of Senator Walgren, the rules were suspended, Senate Bill No. 3065 was advanced to second reading and placed on today's second reading calendar.

REPORT OF STANDING COMMITTEE

April 25, 1979.

HOUSE JOINT RESOLUTION NO. 31, establishing a redistricting commission (reported by Committee on Constitution and Elections):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Woody, Chairman; Bottiger, Hayner, Henry, Lewis, Marsh, Peterson.

MOTION

On motion of Senator Walgren, the rules were suspended, House Joint Resolution No. 31 was advanced to second reading and placed on today's second reading calendar.

MOTION

On motion of Senator Walgren, the Senate resumed consideration of the House Message on Engrossed Senate Bill No. 2905.

On Saturday, April 28, 1979, Senator Morrison moved the Senate do concur in the House amendment to Engrossed Senate Bill No. 2905.

POINT OF INQUIRY

Senator Odegaard: "Senator Morrison, where you have changed, I believe, the language there was a 'not' on line 16."

Senator Morrison: "Senator Odegaard, I believe if you will look at that you will find that the change is to specify that the person who is certified, that is, who has a training certificate, and the House reversed it so they got away from double negatives and came to the actual mention of a person who has a training certificate then can proceed to do the steps as outlined in the first part of the bill."

Senator Odegaard: "There is really no change then in the intent?"

Senator Morrison: "No. I think we said something about a person who has not received their journeyman status and they said something about a person who is certified as a trainee. There is a step here where, before you can start the training, you have to receive a certificate which says you are proceeding through the steps, so it does not at all reverse the intent of the original bill. This is, by the way, supported by the contractors, large and small, as well as the building and trades council, who have worked on this measure very definitely."

Senator Odegaard: "Thank you, Senator Morrison."

The motion by Senator Morrison carried.

The President declared the question before the Senate to be the roll call on Engrossed Senate Bill No. 2905, as amended by the House.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 2905, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 39; nays, 1; excused, 9.

Voting yea: Senators Bausch, Bluechel, Conner, Day, Gallagher, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Lysen, Marsh, Matson, McDermott, Moore, Morrison, Newschwander, Odegaard, Peterson, Pullen, Quigg, Ridder, Scott, Sellar, Shipoch, Talley, Talmadge, Van.Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Woody—39.

Voting nay: Senator Wilson—1.

Excused: Senators Benitz, Bottiger, Clarke, Donohue, Fleming, Keefe, North, Rasmussen, Wojahn—9.

ENGROSSED SENATE BILL NO. 2905, as amended by the House, 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.

MOTIONS

On motion of Senator Walgren, the Senate advanced to the sixth order of business.

On motion of Senator Walgren, the Senate commenced consideration of Substitute House Bill No. 311.

SECOND READING

SUBSTITUTE HOUSE BILL NO. 311, by Committee on Judiciary (originally sponsored by Representatives Newhouse, Knowles, Winsley and Clayton) (by Judicial Council request):

Decriminalizing certain motor offenses.

REPORT OF STANDING COMMITTEE

April 20, 1979.

SUBSTITUTE HOUSE BILL NO. 311, decriminalizing certain motor vehicle offenses (reported by Judiciary Committee):

MAJORITY recommendation: Do pass with the following amendments:

On page 6, strike everything after the enacting clause, and insert the following:

"Section 1. Section 3, chapter 212, Laws of 1977 ex. sess. and RCW 43.101-.210 are each amended to read as follows:

(1) Costs of criminal justice training shall be borne in part by those who necessitate the establishment and maintenance of the criminal justice system.

(2) In each instance of bail forfeiture or monetary penalty paid in lieu of a court appearance attendant to any violation of a law of this state or an ordinance of a city or county except an ordinance relating to vehicles unlawfully left or parked, an assessment which shall be in addition to such bail forfeited or penalty paid shall be collected and forwarded within thirty days of receipt of such assessment by the clerk of the court, or the county treasurer, to the state treasurer to be deposited in an account within the state general fund to be known as the criminal justice training account, hereby created, funds from which shall be appropriated by law to the Washington state criminal justice training commission as established by chapter 43.101 RCW. The amount of the assessment shall be as follows:

(a) When forfeiture or penalty is ten dollars to nineteen dollars and ninety-nine cents, three dollars;

(b) When forfeiture or penalty is twenty dollars to thirty-nine dollars and ninety-nine cents, five dollars;

(c) When forfeiture or penalty is forty dollars to fifty-nine dollars and ninety-nine cents, seven dollars;

(d) When forfeiture or penalty is sixty dollars to ninety-nine dollars and ninety-nine cents, twelve dollars; and

(e) When forfeiture or penalty is one hundred dollars or more, fifteen dollars.

(3) When any deposit of bail is made for a violation to which this section applies, the person making such deposit shall also deposit a sufficient amount to include the assessment prescribed in subsection (2) of this section.

(4) When bail is forfeited or a penalty paid, the assessment prescribed in this section shall be forwarded to the state treasurer pursuant to this section. If bail is returned, the assessment made thereon shall also be returned.

NEW SECTION. Sec. 2. This 1979 act shall take effect on July 1, 1980."

On page 1, in line 1 of the title, after "Relating to" strike the remainder of the title, and insert "bail forfeitures and monetary penalties for motor vehicle offenses; amending section 3, chapter 212, Laws of 1977 ex. sess. and RCW 43.101.210; and providing an effective date."

Signed by: Senators Marsh, Chairman; Talmadge, Vice Chairman; Bottiger, Clarke, Hayner, Jones.

The bill was read the second time by sections.

On motion of Senator Marsh, the committee amendment was adopted.

On motion of Senator Marsh, the committee amendment to the title was adopted.

On motion of Senator Marsh, the rules were suspended, Substitute House Bill No. 311, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 311, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 28; nays, 14; excused, 7.

Voting yea: Senators Bausch, Bluechel, Conner, Day, Donohue, Gallagher, Gaspard, Gould, Guess, Hansen, Hayner, Henry, Lee, Marsh, Matson, Morrison, Newschwander, Peterson, Quigg, Scott, Shinyoch, Talley, Talmadge, Walgren, Wanamaker, Williams, Wojahn, Woody—28.

Voting nay: Senators Goltz, Jones, Lewis, Lysen, McDermott, Moore, Odegaard, Pullen, Ridder, Sellar, Van Hollebeke, Vognild, von Reichbauer, Wilson—14.

Excused: Senators Benitz, Bottiger, Clarke, Fleming, Keefe, North, Rasmussen—7.

SUBSTITUTE HOUSE BILL NO. 311, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Walgren, the Senate commenced consideration of Engrossed Substitute House Bill No. 1031.

SECOND READING

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1031, by Committee on Transportation (originally sponsored by Representatives Martinis and Wilson):
Directing various transportation studies.

REPORT OF STANDING COMMITTEE

April 24, 1979.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1031, directing various transportation studies (reported by Committee on Transportation):

MAJORITY recommendation: Do pass with the following amendments:

On page 1, strike everything after the enacting clause and insert the following:

"NEW SECTION. Section 1. The legislative transportation committee, in consultation with the house and senate standing committees on transportation, is authorized to conduct the following studies and activities and such other studies and activities as it deems appropriate, may employ consultants, and shall report findings and recommendations, as appropriate, to the legislature during or prior to the 1981 regular legislative session:

(1) Develop policies and criteria to be used by the legislature to determine relative priorities for use of state motor vehicle fund revenues by state agencies;

(2) An analysis of local public transportation plans and programs, with emphasis on the 1980-1985 period, in coordination with appropriate municipalities and the department of transportation;

(3) The procedural and fiscal feasibility of a program requiring:

(a) That the transportation commission adopt and designate a uniform state standard for emergency traffic signals;

(b) That the department of transportation install and maintain such signals on state highways;

(4) The role of rail transportation in the state's economy;

(5) The need for a program of periodic registration and inspection of carriers of hazardous cargo on the highways of the state; the study to address the appropriate agency to conduct the program, and how most effectively to integrate such a program with existing local and federal programs;

(6) A review of the effectiveness of existing statutes relating to drunk drivers and the judicial and administrative procedures implementing such statutes;

(7) The feasibility of integrating bus and rail intercity transportation, especially between small towns; the study to assess the legal and logistical possibility of attaching rail passenger cars to scheduled freight trains;

(8) A study of alternate methods of financing the state ferry system through a more equitable assessment of property benefited by ferry service; the study to include a detailed search of potential federal funds to assist in relieving the impact west of Puget Sound caused by federal installations and forest lands, as well as alternative methods of taxation of value added to property by reason of the access the ferries provide;

(9) A policy on contracting for maintenance work on highway rights of way with private firms. The committees may have meetings with contractors to assess their interest, and determine whether such work could be completed more economically through such contracts;

(10) Review, in cooperation with the department of transportation and other appropriate agencies, methods by which the public may share in the benefits created by new transportation facilities through value capture financing;

(11) The feasibility of a program to refund the use tax on gasoline or diesel fuel purchased by commercial fishermen when used beyond the state's three-mile limit;

(12) A study of the need for and feasibility of high speed passenger-only ferry service in the inner waters of Puget Sound, particularly between the high density population centers of southern Puget Sound;

(13) A study of increasing costs and diminishing supplies of asphalt in state highway construction and maintenance, and the feasibility of an alternative paving material, other than reinforced concrete, that may be used in place of asphalt paving;

(14) A study to determine the means and effects of deregulation and the alternatives to regulation of intrastate transportation activities under the utilities and transportation commission, including air, land, rail, water, and pipeline modes of transportation for compensation;

(15) A study of the feasibility and desirability of a program by which the taxicab industry would be regulated by the utilities and transportation commission;

(16) A program designed to inform the public of the benefits of ride sharing including the development of legislation that could stimulate interest in ride-sharing programs among individual citizens;

(17) A study of the effect of the possible loss of fuel tax revenues caused by apparent fuel shortages and allocation procedures;

(18) A review of appraisal practices used by the department of transportation in the exercise of eminent domain including a review of statutes relating to judicial review of disputed assessments;

(19) Review development and implementation of automobile emission reduction programs by the United States Environmental Protection Agency and in accordance with chapter ... (SHB 298), Laws of 1979 1st ex. sess. to determine whether such implementation jeopardizes federal transportation and/or highway funds or interferes with the orderly planning process for state and local surface transportation needs;

(20) A review of the effects of the Hood Canal Bridge sinking, and the department of transportation's effort to provide interim transportation services for users of that corridor. Such review shall include: (a) An examination of the need to relocate existing ferry terminals; (b) interim transportation measures required as a result of the bridge loss, including ferry service across Puget Sound and Hood Canal; and (c) the effect on local communities of changing transportation patterns, including a review of state route 101 between Shelton and Discovery Bay to determine safety impacts of increased traffic, and its effect on law enforcement efforts;

(21) Monitor the creation of new, or the improvement of existing, transit systems within the state;

(22) In concert with public transportation operating authorities, a study of methods to insure better security from unlawful conduct for transportation system patrons and operating personnel. Such study shall concern itself with not only transit bus operations, but shall include security on ferry vessels and in terminals, as well as other modes of public conveyance;

(23) A study to determine how the ferry system and local governments can better coordinate in regard to local facilities, with or without state funding or other assistance, for the mutual benefit of community residents and patrons of the ferry system. Such study shall also include an evaluation of the negative effects of ferry terminals and local programs upon each other and methods to resolve these problems (including, but not limited to, traffic congestion, accident rates due to traffic flow, and local plans);

(24) A review, in conjunction with the transportation commission, of the use of motor vehicle funds to improve access to states facilities of higher education;

(25) A study, in conjunction with the Washington utilities and transportation commission, as to the necessity of safety inspections of private carriers and the feasibility thereof;

(26) Study motor vehicle equipment and motor vehicle modifications in conjunction with state and federal standards for motor vehicles, and determine if existing equipment regulations reflect the current state-of-the-art in motor vehicle safety;

(27) An evaluation of property acquisition and disposal procedures of the department of transportation and an updating and consolidation of statutes pertaining thereto;

(28) Explore the use of improved public transportation services as a means of better serving residents of areas served by the state ferry system, as well as a means of reducing vehicle overloads on any state ferry routes;

(29) Evaluate existing statutes relating to public transportation and make recommendations for clarification and consolidation of such statutes;

(30) A review of current statutes relating to vessel pilotage, including the establishment of a training program for new ship pilots, and the establishment of a mandatory retirement program for pilots.

NEW SECTION. Sec. 2. The legislative transportation committee and the transportation commission may jointly conduct the following studies and report their findings and recommendations to the 1981 legislative session:

(1) The feasibility of potential corridors which would include preliminary engineering, social, economic, and environmental analyses of a third bridge across the Columbia river between Clark county, Washington, and Oregon. Such study shall be based on, and be a continuation of, the January, 1979, third bridge study which developed and evaluated travel demands on potential crossings of the lower Columbia river between the vicinities of Camas and Woodland. The transportation commission and the department of transportation shall make every effort to obtain the cooperation of the Oregon transportation commission, the Oregon department of transportation, and the Portland metropolitan service district in conducting the study;

(2) The feasibility of a new east-west highway between state route number 181 and state route number 516 in the vicinity of South 277th street between Kent and Auburn; the study to be conducted by the state department of transportation in cooperation with King county and the municipalities affected;

(3) A study of the potential need and feasibility of constructing a bridge across the Cowlitz river between Interstate 5 in the vicinity of Rocky Point and state route number 411 in the vicinity of Lexington, in Cowlitz county;

(4) The feasibility of reconstructing state route number 195 into a four-lane highway between Plaza and Rosalia and between Colfax and Pullman;

(5) The feasibility of constructing a four-lane limited access highway along the alignment of state route number 395 from Pasco to Ritzville;

(6) The feasibility of constructing a four-lane limited access highway along the alignment of state route number 17 from Othello to Moses Lake;

(7) A study of the need to construct an interchange to bypass the Woodinville community on state route number 522 near Northeast 190th and Northeast 195th in King county; such study to be completed by December 1, 1979;

(8) The feasibility and cost of improving the Black Lake interchange on state route number 101 near Olympia; the study to examine methods of securing matching money from local jurisdictions or other public or private sources;

(9) The feasibility of assisting in the financing of the construction of a street along the Brandon street right of way between Delridge Way and Southwest Sixteenth avenue in West Seattle. The city of Seattle may be required to secure whatever federal, county, urban arterial board, or other assistance may be available to participate in this project;

(10) The feasibility of extending state route number 291 from the Stevens county line northwest of Spokane along the most feasible route to a junction with state route number 231;

(11) A study by the department of transportation of the transportation plans and program needs in the Kitsap and Pierce county area from the Hood Canal bridge location southerly through the Bremerton metropolitan area to, and including, the Narrows bridge.

The study shall analyze population growth trends throughout the study area, including the impact of existing and predicted industrial and military developments on existing facilities. The study shall analyze transportation needs and assess whether existing and planned transportation facilities are compatible with development patterns of residential, industrial, and agricultural uses. The department, in assessing the availability of revenues needed to meet the needs, shall explore all available sources, including federal programs. The study shall consider the feasibility of a regional public transportation system in the area, together with recommendations for funding such a system;

(12) A study of the long range requirements of ferry services between Southworth, Vashon Island, and Seattle. The study shall address:

(a) Facility and vessel capacity needs;

(b) Vessel scheduling needs;

(c) Public transit needs;

(d) Passenger-only service needs;

(e) Terminal access improvement needs; and

(f) The feasibility of alternate ferry routes from Southworth directly to downtown Seattle as well as from Vashon Island to downtown Seattle;

(13) A study of the feasibility of constructing state route number 528 from Marysville easterly to state route number 9;

(14) A study to determine the need for and financing of improvements to state route number 105 near Huntley road and West Harriman street in Aberdeen;

(15) An evaluation of the need for rerouting state route 101 in the vicinity of Sequim;

(16) An evaluation of the impact of state route 3 on the community of Shelton, and the need for improved traffic control devices to relieve congestion along that corridor;

(17) A study of access to state route 5 in the vicinity of Vancouver as it relates to new transportation projects in the area and the needs of the surrounding community;

(18) The feasibility and benefits of constructing the Ben Franklin dam on the Columbia river above Richland, together with locks necessary to facilitate barge traffic upriver, and the possibility of locating a toll bridge across the river at the dam site;

(19) The feasibility and desirability of realignment of a segment of state route 302 near Burley;

(20) The feasibility and desirability of widening state route 3 to four lanes between state route 304 and Kitsap Way in Bremerton;

(21) A review of department of transportation plans and proposals for changes in the intersections of state routes 16, 160, and 3, in the vicinity of Gorst;

(22) The desirability and feasibility of rerouting existing sections of state route 160 to bypass the city center of Port Orchard;

(23) A review of the transportation activities associated with the United States Navy Trident Facility, especially as they affect the city of Poulsbo and access to and from Poulsbo, including Bond Road and state route 305;

(24) A study of methods to provide improved access from state route 405 to the Evergreen Hospital, the Totem Lake shopping center, and the park and ride facility

at NE 132nd. Such study shall include consideration of the feasibility and desirability of constructing an interchange at NE 132nd.

Sec. 3. Section 1, chapter 201, Laws of 1973 1st ex. sess. as last amended by section 112, chapter 158, Laws of 1979 and RCW 44.40.070 are each amended to read as follows:

Prior to October 1st of each even-numbered year all state agencies whose major programs consist of transportation activities, including the department of transportation, the utilities and transportation commission, the urban arterial board, the Washington state patrol, the department of licensing, the traffic safety commission, the county road administration board, and the ~~((department of transportation))~~ board of pilotage commissioners, shall adopt or revise, after consultation with the legislative transportation committee, ~~((and/or senate and house transportation committees, a long range plan of not less than six years and))~~ a comprehensive six-year program and financial plan for all transportation activities under each agency's jurisdiction.

The ~~((long range))~~ comprehensive six-year program and financial plan shall state the general objectives and needs of each agency's major transportation programs, including workload and performance estimates.

~~((The comprehensive six-year program and financial plan shall be prepared in consonance with the long range plan and shall identify that portion of the long range plan to be accomplished within the succeeding six-year period.))~~

Sec. 4. Section 75, chapter 51, Laws of 1970 ex. sess. as amended by section 9, chapter 73, Laws of 1971 ex. sess. and RCW 47.17.370 are each amended to read as follows:

A state highway to be known as state route number 181 is established as follows:

Beginning at a junction with state route number 18 in the vicinity west of Auburn, thence northerly to a junction with state route number ~~((599 south of Seattle))~~ 405 in the vicinity of Tukwila.

NEW SECTION. Sec. 5. There is hereby appropriated from the general fund to the legislative transportation committee the sum of one hundred eighty-five thousand dollars, or so much thereof as may be necessary, for the biennium ending June 30, 1981, for the purpose of conducting a study of general aviation and intrastate air carriers operating in Washington. Such study shall address, but not be limited to, airport licensing, standards, and inspection, emergency landing facilities, economic and safety regulations of commercial intrastate carriers, aircraft registration and inspection, pilot regulations, and the development of procedures for effecting state and federal cooperative programs relating to aviation safety.

NEW SECTION. Sec. 6. This act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect on July 1, 1979."

On page 1, on line 1 of the title, after "transportation;" strike the remainder of the title and insert "amending section 1, chapter 201, Laws of 1973 1st ex. sess. as last amended by section 112, chapter 158, Laws of 1979 and RCW 44.40.070; amending section 75, chapter 51, Laws of 1970 ex. sess. as amended by section 9, chapter 73, Laws of 1971 ex. sess. and RCW 47.17.370; creating new sections; making an appropriation; providing an effective date; and declaring an emergency."

Signed by: Senators Henry, Chairman; Bluechel, Conner, Guess, Hansen, Lee, Peterson, Van Hollebeke.

The bill was read the second time by sections.

Senator Henry moved adoption of the committee amendment.

On motion of Senator Henry, the following amendments to the committee amendment were adopted:

On page 7 of the amendment, on line 18, after "pilots" strike "." and insert ";

On page 7 of the amendment, after line 18, insert the following:

"(31) A review of methods to improve bicycle safety and to encourage the use of bicycles for transportation and recreational purposes;

(32) A study of the effects of major developments on state highways; the study shall address the need for the department to have advance notice of such developments and the potential financial participation of the developer in constructing changes to the highway facility necessitated by the development."

On page 12, on line 26, after "132nd" strike "." and insert ";

On page 12, after line 26, insert the following:

"(25) An examination of the rerouting of state route 20 between state route 5 and Sedro Woolley as a joint development of the corridor with the United States Army Corps of Engineers and/or Puget Sound Power and Light Company if and when the Corps proceeds with plans for flood control projects in the Lower Skagit Valley and/or Puget Power proceeds with development of the Skagit Nuclear project requiring additional transportation services."

On page 14, beginning on line 27 of the committee amendment, strike all material through and including "is" on line 28, and insert the following:

"Sec. 6. Section 1, chapter 128, Laws of 1961 as last amended by section 1, chapter 7, Laws of 1979 1st ex. sess., by section 1, chapter 26, Laws of 1979 1st ex. sess., by section 1, chapter 29, Laws of 1979 1st ex. sess., and by section 50, chapter ... (EHB 101), Laws of 1979 1st ex. sess. and RCW 46.16.380 are each amended and reenacted to read as follows:

Any person who submits satisfactory proof to the director that he or she has lost both of his or her lower extremities, or has lost the normal or full use thereof, or is so severely disabled as to be unable to move without the aid of crutches or a wheelchair, or has lost both hands, or who suffers from lung disease to such an extent that forced expiratory respiratory volume, when measured by spirometry, is less than one liter per second, shall be entitled to receive a special card to be left in a vehicle in a conspicuous place, bearing distinguishing marks, letters, or numerals indicating that the vehicle is being used to transport such a disabled person. Such a disabled person shall also be entitled to receive for one motor vehicle only, a special decal to be affixed to the vehicle in a conspicuous place designated by the director, bearing distinguishing marks, letters, or numerals indicating that the vehicle is owned by or primarily used for such a disabled person. The disabled person is also entitled to receive, in lieu of the decal and regular motor vehicle license plates, special license plates bearing distinguishing marks, letters, or numerals indicating that the vehicle is owned by such a disabled person. Vehicles displaying the special license plate, card, or decal shall be entitled to use parking places otherwise reserved for physically disabled persons pursuant to chapter 70.92 RCW, or authority implemental thereof. Whenever the disabled person transfers or assigns his or her interest in the vehicle, the special decals or license plates shall be removed from the motor vehicle. Such person shall immediately surrender the decal to the director together with a notice of the transfer of interest in such vehicle. If another vehicle is acquired by, or for the primary use of, the disabled person, a new decal shall be issued by the director. Application for renewal, except for the permanently disabled who shall be issued a permanent card, must be made by January 10th of each renewal year together with satisfactory proof of the right to continued use of such special card and decal. If another vehicle is acquired by the disabled person and special plates are used, they shall be attached to the vehicle, and the director shall be immediately notified of the transfer of plates. If another vehicle is not acquired by the disabled person, the removed plates shall be immediately forwarded to the director to be reissued later upon payment of the regular registration fee.

The special license plates shall be renewed in the same manner and at the time required for the renewal of regular motor vehicle license plates under this chapter.

No special license plate may be issued to a person who is temporarily disabled. A person who is permanently disabled under this section shall be issued a permanent card. A person who is temporarily disabled under this section shall be issued a temporary card which shall be renewed, at such times as the director may require, by satisfactory proof of the right to continued use of the card.

No additional fees shall be charged for the issuance of the special card and decal, and, at the time the vehicle is originally licensed in this state, no additional fee may be charged for the issuance of the special license plates except the regular motor vehicle registration fee and any other fees and taxes required to be paid upon initial registration of a motor vehicle. On the effective date of this 1979 act, any disabled person who is entitled to receive a special license plate under this section and who has valid Washington state license plates for his or her motor vehicle shall be entitled to receive special license plates upon payment of the fee prescribed in RCW 46.16.270 and surrender of the existing plates.

The director shall promulgate such rules and regulations as he or she deems necessary to carry into effect this section.

Any unauthorized use of (~~(such distinguishing license plate,)~~) the special card (~~(or)~~), the decal, or the special license plate is a traffic infraction.

It is a traffic infraction for any person (~~(parking)~~) to park a vehicle in a parking place reserved for physically disabled persons pursuant to chapter 70.92 RCW, or authority implemental thereof, without a special license plate, card, or decal as in this section provided (~~(, shall be guilty of a misdemeanor. PROVIDED, That)~~). A person charged with a violation hereof shall not be (~~(convicted)~~) determined to have committed an infraction if he produces in court or prior to the court appearance the special license plate, special card, or special decal required hereunder or demonstrates he was entitled to the same at the time of being ticketed.

NEW SECTION. Sec. 7. Section 6 of this 1979 act shall take effect July 1, 1980. Sections 1 through 5 of this 1979 act are"

The motion by Senator Henry carried and the committee amendment, as amended, was adopted.

Senator Henry moved adoption of the committee amendment to the title.

On motion of Senator Henry, the following amendments to the committee amendment to the title were adopted:

On page 15 of the committee amendment, line 10 of the title amendment, after "44.40.070;" insert "amending and reenacting section 1, chapter 128, Laws of 1961 as last amended by section 1, chapter 7, Laws of 1979 1st ex. sess., by section 1, chapter 26, Laws of 1979 1st ex. sess., by section 1, chapter 29, Laws of 1979 1st ex. sess., and by section 50, chapter .. (EHB 101), Laws of 1979 1st ex. sess. and RCW 46.16.380;"

On page 15 of the committee amendment, line 16 of the title amendment, after "providing" strike "an effective date" and insert "effective dates"

The motion by Senator Henry carried and the committee amendment to the title, as amended, was adopted.

MOTION

On motion of Senator Henry, Engrossed Substitute House Bill No. 1031, as amended by the Senate, was ordered held to a later time.

MOTIONS

On motion of Senator Walgren, the Senate commenced consideration of gubernatorial appointment 179.

On motion of Senator Jones, Senator Sellar was excused.

CONFIRMATION OF GUBERNATORIAL APPOINTMENT

MOTION

On motion of Senator Goltz, the appointment of Ida Peterson as a member of the Board of Trustees, Community College District No. 9 was confirmed.

APPOINTMENT OF IDA PETERSON

The Secretary called the roll. The appointment was confirmed by the Senate by the following vote: Yeas, 42; excused, 7.

Voting yea: Senators Bausch, Bluechel, Clarke, Conner, Day, Donohue, Gallagher, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Lysen, Marsh, Matson, McDermott, Moore, Morrison, Newschwander, Odegaard, Peterson, Pullen, Quigg, Ridder, Scott, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—42.

Excused: Senators Benitz, Bottiger, Fleming, Keefe, North, Rasmusen, Sellar—7.

MOTIONS

On motion of Senator Jones, Senator Matson was excused.

On motion of Senator Walgren, the Senate commenced consideration of Substitute House Bill No. 1032.

SECOND READING

SUBSTITUTE HOUSE BILL NO. 1032, by Committee on Transportation (originally sponsored by Representatives Wilson and Martinis):

Authorizing bonds for completion of I-90.

The bill was read the second time by sections.

On motion of Senator Henry, the rules were suspended, Substitute House Bill No. 1032 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

POINT OF INQUIRY

Senator Wilson: "Senator Henry, I have only glanced quickly at the digest here but my question is whether the passage of this bill would have any effect one way or the other on street and road funds that counties and cities otherwise would receive?"

Senator Henry: "No, if you will remember the budget bill we passed the other day, there are six projects on there, including the James Keefe Memorial Bridge in Spokane, that will not be funded unless we change the cash flow into a bond issue at a future time."

Senator Wilson: "So the share of the gas tax that cities and counties receive will not be affected by passage of this bill?"

Senator Henry: "No."

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 1032, and the bill passed the Senate by the following vote: Yeas, 40; nays, 2; excused, 7.

Voting yea: Senators Bausch, Bluechel, Bottiger, Clarke, Conner, Day, Donohue, Gallagher, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Lysen, Marsh, Moore, Morrison, Newschwander, Odegaard, Peterson, Pullen, Quigg, Scott, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—40.

Voting nay: Senators McDermott, Ridder—2.

Excused: Senators Benitz, Fleming, Keefe, Matson, North, Rasmussen, Sellar—7.

SUBSTITUTE HOUSE BILL NO. 1032, 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.

MOTIONS

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

On motion of Senator Walgren, the Senate commenced consideration of Senate Resolution 1979-86.

On motion of Senator Bluechel, the following resolution was adopted:

SENATE RESOLUTION 1979-86

By Senators Bluechel, McDermott, Shinoch, Williams, Ridder, Lee, Jones, Talmadge and Moore:

WHEREAS, Inclusion of the arts in everyday life is an integral part of personal development, enhances the human environment, and promotes the quality of community life; and

WHEREAS, The arts are what endures in each society and are the legacy given to each generation; and

WHEREAS, We, as a people, have decreed it to be the right of all people to have access to the artistic wealth of our nation; and

WHEREAS, The Congress of the United States in Public Law 95-561 has found that "The arts should be an essential and vital component of every student's education;" and

WHEREAS, The Washington State Legislature has in the Basic Education Act of 1977 recognized the importance of the arts as a basic educational program for elementary and secondary school curricula; and

WHEREAS, The Governor's ARTSPLAN identifies the need for the general population's awareness of art, the need for teacher and administrator education in the arts, and the economic benefits generated through the arts; and

WHEREAS, The Office of the Superintendent of Public Instruction, the Seattle Center, the Seattle School District, and the greater Puget Sound arts community, in conjunction with the John F. Kennedy Center for the Performing Arts, Washington, D.C., will host the "Imagination Celebration," designed to showcase the successful partnership between schools and community arts resources; and

WHEREAS, The "Imagination Celebration" will provide a variety of quality performances and arts-related activities for all young people, including the handicapped and gifted, their teachers, and families throughout the entire state;

NOW, THEREFORE, BE IT RESOLVED, By the Senate of the State of Washington, That the Senate sets aside the week of May 14 through May 20, 1979, as Arts Imagination Celebration Week; and

BE IT FURTHER RESOLVED, That the Senate encourages the people and schools of the State of Washington to observe the week with appropriate programs and activities.

SIGNED BY THE PRESIDENT

The President signed:

SUBSTITUTE SENATE BILL NO. 2192,

SUBSTITUTE SENATE BILL NO. 2317,

SUBSTITUTE SENATE BILL NO. 2375,

SENATE BILL NO. 2462,
SUBSTITUTE SENATE BILL NO. 2532.

MOTION

At 11:50 a.m., on motion of Senator Walgren, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The President called the Senate to order at 1:30 p.m.

MOTION

At 1:30 p.m., on motion of Senator Marsh, the Senate was declared to be at ease until 1:45 p.m.

The President called the Senate to order at 1:45 p.m.

MOTIONS

On motion of Senator Walgren, the Senate returned to the fourth order of business.

On motion of Senator Walgren, the Senate commenced consideration of the House Message on Engrossed House Bill No. 335.

MESSAGE FROM THE HOUSE

April 25, 1979.

Mr. President: The House refuses to concur in the Senate amendments to ENGROSSED HOUSE BILL NO. 335 and asks the Senate to recede therefrom, and said bill, together with the Senate amendments thereto, is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

MOTION

Senator Goltz moved the Senate do recede from its amendments to Engrossed House Bill No. 335.

Debate ensued.

The motion by Senator Goltz failed on a rising vote.

The Senate refuses to recede from its amendments to Engrossed House Bill No. 335 and once again asks the House to concur thereto.

President Pro Tempore Henry assumed the Chair.

MOTION

On motion of Senator Walgren, the Senate commenced consideration of the House Message on Engrossed Substitute Senate Bill No. 2337.

MESSAGE FROM THE HOUSE

April 27, 1979.

Mr. President: The House has passed ENGROSSED SUBSTITUTE SENATE BILL NO. 2337 with the following amendments:

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Section 1. There is added to chapter 74.09 RCW a new section to read as follows:

The legislature finds and declares it to be in the public interest and for the protection of the health and welfare of the residents of the state of Washington that a proper regulatory and inspection program be instituted in connection with the providing of medical, dental, and other health services to recipients of public assistance and medically indigent persons. In order to effectively accomplish such purpose and to assure that the recipient of such services receives such services as are paid for by the state of Washington, the acceptance by the recipient of such services, and by practitioners of reimbursement for performing such services, shall authorize the secretary of the department of social and health services or his designee, to inspect and audit all records in connection with the providing of such services.

NEW SECTION. Sec. 2. There is added to chapter 74.09 RCW a new section to read as follows:

(1) No person, firm, corporation, partnership, association, agency, institution, or other legal entity, but not including an individual public assistance recipient of health care, shall, on behalf of himself or others, obtain or attempt to obtain benefits or payments under this chapter in a greater amount than that to which entitled by means of:

- (a) A wilful false statement;
- (b) By wilful misrepresentation, or by concealment of any material facts; or
- (c) By other fraudulent scheme or device, including, but not limited to:
 - (i) Billing for services, drugs, supplies, or equipment that were unfurnished, of lower quality, or a substitution or misrepresentation of items billed; or
 - (ii) Repeated billing for purportedly covered items, which were not in fact so covered.

(2) Any person or entity knowingly violating any of the provisions of subsection (1) of this section shall be liable for repayment of any excess benefits or payments received, plus interest on the amount of the excess benefits or payments at the rate of one percent each month for the period from the date upon which payment was made to the date upon which repayment is made to the state. Such person or other entity shall further, in addition to any other penalties provided by law, be subject to civil penalties. The secretary of social and health services may assess civil penalties in an amount not to exceed three times the amount of such excess benefits or payments: **PROVIDED**, That these civil penalties shall not apply to any acts or omissions occurring prior to the effective date of this act.

(3) All orders of the department assessing civil penalties shall become final twenty days after the same have been served unless a hearing is requested.

(4) A criminal action need not be brought against a person for that person to be civilly liable under this section.

(5) In all proceedings under this section, service, hearings, and judicial review of such determinations shall be in accordance with chapter 34.04 RCW.

(6) Civil penalties shall be deposited in the general fund upon their receipt.

NEW SECTION. Sec. 3. There is added to chapter 74.09 RCW a new section to read as follows:

Any person, firm, corporation, partnership, association, agency, institution or other legal entity, but not including an individual public assistance recipient of health care, that, without intent to violate this chapter, obtains benefits or payments under this code to which such person or entity is not entitled, or in a greater amount than that to which entitled, shall be liable for (1) any excess benefits or payments received, and (2) interest on the amount of the excess benefits or payments at the rate of one percent each month for the period from the date upon which payment was made to the date upon which repayment is made to the state: **PROVIDED**, That no person, firm, corporation, partnership, association, agency, institution, or other legal entity shall be liable for payment of interest when excess benefits or payments were obtained as a result of errors made by the department of social and

health services. Whenever a penalty or interest is due under section 2 or 3 of this act, such penalty or interest shall not be reimbursable by the state as an allowable cost under any of the provisions of this chapter.

NEW SECTION. Sec. 4. There is added to chapter 74.09 RCW a new section to read as follows:

Any person, including any corporation, that

(1) knowingly makes or causes to be made any false statement or representation of a material fact in any application for any payment under any medical care program authorized under this chapter, or

(2) at any time knowingly makes or causes to be made any false statement or representation of a material fact for use in determining rights to such payment, or knowingly falsifies, conceals, or covers up by any trick, scheme, or device a material fact in connection with such application or payment, or

(3) having knowledge of the occurrence of any event affecting (a) the initial or continued right to any payment, or (b) the initial or continued right to any such payment of any other individual in whose behalf he has applied for or is receiving such payment, conceals or fails to disclose such event with an intent fraudulently to secure such payment either in a greater amount or quantity than is due or when no such payment is authorized,

shall be guilty of a class C felony: **PROVIDED**, That the fine, if imposed, shall not be in an amount more than twenty-five thousand dollars, except as authorized by RCW 9A.20.030.

NEW SECTION. Sec. 5. There is added to chapter 74.09 RCW a new section to read as follows:

(1) Any person, including any corporation, that solicits or receives any remuneration (including any kickback, bribe, or rebate) directly or indirectly, overtly or covertly, in cash or in kind

(a) in return for referring an individual to a person for the furnishing or arranging for the furnishing of any item or service for which payment may be made in whole or in part under this chapter, or

(b) in return for purchasing, leasing, ordering, or arranging for or recommending purchasing, leasing, or ordering any goods, facility, service, or item for which payment may be made in whole or in part under this chapter,

shall be guilty of a class C felony: **PROVIDED**, That the fine, if imposed, shall not be in an amount more than twenty-five thousand dollars, except as authorized by RCW 9A.20.030.

(2) Any person, including any corporation, that offers or pays any remuneration (including any kickback, bribe, or rebate) directly or indirectly, overtly or covertly, in cash or in kind to any person to induce such person

(a) to refer an individual to a person for the furnishing or arranging for the furnishing of any item or service for which payment may be made, in whole or in part, under this chapter, or

(b) to purchase, lease, order, or arrange for or recommend purchasing, leasing, or ordering any goods, facility, service, or item for which payment may be made in whole or in part under this chapter,

shall be guilty of a class C felony: **PROVIDED**, That the fine, if imposed, shall not be in an amount more than twenty-five thousand dollars, except as authorized by RCW 9A.20.030.

(3) Subsections (1) and (2) of this section shall not apply to

(a) a discount or other reduction in price obtained by a provider of services or other entity under this chapter if the reduction in price is properly disclosed and appropriately reflected in the costs claimed or charges made by the provider or entity under this chapter, and

(b) any amount paid by an employer to an employee (who has a bona fide employment relationship with such employer) for employment in the provision of covered items or services.

(4) Subsections (1) and (2) of this section, if applicable to the conduct involved, shall supersede the criminal provisions of chapter 19.68 RCW, but shall not preclude administrative proceedings authorized by chapter 19.68 RCW.

NEW SECTION. Sec. 6. There is added to chapter 74.09 RCW a new section to read as follows:

Any person, including any corporation, that knowingly makes or causes to be made, or induces or seeks to induce the making of, any false statement or representation of a material fact with respect to the conditions or operations of any institution or facility in order that such institution or facility may qualify (either upon initial certification or upon recertification) as a hospital, skilled nursing facility, intermediate care facility, or home health agency, shall be guilty of a class C felony: PROVIDED, That the fine, if imposed, shall not be in an amount more than five thousand dollars.

NEW SECTION. Sec. 7. There is added to chapter 74.09 RCW a new section to read as follows:

Any person, including any corporation, that knowingly

(1) charges, for any service provided to a patient under any medical care plan authorized under this chapter, money or other consideration at a rate in excess of the rates established by the department of social and health services, or

(2) charges, solicits, accepts, or receives, in addition to any amount otherwise required to be paid under such plan any gift, money, donation, or other consideration (other than a charitable, religious, or philanthropic contribution from an organization or from a person unrelated to the patient)

(a) as a precondition of admitting a patient to a hospital, skilled nursing facility, or intermediate care facility, or

(b) as a requirement for the patient's continued stay in such facility, when the cost of the services provided therein to the patient is paid for, in whole or in part, under such plan, shall be guilty of a class C felony: PROVIDED, That the fine, if imposed, shall not be in an amount more than twenty-five thousand dollars, except as authorized by RCW 9A.20.030.

NEW SECTION. Sec. 8. There is added to chapter 74.09 RCW a new section to read as follows:

(1) Any person having any patient trust funds in his possession, custody, or control, who, knowing that he is violating any statute, regulation, or agreement, deliberately fails to deposit, transfer, or maintain said funds in a separate, designated, trust bank account as required by such statute, regulation, or agreement shall be guilty of a gross misdemeanor and shall be punished by imprisonment for not more than one year in the county jail, or by a fine of not more than ten thousand dollars or as authorized by RCW 9A.20.030, or by both such fine and imprisonment.

(2) "Patient trust funds" are funds received by any health care facility which belong to patients and are required by any state or federal statute, regulation, or by agreement to be kept in a separate trust bank account for the benefit of such patients.

(3) This section shall not be construed to prevent a prosecution for theft.

NEW SECTION. Sec. 9. There is added to chapter 74.09 RCW a new section to read as follows:

The secretary of social and health services may by rule require that any application, statement, or form filled out by suppliers of medical care under this chapter shall contain or be verified by a written statement that it is made under the penalties of perjury and such declaration shall be in lieu of any oath otherwise required, and each such paper shall in such event so state. The making or subscribing of any such

papers or forms containing any false or misleading information may be prosecuted and punished under chapter 9A.72 RCW.

NEW SECTION. Sec. 10. There is added to chapter 74.09 RCW a new section to read as follows:

The secretary of the department of social and health services or his authorized representative shall have the authority to:

(1) Conduct audits and investigations of providers of medical and other services furnished pursuant to this chapter, except that the Washington state medical disciplinary board shall generally serve in an advisory capacity to the secretary in the conduct of audits or investigations of physicians. In the conduct of such audits or investigations, the secretary may examine only those records or portions thereof, including patient records, for which services were rendered by a health care provider and reimbursed by the department, notwithstanding the provisions of RCW 5.60-.060, 18.53.200, 18.83.110, or any other statute which may make or purport to make such records privileged or confidential: **PROVIDED**, That no original patient records shall be removed from the premises of the health care provider, and that the disclosure of any records or information by the department of social and health services is prohibited and constitutes a violation of RCW 42.22.040, unless such disclosure is directly connected to the official purpose for which the records or information were obtained: **PROVIDED FURTHER**, That the disclosure of patient information as required under this section shall not subject any physician or other health services provider to any liability for breach of any confidential relationship between the provider and the patient, but no evidence resulting from such disclosure may be used in any civil, administrative, or criminal proceeding against the patient unless a waiver of the applicable evidentiary privilege is obtained: **PROVIDED FURTHER**, That the secretary shall destroy all copies of patient medical records in their possession upon completion of the audit, investigation or proceedings;

(2) Issue subpoenas, compel the attendance of witnesses, administer oaths, certify to official acts, take depositions within and without the state of Washington as now provided by law, and compel the production of pertinent books, payrolls, accounts, papers, records, documents, and testimony relevant to such investigation. If a person in attendance before such secretary or his authorized representative refuses, without reasonable cause, to be examined or to answer a legal and pertinent question, or to produce a book or paper or other evidence when ordered to do so by the secretary or his authorized representative, said secretary or his authorized representative may apply to the judge of the superior court of the county where such person is in attendance, upon affidavit, for an order returnable in not less than two nor more than five days, directing such person to show cause before such judge, or any other judge of such county, why he should not produce such records. Upon the hearing of such order, if the judge shall determine that such person has refused, without reasonable cause or legal excuse, to be examined or to answer a legal or pertinent question, or to produce a book or paper which he was ordered to bring or produce, he may forthwith punish the offender for contempt of court. Subpoenas shall be served and witness fees and mileage paid as allowed in civil cases in the superior courts of this state;

(3) Approve or deny applications to participate as a provider of services furnished pursuant to this chapter;

(4) Terminate or suspend eligibility to participate as a provider of services furnished pursuant to this chapter; and

(5) Adopt, promulgate, amend, and rescind administrative rules and regulations, in accordance with the administrative procedure act, chapter 34.04 RCW, to carry out the policies and purposes of sections 1 through 10 of this act.

NEW SECTION. Sec. 11. There is added to chapter 74.09 RCW a new section to read as follows:

Whenever the secretary of the department of social and health services imposes a civil penalty under section 2 of this act, or terminates or suspends a provider's eligibility under section 10 of this act, he shall, if the provider is licensed pursuant to Titles 18, 70, or 71 RCW, give written notice of such imposition, termination, or suspension to the appropriate licensing agency or disciplinary board.

NEW SECTION. Sec. 12. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected.", and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

MOTION

Senator Day moved the Senate do concur in the House amendment to Engrossed Substitute Senate Bill No. 2337.

POINT OF INQUIRY

Senator Sellar: "Senator, in that section on confidentiality, does it still allow the department to look at medical records without the permission of the patient?"

Senator Day: "I think that what it does is to allow them to look at the records but I think that it places some additional mandatory penalties on the department for having in any way allowed that information to be utilized for any other purpose."

Senator Sellar: "That is something like asking the jury not to pay any heed to the former remarks, I think."

Senator Day: "No, I think that what that does, it says to the department if they in any way release that information they are subject to penalties. 'Provided that no original patient records shall be removed from the premises of the health care provider and that the disclosure of any records or information by the department of social and health services is prohibited and constitutes a violation of RCW 42.22.040 unless such disclosure is directly connected to the official purpose for which the records or information were obtained.' So they have tightened that right down."

Senator Sellar: "Tightened it a little bit? Okay, thank you very much."

The motion of Senator Day carried. The Senate concurred in the House amendment to Engrossed Substitute Senate Bill No. 2337.

MOTION

On motion of Senator Wilson, Senators Donohue and Marsh were excused.

President Pro Tempore Henry declared the question before the Senate to be the roll call on final passage of Engrossed Substitute Senate Bill No. 2337, as amended by the House.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute Senate Bill No. 2337, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 37; nays, 5; absent or not voting, 3; excused, 4.

Voting yea: Senators Bausch, Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Gallagher, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Henry, Jones, Lee, Lysen, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Scott, Talley, Talmadge, Van Hollebeke, Vognilid, von Reichbauer, Williams, Wojahn, Woody—37.

Voting nay: Senators Lewis, McDermott, Sellar, Wanamaker, Wilson—5.

Absent or not voting: Senators Fleming, Shinpoch, Walgren—3.

Excused: Senators Donohue, Keefe, Marsh, Matson—4.

ENGROSSED SUBSTITUTE SENATE BILL NO. 2337, as amended by the House, 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.

MOTIONS

On motion of Senator Odegaard, the Senate advanced to the sixth order of business.

On motion of Senator Odegaard, the Senate commenced consideration of Senate Bill No. 2721.

SECOND READING

SENATE BILL NO. 2721, by Senator Rasmussen:

Relating to state government.

MOTIONS

On motion of Senator Rasmussen, Substitute Senate Bill No. 2721 was substituted for Senate Bill No. 2721 and the substitute bill was placed on second reading and read the second time in full.

On motion of Senator Rasmussen, the rules were suspended, Substitute Senate Bill No. 2721 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 2721, and the bill passed the Senate by the following vote: Yeas, 42; absent or not voting, 3; excused, 4.

Voting yea: Senators Bausch, Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Gallagher, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Lysen, McDermott, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Scott, Sellar, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Wanamaker, Williams, Wilson, Wojahn, Woody—42.

Absent: Senators Fleming, Shinpoch, Walgren—3.

Excused: Senators Donohue, Keefe, Marsh, Matson—4.

SUBSTITUTE SENATE BILL NO. 2721, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Odegaard, the Senate commenced consideration of House Bill No. 196.

SECOND READING

HOUSE BILL NO. 196, by Representatives Clayton, Walk and McCormick (by Department of Licensing request):

Increasing the interest rate for delinquent reciprocal or proportional registration fees.

The bill was read the second time by sections.

On motion of Senator Hansen, the following amendment by Senator Henry was adopted:

Strike everything after the enacting clause, and insert the following:

"Section 1. Section 46.04.530, chapter 12, Laws of 1961 and RCW 46.04.530 are each amended to read as follows:

"Semitrailer" includes every vehicle without motive power designed to be drawn by a vehicle, motor vehicle, or truck tractor and so constructed that an appreciable part of its weight and that of its load rests upon and is carried by such other vehicle, motor vehicle, or truck tractor.

NEW SECTION. Sec. 2. There is added to chapter 46.04 RCW a new section to read as follows:

"Tandem axle" means any two or more consecutive axles whose centers are more than forty-two inches but not more than eighty-four inches apart, and are individually attached to and/or articulated from a common attachment to the vehicle, including a connecting mechanism designed to equalize the load between axles.

Sec. 3. Section 46.44.037, chapter 12, Laws of 1961 as last amended by section 9, chapter 64, Laws of 1975-'76 2nd ex. sess. and RCW 46.44.037 are each amended to read as follows:

Notwithstanding the provisions of RCW 46.44.036 and subject to such rules and regulations governing their operation as may be adopted by the state highway commission operation of the following combinations shall be lawful:

(1) A combination consisting of a truck tractor, a semitrailer, and another semitrailer or a full trailer. In this connection a converter gear used to convert a semitrailer into a full trailer shall be considered to be a part of the full trailer and not a separate vehicle. A converter gear being pulled without load and not used to convert a semitrailer into a full trailer may be substituted in lieu of a full trailer or a semitrailer in any lawful combination;

(2) A combination consisting of three trucks or truck tractors used in driveaway service where two of the vehicles are towed by the third in double saddlemount position.

Sec. 4. Section 19, chapter 106, Laws of 1963 as last amended by section 4, chapter 51, Laws of 1971 and RCW 46.85.190 are each amended to read as follows:

Any owner whose application for proportional registration has been accepted shall preserve the records on which the application is based for a period of four years following the year or period upon which said application is based. Upon request of the department, the owner shall make such records available to the department, at its designated office for audit as to accuracy of computations and payments and assessment of deficiencies or allowances for credit. If the department determines that the applicant should have registered more vehicles in this state under the provisions of this chapter the department may deny him the right of any further benefits by reason of any reciprocal agreement or declaration until the fees, interest, and penalties for such additional vehicle or vehicles which should have been registered, have been paid. The fees, interest, and penalties determined to be due and owing under the provisions of this paragraph shall be a lien upon all the property of the applicant, and such lien shall attach at the time the audit report has been mailed to such applicant by the department, and shall have the effect of an execution duly levied on such property and shall so remain until said additional fees, interest, and penalties so determined, are paid, or a sufficient amount of such property sold for the payment thereof. The department may make arrangements with agencies of other jurisdictions administering motor vehicle registration laws for joint audits of any such owner. No assessment for deficiency or claim for credit may be made for any period for which records are no longer required. Any sums found to be due and owing upon audit shall bear interest of (~~six~~) one percent per month from the date when they should have been paid until the date of actual payment. If the audit discloses a deliberate and wilful intent to evade the requirements of payment under RCW 46.85.110 and 46.85.120, a penalty of ten percent shall also be assessed.

If the audit discloses that an overpayment to the state in excess of twenty-five dollars has been made, the department shall certify such overpayment to the state treasurer who shall issue a warrant for such overpayment to the vehicle operator.

All carriers registered under the provisions of this chapter shall maintain detailed mileage records on an individual vehicle basis. Such operating records shall be prepared for each trip and shall include dates, origin and destination points, total miles traveled, miles traveled in each state, vehicle equipment number, driver's full name, and all other information pertinent to the particular trip."

On motion of Senator Hansen, the following amendment by Senator Henry to the title was adopted:

In line 1 of the title, after "Relating to" strike the remainder of the title, and insert "motor vehicles; amending section 46.04.530, chapter 12, Laws of 1961 and RCW 46.04.530; amending section 46.44.037, chapter 12, Laws of 1961 as last amended by section 9, chapter 64, Laws of 1975-'76 2nd ex. sess. and RCW 46.44.037; amending section 19, chapter 106, Laws of 1963 as last amended by section 4, chapter 51, Laws of 1971 and RCW 46.85.190; and adding a new section to chapter 46.04 RCW."

On motion of Senator Hansen, the rules were suspended, House Bill No. 196, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 196, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 45; nays, 2; excused, 2.

Voting yea: Senators Bausch, Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Donohue, Fleming, Gallagher, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Lysen, McDermott, Moore, Morrison, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—45.

Voting nay: Senators Matson, Newschwander—2.

Excused: Senators Keefe, Marsh—2.

HOUSE BILL NO. 196, as amended by the Senate, 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 2:15 p.m., on motion of Senator Walgren, the Senate recessed until 3:10 p.m.

SECOND AFTERNOON SESSION

President Pro Tempore Henry called the Senate to order at 3:10 p.m.

MOTION

On motion of Senator Walgren, the Senate commenced consideration of gubernatorial appointment 181.

CONFIRMATION OF GUBERNATORIAL APPOINTMENT

MOTION

On motion of Senator Rasmussen, the appointment of Margaret C. Wehnert as a member of the State Personnel Board was confirmed.

APPOINTMENT OF MARGARET C. WEHNERT

The Secretary called the roll. The appointment was confirmed by the Senate by the following vote: Yeas, 48; excused, 1.

Voting yea: Senators Bausch, Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Donohue, Fleming, Gallagher, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Lysen, Marsh, Matson, McDermott, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—48.

Excused: Senator Keefe—1.

MOTIONS

On motion of Senator Wilson, Senators Donohue and Fleming were excused.

On motion of Senator Walgren, the Senate commenced consideration of Engrossed Substitute House Bill No. 1075.

SECOND READING

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1075, by Committee on Energy and Utilities (originally sponsored by Representative McCormick):
Relating to Washington public power and supply system.

REPORT OF STANDING COMMITTEE

April 10, 1979.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1075, relating to the Washington Public Power Supply System (reported by Committee on Energy and Utilities):

MAJORITY recommendation: Do pass with the following amendments:

On page 1, strike everything after the enacting clause and insert the following:

"NEW SECTION. Section 1. There is added to chapter 43.52 RCW a new section to read as follows:

The board of directors of any operating agency constructing or operating a thermal power plant under a site certification agreement issued pursuant to chapter 80.50 RCW shall appoint an administrative auditor. The administrative auditor shall be deemed an officer under chapter 42.23 RCW. The appointment of the administrative auditor shall be in addition to the appointment of the auditor for the issuance of warrants and other purposes as provided in RCW 43.52.375. In addition, the board regularly shall retain a qualified firm having a national reputation for successfully conducting management performance audits, including design engineering analyses, which is in fact independent and does not have any interest, direct or indirect, in any contract with the operating agency other than its employment hereunder. No member or employee of such firm shall be connected with the operating agency as an officer, employee, or contractor. The administrative auditor and the firm shall be independently and directly responsible to the board of directors of the operating agency. The board shall require the firm to conduct continuing audits of the management performance of the operating agency and continuing analyses of contract amendments allowed pursuant to RCW 43.52.490. The firm shall provide

advice to the board in its management and control of the operating agency. At least once each year, the firm shall prepare and furnish a report of its actions and recommendations to the board for the purpose of enabling it to attain the highest degree of efficiency in the management and control of any thermal power project under construction or in operation. The administrative auditor shall assist the firm in the performance of its duties. The administrative auditor and the firm shall consult regularly with the board and furnish any information or data to the board which the administrative auditor, firm, or board deems helpful in accomplishing the purpose above stated. The administrative auditor shall perform such other duties as the board shall prescribe to accomplish the purposes of this section.

In addition to the powers and duties conferred by chapter 44.28 RCW, the legislative budget committee shall evaluate such management audits including design engineering analyses as to adequacy and effectiveness of procedure and shall consult with and make reports and recommendations to the board. The operating agency shall reimburse the legislative budget committee for all costs of furnishing such services.

The operating agency shall file a copy of each of the firm's reports, and the legislative budget committee shall file a copy of each of its reports or recommendations, prepared in accordance with this section, with the respective chairmen of the senate and house energy and utilities committees. Upon the concurrent request of the chairmen of the senate and house energy and utilities committees, the operating agency shall report to the committees on a quarterly basis."

On page 1, on line 1 of the title, after "agencies;" strike the remainder of the title and insert "providing for the appointment of an independent administrative auditor and prescribing the duties of such auditor; requiring management performance audits of the operating agency by a qualified independent firm and the evaluation of such audits by the legislative budget committee; and adding a new section to chapter 43.52 RCW."

Signed by: Senators Bottiger, Chairman; North, Williams, Wilson, Woody.

The bill was read the second time by sections.

Senator Bottiger moved adoption of the committee amendment.

On motion of Senator Bottiger, the following amendments to the committee amendment were considered and adopted simultaneously:

On page 1, line 26 after "retain" delete "a qualified firm" and insert "one or more qualified firms"

On page 1, line 35 after "of" insert "any"

On page 2, line 3 after "firm" insert "or firms"

On page 2, line 12 after "firm" insert "or firms"

On page 2, line 15 after "firm" insert "or firms"

On page 2, line 24 after "firm" insert "or firms"

On page 2, line 26 after "firm" insert "or firms"

On page 3, line 11 after "each" strike "of the"

On motion of Senator Bottiger, the following amendment to the committee amendment was adopted:

On page 1, beginning on line 29, after "including" strike "design engineering analyses" and insert "such engineering expertise as the board deems necessary"

Senator Bottiger moved adoption of the following amendment to the committee amendment:

On page 2, beginning on line 6 after "agency." strike the material through "43.52.490" on line 12 and insert:

"The board shall require a firm to conduct continuing audits of the methods, procedures and organization used by the operating agency to control costs, schedules, productivity, contract amendments, project design and any other topics deemed

desirable by the board. The board may also require a firm to analyze particular technical aspects of the operating agency's projects and contract amendments."

POINT OF INQUIRY

Senator Guess: "Senator Bottiger, would you catch me up to date here? Which board?"

Senator Bottiger: "The executive board of WPPSS."

Senator Guess: "And you say WPPSS has agreed to this?"

Senator Bottiger: "Mr. Billington and Mr. Boldt and one of the attorneys from their office were at the meeting and this is the agreed language. Senator, I do not want you to be confused. They do not want the bill, but this language they said they could live with."

Senator Guess: "All right. I will talk later on the rest of it."

POINT OF INQUIRY

Senator Lysen: "Senator Bottiger, on the last line of this amendment it says 'The board may also require a firm to analyze particular technical aspects of the operating agency's projects and contract amendment.' Does this mean that they can actually go into the plants and look around and poke around and see that the actual work that is reported to be done or the change order that is reported to be changed, they can go in and check it out and see that it is and this would allow our LBC people to also check those reports in such a manner when they get the report from the firm that is doing the audit or the designer doing the analysis?"

Senator Bottiger: "Senator, you have got two questions in one. The language in this amendment would allow the board to also require the firm they employed to make an analysis of the particular technical aspect, and what we were after was change orders. Was the change order that was being recommended by the contractor necessary under NRC? Was it desirable? They could ask their internal audit team to go look at it. That is the language we arrived at to perform that subject."

Senator Lysen: "Inside the plant? Just go right in . . ."

Senator Bottiger: "Inside the plant. How many hangers you have on a certain steam line."

Senator Lysen: "That is right."

The motion by Senator Bottiger carried and the amendment to the committee amendment was adopted.

Senator Bottiger moved adoption of the following amendment to the committee amendment:

On page 3, line 2 strike "including design engineering analyses"

POINT OF INQUIRY

Senator North: "We went by so quickly on the last amendment I did not get a chance to ask my question. Would the wording there concerning the operating agency's projects and contract amendments involve looking at labor contracts, unreasonable wages, work delays, things of that nature, because there have been many comments and criticisms that this is part of what is contributing to escalating costs in the WPPSS projects?"

Senator Bottiger: "Senator North, clearly yes. The auditing firm could go in and criticize the operating contractor for his agreeing to pay wages over and above those charged or being paid in the locale and we would expect them to do exactly that."

MOTION

At 3:20 p.m., on motion of Senator Guess, the Senate was declared to be at ease.

President Pro Tempore Henry called the Senate to order at 3:24 p.m.

The motion by Senator Bottiger carried and the amendment to the committee amendment was adopted.

On motion of Senator Bottiger, the following amendment to the committee amendment was adopted:

On page 4, line 6 after "by" strike "a" and insert "at least one"

Senator McDermott moved adoption of the following amendment to the committee amendment:

On page 3 of the printed committee amendment following line 23 insert a new section to read as follows:

"NEW SECTION. Sec. 2. There is added to chapter 43.52 RCW a new section to read as follows:

The legislature hereby declares that an operating agency or joint operating agency created by or under authorization of this chapter is an "agency" within the definition and meaning set forth in RCW 42.17.020(1) and a "public agency" under the definition and meaning set forth in RCW 42.30.020. As such an "agency", each operating agency, joint operating agency and each and every subagency, board, committee, commission, participating agency or any other internal organization thereof, however designated, shall be fully subject to chapter 42.30 RCW and chapter 42.17 RCW."

POINT OF INQUIRY

Senator Benitz: "Senator Bottiger, is this the amendment you were referring to the other day when we were debating the budget and I raised the question of the seventy thousand dollars in the LBC? I questioned whether the LBC had the authority to audit WPPSS and you said something about an amendment coming along here later on that would put them under public disclosure and allow that audit. Is this that amendment?"

Senator Bottiger: "No, it is not. The amendment that I previously offered, the committee amendment, did that, Senator. It put the LBC, the reports to be filed and the LBC be able to check them, and that appears on page 3 of the committee amendment beginning on line 10. Senator McDermott's amendment, as I understand it, clears up two things. It requires the board members to file public disclosure commission reports. They already do, and it puts it under the public agency definition for purposes of open meetings, and two courts have already ruled that they are under that so I think what he is doing is just making sure that we are not changing the law by rewriting this statute."

POINT OF INQUIRY

Senator Guess: "Senator Bottiger, when they are dealing, and evidently as they are dealing in billions of dollars, is this going to throw each one of their board meetings open where they are going to be subject to more harassment from those people who do not like the idea of building nuclear power plants?"

Senator Bottiger: "Senator, I am not anti-nuclear but I think the open meeting law applies to building a state building. It applies to building a Tacoma City Light dam. It would apply to any of the public agencies in their contracting, many of which are maybe not this big but they are in the billion dollar classification. I can find no reason, with all of the restrictions and protections under the public meeting law that that agency would already have, why WPPSS should not be, and as I say, two courts have already said they are."

Debate ensued.

The motion by Senator McDermott carried and the amendment to the committee amendment was adopted on a rising vote.

On motion of Senator Lysen, the following amendment to the committee amendment was adopted:

On page 1, on line 25, after "43.52.375." on line 25 strike all the material down to and including "management" on line 28 and insert "The board shall retain a qualified firm or firms to conduct"

Senator Lysen moved the following amendments be considered and adopted simultaneously:

On page 2, on line 15, strike "At least once each year, the" and insert "The"

On page 2, on line 16, after "furnish" and before "a" insert "quarterly"

On motion of Senator Guess, the question was divided.

President Pro Tempore Henry declared the question before the Senate to be adoption of the amendment by Senator Lysen to the committee amendment on page 2, line 15.

POINT OF INQUIRY

Senator Lysen: "Senator Bottiger, if you adopt the 'timely' amendment, how would that be interpreted? I guess I could withdraw this amendment if—I would hope that we would get some kind of a report quarterly or timely in appearance which would be more than once a year, I would think. I would think monthly might even be concerned of interest at some time, depending on the situation, but I could withdraw this amendment if you would give me some idea of what the word 'timely' might mean without any kind of requirement for a quarterly report."

Senator Bottiger: "Senator, with the open meeting law amendment of Senator McDermott's, the reports of these firms made to the board are public documents and I, under this bill as chairman, or the chairman of the Senate committee or the House committee, could request those reports and that to me is 'timely', but if we get them into just writing more study reports, I do not think we have accomplished our purpose. Our purpose is to give to the staff of WPPSS an internal audit system to check the contractors that are currently working for them. This is the position that Mr. Monroe from BPA would like to have them do so that he gets copies and this is the product of the study that BPA contracted for on the WPPSS system, but if we just get 'reports' then we are getting back to the accountant-type auditor."

Senator Lysen: "As I would envision, a quarterly report might be a very short document of half a dozen pages or less. It is just a summary of what their view of the overall picture of the situation is. That would not require a lot of effort to give us just some kind of a summary update of what they feel the situation is."

The motion by Senator Lysen failed and the amendment to the committee amendment was not adopted on a rising vote.

There being no objection, on motion of Senator Lysen, the amendment to the committee amendment to page 2, line 16 was withdrawn.

On motion of Senator Lysen, the following amendments to the committee amendment were adopted:

On page 3, line 14, after "recommendations" insert "in a timely manner"

On page 3, on line 20, after "senate" strike "and" and insert "or"

Senator Lysen moved adoption of the following amendment to the committee amendment:

On page 3, beginning on line 22, strike "report to the committees on a quarterly basis" and insert "provide a special report containing such information as the chairman has requested"

Debate ensued.

The motion by Senator Lysen failed and the amendment to the committee amendment was not adopted.

There being no objection, the remaining amendments by Senator Lysen to the committee amendment on the desk of the Secretary of the Senate were withdrawn.

Senator Quigg moved adoption of the following amendment to the committee amendment:

On page 3, line 12, after "reports" insert: "with the legislative budget committee and with the county commissioners in the county where the plant is located"

POINT OF INQUIRY

Senator Benitz: "Does this apply to Benton county which has the Hanford operations also?"

Senator Quigg: "Senator Benitz, it would apply to a county where there is a thermal power plant that is being studied by this audit team so I imagine, since those plants are covered by the study, I suppose that it would."

Debate ensued.

The motion by Senator Quigg failed and the amendment to the committee amendment was not adopted.

The motion by Senator Bottiger carried and the committee amendment, as amended, was adopted.

Senator Bottiger moved adoption of the committee amendment to the title.

On motion of Senator McDermott, the following amendments to the committee amendment to the title were adopted:

On page 4 of the printed committee amendment on line 9 of the title after "committee;" and before "and" insert "subjecting operating agencies to the open public meetings act and the public disclosure act;"

On page 4 on line 9 of the title strike "a new section" and insert "new sections"

The motion by Senator Bottiger carried and the committee amendment to the title, as amended, was adopted.

MOTION

At 4:00 p.m., on motion of Senator Marsh, the Senate adjourned until 10:00 a.m., Tuesday, May 1, 1979.

JOHN A. CHERBERG, President of the Senate.
SIDNEY R. SNYDER, Secretary of the Senate.

FORTY-SECOND DAY

MORNING SESSION

Senate Chamber, Olympia, Tuesday, May 1, 1979.

The Senate was called to order at 10:00 a.m. by President Pro Tempore Henry. The Secretary called the roll and announced to the President Pro Tempore that all Senators were present except Senators Bausch, Jones, Keefe, Sellar, Van Hollebeke and von Reichbauer. On motion of Senator Wilson, Senators Bausch, Keefe, Van Hollebeke and von Reichbauer were excused. On motion of Senator Lewis, Senator Jones was excused.

The Color Guard, consisting of Pages Jennifer Bradley and Eugene Gosse, presented the Colors. Reverend Med Broussard, pastor of Crossroads Baptist Church of Bellevue offered the following prayer:

"O GOD, OUR HEAVENLY FATHER, THIS MORNING AS THIS SESSION OPENS WE ARE CONSCIOUS OF YOUR PRESENCE, INTEREST AND PROVISION FOR THIS LEGISLATIVE HOUR. WE KNOW THAT FROM YOUR WORD YOU HAVE REVEALED TO US THAT YOU ARE THE ONE WHO ORDAINS THE POWERS THAT BE AND THAT THESE ARE MINISTERS OF JUSTICE TO DO GOOD AND TO TAKE CARE OF THE NEEDS OF THIS GREAT STATE. AND SO, FATHER, WE WOULD INVOKE YOUR PRESENCE AND ASK YOU TO GUIDE AND DIRECT IN EACH OF THE AFFAIRS OF THE SENATE TODAY AS THEY TAKE UP THESE VERY IMPORTANT MATTERS, AND SO, FATHER, WITH CONFIDENCE WE THANK YOU THAT WE CAN DIRECT THESE AFFAIRS BEFORE YOUR FACE AND KNOW THAT YOU ARE A GOD OF RIGHTEOUSNESS AND JUSTICE. AGAIN, WE THANK YOU FOR ALL THE PROVISIONS THAT YOU HAVE MADE FOR US AND FOR THE ABUNDANCE AND THE AFFLUENCE OF THIS LAND WHICH WE KNOW IS A GIFT FROM YOUR HANDS. WE PRAISE YOU IN JESUS OUR SAVIOR'S NAME. AMEN."

MOTION

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

MESSAGE FROM THE GOVERNOR

Office of the Governor, April 30, 1979.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

LADIES AND GENTLEMEN:

I have the honor to advise that on April 30, 1979, Governor Ray approved the following Senate Bills entitled:

SUBSTITUTE SENATE BILL NO. 2284, relating to public lands.

SENATE BILL NO. 2311, relating to credit unions.

SUBSTITUTE SENATE BILL NO. 2439, relating to food fish and shellfish.

Sincerely,
H.B. HANNA
Legal Counsel.

MESSAGES FROM THE HOUSE

April 26, 1979.

Mr. President: The Speakers have signed:

HOUSE BILL NO. 33,

SUBSTITUTE HOUSE BILL NO. 79,

SUBSTITUTE HOUSE BILL NO. 99,

SUBSTITUTE HOUSE BILL NO. 133,

SUBSTITUTE HOUSE BILL NO. 535,

SUBSTITUTE HOUSE BILL NO. 619,

HOUSE BILL NO. 666,

HOUSE BILL NO. 781,

HOUSE BILL NO. 860,

HOUSE BILL NO. 923,

HOUSE BILL NO. 933,

HOUSE BILL NO. 1175,

SUBSTITUTE HOUSE BILL NO. 1347, and the same are herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

April 30, 1979.

Mr. President: The House has passed ENGROSSED HOUSE BILL NO. 491, and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

INTRODUCTION AND FIRST READING

HOUSE BILL NO. 491, by Representatives Scott, Whiteside, Salatino, Warnke, Lux, Bender, Brekke, King, Kreidler, Winsley, Mitchell, Douthwaite, Galloway, Erickson, Maxie, McCormick, Sherman, Nelson (Dick), Valle, Burns, Jovanovich, North, Dawson, Haley, Schmitten, Rosbach, Nisbet, Hastings, Bauer, Brown, Granlund, Charnley, Garrett, Williams, Tupper, Tilly, Barnes, Sprague, Zimmerman, Heck, Martinis, Greengo, Keller, Addison, Taylor, Nelson (G.A.), Fuller, Wilson and Sanders (By Executive request):

Modifying and extending the senior citizens' services act.

Referred to Committee on Social and Health Services.

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

SECOND READING

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1075, by Committee on Energy and Utilities (originally sponsored by Representative McCormick):

Relating to Washington public power and supply system.

The Senate resumed consideration of Engrossed Substitute House Bill No. 1075, as amended by the Senate on Monday, April 30, 1979.

MOTION

Senator Bottiger moved the rules be suspended, Engrossed Substitute House Bill No. 1075, as amended by the Senate, be advanced to third reading, the second reading considered the third, and the bill be placed on final passage.

Senator Guess objected.

MOTION

On motion of Senator Bottiger, the Senate commenced consideration of Substitute House Bill No. 1013.

SECOND READING

SUBSTITUTE HOUSE BILL NO. 1013, by Committee on Energy and Utilities (originally sponsored by Representatives Sherman, Haley and Charnley):

Exempting certain companies and facilities using cogeneration processes from regulation as public service companies.

REPORT OF STANDING COMMITTEE

April 10, 1979.

SUBSTITUTE HOUSE BILL NO. 1013, exempting certain companies and facilities using cogeneration processes from regulation as public service companies (reported by Committee on Energy and Utilities):

MAJORITY recommendation: Do pass with the following amendments:

On page 1, strike everything after the enacting clause and insert the following:

"NEW SECTION. Section 1. The state of Washington has a large and growing need for electrical energy. The state of Washington possesses a great potential for the generation of electrical or mechanical power and useful heat energy through the process of cogeneration. It is the purpose and intent of the legislature to promote the growth of cogeneration in the state of Washington.

NEW SECTION. Sec. 2. As used in this chapter, the following terms have the meanings indicated unless the context clearly requires otherwise.

(1) "Cogeneration" means the sequential generation of electrical or mechanical power and useful heat from the same primary energy source or fuel.

(2) "Cogeneration facility" means any machinery, equipment, structure, process, or property, or any part thereof, installed or acquired for the primary purpose of cogeneration of electric energy by a person or corporation other than an electric utility.

(3) "Certificate" means a cogeneration tax credit certificate granted by the department.

(4) "Department" means the department of revenue.

(5) "Electric utility" means any person, corporation, or governmental subdivision authorized and operating under the Constitution and laws of the state of Washington which is primarily engaged in the generation or sale of electric energy.

(6) "Office" means the state energy office.

NEW SECTION. Sec. 3. An application for a certificate shall be filed with the department in such manner and in such form as may be prescribed by the department. The application shall contain estimated or actual costs, plans, and specifications of the cogeneration facility including all materials incorporated or to be incorporated therein, and a list describing and showing the cost of all equipment acquired or to be acquired by the applicant for the purpose of cogeneration, together with the operating procedure for the facility, or a time schedule for the acquisition and installation or attachment of the cogeneration facility and the proposed operating procedure for the cogeneration facility.

NEW SECTION. Sec. 4. A certificate shall be issued by the department within thirty days after approval of the application by the state energy office. The approval shall be given when it is determined that construction of the cogeneration facility began or will begin after the effective date of this act, that the cogeneration facility is designed and is operated or will be operated primarily for cogeneration, and that the cogeneration facility is suitable, reasonably adequate, and meets the intent and purposes of this chapter. In making the determination, the office shall afford to the

applicant an opportunity for a hearing. The office shall notify the department of its findings within sixty days of the date on which the application was submitted to it for approval: PROVIDED, That no certificate may be issued later than December 31, 1984.

NEW SECTION. Sec. 5. The department may adopt any rules under chapter 34.04 RCW it considers necessary for the administration of this chapter.

NEW SECTION. Sec. 6. The original acquisition of a cogeneration facility by the holder of a certificate shall result in a credit to the holder against the business and occupation tax imposed by chapter 82.04 RCW when the due date for payment of the taxes is after the effective date of the certificate. The tax credit shall not apply to servicing, maintenance, repairs, and replacement of parts after a facility is complete and placed in operation.

NEW SECTION. Sec. 7. When a cogeneration facility is operational and a certificate pertaining thereto has been issued, a credit may be claimed against taxes imposed under chapter 82.04 RCW: PROVIDED, That the date on which the facility is operational is no more than four years after the date of issuance of the certificate. The amount of the credit shall be two percent of the cost of a facility covered by the certificate for each year the certificate remains in force. The credits shall be cumulative and shall be subject only to the following limitations:

(1) No credit exceeding fifty percent of the taxes payable under chapter 82.04 RCW shall be allowed in any reporting period.

(2) The total cumulative amount of the credits allowed for any cogeneration facility covered by a certificate shall not exceed fifty percent of the cost of the cogeneration facility.

(3) The total cumulative amount of credits against state taxes authorized by this chapter shall be reduced by the total amount of any federal investment credit or other federal tax credit actually received by the certificate holder applicable to the cogeneration facility. This reduction shall be made as an offset against the credit claimed in the first reporting period following the allowance of the investment credit, and thereafter as an offset against any credit balance as it shall become available to the certificate holder.

NEW SECTION. Sec. 8. If subsequent to the issuance of a certificate or supplement for a cogeneration facility and prior to December 31, 1984 a determination is made to modify or replace the cogeneration facility, the holder of the certificate may file an application for a new certificate or supplement covering the modified or replacement cogeneration facility in accordance with the procedures set forth in this chapter for original certificates and supplements. After the issuance by the department of any new certificate or supplement, all subsequent tax credits for the modified or replacement cogeneration facility shall be based on the new certificate or supplement.

NEW SECTION. Sec. 9. The department shall send a certificate or supplement, when issued, by certified mail to the applicant. Notice of the department's refusal to issue a certificate or supplement shall likewise be sent to the applicant by certified mail.

NEW SECTION. Sec. 10. The state energy office, after notice to the applicant and after affording the applicant an opportunity for a hearing, shall, on its own initiative, revise its prior findings whenever any of the following appears:

(1) The certificate or supplement was obtained by fraud or misrepresentation, or the holder of the certificate has failed substantially without good cause to proceed with the construction, reconstruction, installation, or acquisition of a cogeneration facility or without good cause has failed substantially to operate the cogeneration facility for the purpose specified by the department in which case the department shall modify or revoke the certificate. If the certificate and/or supplement are revoked, all applicable taxes against which the credit provided for by this chapter

has been claimed shall be immediately due and payable with the maximum interest and penalties prescribed by applicable law.

(2) The cogeneration facility covered by the certificate or supplement is no longer capable of being operated for the primary purpose of cogeneration or is no longer suitable or reasonably adequate to meet the intent and purposes of this chapter, in which case the certificate shall be modified or revoked.

(3) Upon the date of mailing by certified mail to the certificate holder of notice of the action of the department modifying or revoking a certificate or supplement, the certificate or supplement shall cease to be in force or shall remain in force only as modified.

NEW SECTION. Sec. 11. There is added to chapter 84.36 RCW a new section to read as follows:

Cogeneration facilities which have been granted a cogeneration tax credit certificate under chapter ... RCW (sections 1 through 10 of this act) shall be exempt from property taxation for a period of seven years from the date on which the facility is operational or until such certificate is revoked, whichever is first.

Claims for the exemption authorized by this section shall be filed with the county assessor on forms prescribed by the department of revenue and furnished by the assessor. The assessor shall verify and approve such claims as he or she determines to be justified in accordance with this section.

The department of revenue shall promulgate such rules and regulations, pursuant to chapter 34.04 RCW as are necessary and convenient to properly administer the provisions of this section.

Sec. 12. Section 80.04.010, chapter 14, Laws of 1961 as last amended by section 1, chapter 47, Laws of 1977 ex. sess. and RCW 80.04.010 are each amended to read as follows:

As used in this title, unless specifically defined otherwise or unless the context indicates otherwise:

"Commission" means the utilities and transportation commission.

"Commissioner" means one of the members of such commission.

"Corporation" includes a corporation, company, association or joint stock association.

"Person" includes an individual, a firm or copartnership.

"Gas plant" includes all real estate, fixtures and personal property, owned, leased, controlled, used or to be used for or in connection with the transmission, distribution, sale or furnishing of natural gas, or the manufacture, transmission, distribution, sale or furnishing of other type gas, for light, heat or power.

"Gas company" includes every corporation, company, association, joint stock association, partnership and person, their lessees, trustees or receiver appointed by any court whatsoever, and every city or town, owning, controlling, operating or managing any gas plant within this state.

"Electric plant" includes all real estate, fixtures and personal property operated, owned, used or to be used for or in connection with or to facilitate the generation, transmission, distribution, sale or furnishing of electricity for light, heat, or power for hire; and any conduits, ducts or other devices, materials, apparatus or property for containing, holding or carrying conductors used or to be used for the transmission of electricity for light, heat or power.

"Electrical company" includes any corporation, company, association, joint stock association, partnership and person, their lessees, trustees or receivers appointed by any court whatsoever (other than a railroad or street railroad company generating electricity solely for railroad or street railroad purposes or for the use of its tenants and not for sale to others), and every city or town owning, operating or managing any electric plant for hire within this state. "Electrical company" does not

include a company or person employing a cogeneration facility solely for the generation of electricity for its own use or the use of its tenants or for sale to an electrical company, state or local public agency, municipal corporation, or quasi municipal corporation engaged in the sale or distribution of electrical energy, but not for sale to others, unless such company or person is otherwise an electrical company.

"Telephone company" includes every corporation, company, association, joint stock association, partnership and person, their lessees, trustees or receivers appointed by any court whatsoever, and every city or town owning, operating or managing any telephone line or part of telephone line used in the conduct of the business of affording telephonic communication for hire within this state.

"Telephone line" includes conduits, ducts, poles, wires, cables, cross-arms, receivers, transmitters, instruments, machines, appliances, instrumentalities and all devices, real estate, easements, apparatus, property and routes used, operated, owned or controlled by any telephone company to facilitate the business of affording telephonic communication.

"Telegraph company" includes every corporation, company, association, joint stock association, partnership and person, their lessees, trustees or receivers appointed by any court whatsoever, owning, operating or managing any telegraph line or part of telegraph line used in the conduct of the business of affording for hire communication by telegraph within this state.

"Telegraph line" includes conduits, poles, wire, cables, cross-arms, instruments, machines, appliances, instrumentalities and all devices, real estate, easements, apparatus, property and routes used, operated or owned by any telegraph company to facilitate the business of affording communication by telegraph.

"Water system" includes all real estate, easements, fixtures, personal property, dams, dikes, head gates, weirs, canals, reservoirs, flumes or other structures or appliances operated, owned, used or to be used for or in connection with or to facilitate the supply, storage, distribution, sale, furnishing, diversion, carriage, apportionment or measurement of water for power, irrigation, reclamation, manufacturing, municipal, domestic or other beneficial uses for hire.

"Water company" includes every corporation, company, association, joint stock association, partnership and person, their lessees, trustees or receivers appointed by any court whatsoever, and every city or town owning, controlling, operating, or managing any water system for hire within this state: PROVIDED, That it shall not include any water system serving less than sixty customers where the average annual gross revenue per customer does not exceed one hundred twenty dollars per year.

"Cogeneration facility" means any machinery, equipment, structure, process, or property, or any part thereof, installed or acquired for the primary purpose of the sequential production of electrical power and useful heat from the same primary energy source or fuel.

"Public service company" includes every gas company, electrical company, telephone company, telegraph company and water company. Ownership or operation of a cogeneration facility does not, by itself, make a company or person a public service company.

The term "service" is used in this title in its broadest and most inclusive sense.

NEW SECTION, Sec. 13. The generation of power by a nonpolluting, renewable energy source by an individual natural person not otherwise engaged in the business of power generation is declared to be exempt from all statutes and rules otherwise regulating the generation of power: PROVIDED, That such an individual is hereby authorized to provide such power to the utility servicing the property on which the power is generated and the servicing utility is hereby authorized to accept such power under such terms and conditions as may be agreed to between the parties.

NEW SECTION. Sec. 14. The house and senate energy and utilities committees are authorized and directed to monitor the effectiveness of the business and occupation tax credit for cogeneration facilities as an incentive for the implementation of cogeneration, and to study the cost and effectiveness of alternative state incentives for cogeneration, including, but not limited to direct grants, loans, other tax incentives, and partial funding for feasibility studies. The committees shall report their findings and recommendations to the forty--seventh legislature of the state of Washington convened in regular session.

NEW SECTION. Sec. 15. If any provision of this 1979 act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected.

NEW SECTION. Sec. 16. Sections 1 through 10 of this act shall constitute a new chapter in Title 82 RCW."

On page 1, on line 1 of the title, after "regulation;" strike the remainder of the title and insert "amending section 80.04.010, chapter 14, Laws of 1961 as last amended by section 1, chapter 47, Laws of 1977 ex. sess. and RCW 80.04.010; adding a new chapter to Title 82 RCW; adding a new section to chapter 84.36 RCW; and creating new sections."

Signed by: Senators Bottiger, Chairman; Hayner, Lewis, Lysen, North, Williams, Wilson, Woody.

The bill was read the second time by sections.

On motion of Senator Bottiger the committee amendments were not adopted.

Senator Bottiger moved adoption of the following amendment:

On page 1, strike everything after the enacting clause and insert the following:

"NEW SECTION. Section 1. The state of Washington has a large and growing need for electrical energy. The state of Washington possesses a great potential for the generation of electrical or mechanical power and useful heat energy through the process of cogeneration. It is the purpose and intent of the legislature to promote the growth of cogeneration in the state of Washington.

NEW SECTION. Sec. 2. As used in this chapter, the following terms have the meanings indicated unless the context clearly requires otherwise.

(1) "Cogeneration" means the sequential generation of electrical or mechanical power and useful heat from the same primary energy source or fuel.

(2) "Cogeneration facility" means any machinery, equipment, structure, process, or property, or any part thereof, installed or acquired for the primary purpose of cogeneration by a person or corporation other than an electric utility.

(3) "Certificate" means a cogeneration tax credit certificate granted by the department.

(4) "Cost" means only the cost of a cogeneration facility which is in addition to the cost that the applicant otherwise would incur to meet the applicant's demands for useful heat. "Cost" does not include expenditures which are offset by cost savings, including but not limited to savings resulting from early retirement of existing equipment.

(5) "Department" means the department of revenue.

(6) "Electric utility" means any person, corporation, or governmental subdivision authorized and operating under the Constitution and laws of the state of Washington which is primarily engaged in the generation or sale of electric energy.

(7) "Office" means the state energy office.

NEW SECTION. Sec. 3. (1) An application for a certificate shall be filed with the department. The application shall contain the estimated or actual cost, plans, and specifications of the cogeneration facility, including all materials incorporated or to be incorporated therein, and a list describing and showing all expenditures made by the applicant for the purpose of cogeneration, together with the operating procedure for the facility, and if the facility has not been constructed, a time schedule for

the acquisition and installation or attachment of the cogeneration facility and the proposed operating procedure for the cogeneration facility.

(2) The department shall provide a copy of the application to the energy office within ten days after receipt thereof. Within sixty days after receipt of the application from the department, the office shall approve the application but only if it first determines that construction of the cogeneration facility began or will begin after the effective date of this act, that the cogeneration facility is designed and is operated or will be operated primarily for cogeneration, and that the cogeneration facility is suitable, reasonably adequate, and meets the intent and purposes of this chapter.

(3) Within ten days after approval of the application, the office shall provide a copy thereof to the department. Within thirty days after receipt thereof the department shall issue the certificate but only if it finds that the cost data in the application is accurate. If the application contains estimated cost data, the certificate shall be conditioned upon the applicant providing sufficient information for the department to determine the actual cost of the cogeneration facility on the date it becomes operational. Within sixty days after the cogeneration facility is operational the department shall review the certificate. If the actual cost of the cogeneration facility is less than the cost shown in the certificate, the department shall issue a modified certificate or a supplement to the original certificate, showing the actual cost of the cogeneration facility.

(4) The department, with the approval of the office, may adopt rules specifying the administrative procedures applicable to applications for certification, the form and manner in which the applications shall be filed and additional information to be contained therein. The rules shall apply to administrative procedures before both the office and the department. An applicant shall have the opportunity for a hearing before the office and the department in respect to their respective decisions granting or denying approval or certification.

This section shall expire on December 31, 1984.

NEW SECTION. Sec. 4. (1) No certificate or supplement may be issued after December 31, 1984.

(2) The department shall keep a running tabulation of the total cogeneration facility costs incurred or planned to be incurred pursuant to certificates or supplements issued under this chapter. The department may not issue any new certificate or any supplement if the certificate or supplement would result in the tabulation exceeding one hundred million dollars. Nothing in this section shall be deemed to bar any certificate holder from amending the certificate or obtaining a supplement thereto so long as the amendment or supplement is issued prior to December 1, 1984, and does not increase the total amount of cogeneration facility costs incurred or planned to be incurred under the original certificate.

(3) The department may adopt any rules under chapter 34.04 RCW it considers necessary for the administration of this chapter.

NEW SECTION. Sec. 5. When a cogeneration facility is operational and a certificate pertaining thereto has been issued, a credit may be claimed against taxes imposed under chapter 82.04 RCW, if the due date for payment of the taxes is after the effective date of the certificate: **PROVIDED**, That the date on which the facility is operational is no more than four years after the date of issuance of the certificate. The amount of the credit shall be two percent of the cost of a facility covered by the certificate for each year the certificate remains in force. The credits shall be cumulative and shall be subject only to the following limitations:

(1) The tax credit shall apply to capital costs only and shall not apply to operating costs.

(2) A person, firm, corporation, or organization which acquires a cogeneration facility shall be entitled to the credit only to the extent that it has previously not

been taken. Under no circumstances may a credit be taken more than once against any cost or portion thereof of a cogeneration facility.

(3) No credit exceeding fifty percent of the taxes payable under chapter 82.04 RCW shall be allowed in any reporting period.

(4) The total cumulative amount of the credits allowed for any cogeneration facility covered by a certificate shall not exceed fifty percent of the cost of the cogeneration facility.

(5) The total cumulative amount of credits against state taxes authorized by this chapter shall be reduced by the total amount of any federal investment credit or other federal tax credit actually received by the certificate holder applicable to the cogeneration facility. This reduction shall be made as an offset against the credit claimed in the first reporting period following the allowance of the investment credit, or other credit, and thereafter as an offset against any credit balance as it shall become available to the certificate holder.

NEW SECTION. Sec. 6. If subsequent to the issuance of a certificate for a cogeneration facility and prior to December 31, 1984, a determination is made to modify or replace the cogeneration facility, the holder of the certificate may file an application for a modified certificate or supplement to the existing certificate covering the modified or replacement cogeneration facility in accordance with the procedures set forth in this chapter for original certificates and supplements. After the issuance by the department of any modified certificate or supplement, all subsequent tax credits and exemptions for the cogeneration facility shall be based on the modified certificate or supplement and shall be exclusively based on the cost shown in the modified or supplemented certificate.

This section shall expire on December 31, 1984.

NEW SECTION. Sec. 7. The department shall send a certificate or supplement, when issued, by certified mail to the applicant. Notice of the department's refusal to issue a certificate or supplement shall likewise be sent to the applicant by certified mail.

NEW SECTION. Sec. 8. (1) Except as provided in subsection (2) of this section, the department shall revoke any certificate issued under this chapter if it finds that any of the following have occurred with respect to the certificate:

- (a) The certificate was obtained by fraud or deliberate misrepresentation;
- (b) The certificate was obtained through the use of inaccurate data but without any intention to commit fraud or misrepresentation;
- (c) The facility was constructed or operated in violation of any provision of this chapter or provision imposed by the department as a condition of certification; or
- (d) The cogeneration facility is no longer capable of being operated for the primary purpose of cogeneration.

(2) If the department finds that there are few inaccuracies under subsection (1)(b) of this section and that cumulatively they are insignificant in terms of the cost or operation of the facility or that the inaccurate data is not attributable to carelessness or negligence and its inclusion was reasonable under the circumstances, then the department may provide for the continuance of the certificate and whatever modification it considers in the public interest.

(3) Any person, firm, corporation, or organization that obtains a certificate revoked under this section shall be liable for the total amount of money saved by claiming the credits and exemptions provided under this chapter and section 9 of this act. The total amount of the credits shall be collected as delinquent business and occupation taxes, and the total of the exemptions shall be collected and distributed as delinquent property taxes. Interest shall accrue on the amounts of the credits and exemptions from the date the taxes were otherwise due.

(4) The office shall provide technical assistance to the department in carrying out its responsibilities under this section.

NEW SECTION. Sec. 9. There is added to chapter 84.36 RCW a new section to read as follows:

Cogeneration facilities which have been granted a cogeneration tax credit certificate under chapter ... RCW (sections 1 through 8 of this act) shall be exempt from property taxation for a period of seven years from the date on which the facility is operational or until the certificate is revoked, whichever is first. For the purposes of the exemption under this section the value of the cogeneration facility shall be based upon the cost shown in the certificate.

Claims for the exemption authorized by this section shall be filed with the county assessor on forms prescribed by the department of revenue and furnished by the assessor. The assessor shall verify and approve such claims as he or she determines to be justified in accordance with this section.

The department of revenue shall promulgate such rules and regulations, pursuant to chapter 34.04 RCW as are necessary and convenient to properly administer the provisions of this section.

Sec. 10. Section 80.04.010, chapter 14, Laws of 1961 as last amended by section 1, chapter 47, Laws of 1977 ex. sess. and RCW 80.04.010 are each amended to read as follows:

As used in this title, unless specifically defined otherwise or unless the context indicates otherwise:

"Commission" means the utilities and transportation commission.

"Commissioner" means one of the members of such commission.

"Corporation" includes a corporation, company, association or joint stock association.

"Person" includes an individual, a firm or copartnership.

"Gas plant" includes all real estate, fixtures and personal property, owned, leased, controlled, used or to be used for or in connection with the transmission, distribution, sale or furnishing of natural gas, or the manufacture, transmission, distribution, sale or furnishing of other type gas, for light, heat or power.

"Gas company" includes every corporation, company, association, joint stock association, partnership and person, their lessees, trustees or receiver appointed by any court whatsoever, and every city or town, owning, controlling, operating or managing any gas plant within this state.

"Electric plant" includes all real estate, fixtures and personal property operated, owned, used or to be used for or in connection with or to facilitate the generation, transmission, distribution, sale or furnishing of electricity for light, heat, or power for hire; and any conduits, ducts or other devices, materials, apparatus or property for containing, holding or carrying conductors used or to be used for the transmission of electricity for light, heat or power.

"Electrical company" includes any corporation, company, association, joint stock association, partnership and person, their lessees, trustees or receivers appointed by any court whatsoever (other than a railroad or street railroad company generating electricity solely for railroad or street railroad purposes or for the use of its tenants and not for sale to others), and every city or town owning, operating or managing any electric plant for hire within this state. "Electrical company" does not include a company or person employing a cogeneration facility solely for the generation of electricity for its own use or the use of its tenants or for sale to an electrical company, state or local public agency, municipal corporation, or quasi municipal corporation engaged in the sale or distribution of electrical energy, but not for sale to others, unless such company or person is otherwise an electrical company.

"Telephone company" includes every corporation, company, association, joint stock association, partnership and person, their lessees, trustees or receivers appointed by any court whatsoever, and every city or town owning, operating or

managing any telephone line or part of telephone line used in the conduct of the business of affording telephonic communication for hire within this state.

"Telephone line" includes conduits, ducts, poles, wires, cables, cross-arms, receivers, transmitters, instruments, machines, appliances, instrumentalities and all devices, real estate, easements, apparatus, property and routes used, operated, owned or controlled by any telephone company to facilitate the business of affording telephonic communication.

"Telegraph company" includes every corporation, company, association, joint stock association, partnership and person, their lessees, trustees or receivers appointed by any court whatsoever, owning, operating or managing any telegraph line or part of telegraph line used in the conduct of the business of affording for hire communication by telegraph within this state.

"Telegraph line" includes conduits, poles, wire, cables, cross-arms, instruments, machines, appliances, instrumentalities and all devices, real estate, easements, apparatus, property and routes used, operated or owned by any telegraph company to facilitate the business of affording communication by telegraph.

"Water system" includes all real estate, easements, fixtures, personal property, dams, dikes, head gates, weirs, canals, reservoirs, flumes or other structures or appliances operated, owned, used or to be used for or in connection with or to facilitate the supply, storage, distribution, sale, furnishing, diversion, carriage, apportionment or measurement of water for power, irrigation, reclamation, manufacturing, municipal, domestic or other beneficial uses for hire.

"Water company" includes every corporation, company, association, joint stock association, partnership and person, their lessees, trustees or receivers appointed by any court whatsoever, and every city or town owning, controlling, operating, or managing any water system for hire within this state: PROVIDED, That it shall not include any water system serving less than sixty customers where the average annual gross revenue per customer does not exceed one hundred twenty dollars per year.

"Cogeneration facility" means any machinery, equipment, structure, process, or property, or any part thereof, installed or acquired for the primary purpose of the sequential generation of electrical or mechanical power and useful heat from the same primary energy source or fuel.

"Public service company" includes every gas company, electrical company, telephone company, telegraph company and water company. Ownership or operation of a cogeneration facility does not, by itself, make a company or person a public service company.

The term "service" is used in this title in its broadest and most inclusive sense.

NEW SECTION. Sec. 11. The generation of power by a nonpolluting, renewable energy source by an individual natural person not otherwise engaged in the business of power generation is declared to be exempt from all statutes and rules otherwise regulating the generation of power: PROVIDED, That such an individual is hereby authorized to provide such power to the utility servicing the property on which the power is generated and the servicing utility is hereby authorized to accept such power under such terms and conditions as may be agreed to between the parties.

NEW SECTION. Sec. 12. The house and senate energy and utilities committees are authorized and directed to monitor the effectiveness of the business and occupation tax credit and property tax exemption for cogeneration facilities as an incentive for the implementation of cogeneration, and to study the cost and effectiveness of alternative state incentives for cogeneration, including, but not limited to direct grants, loans, other tax incentives, and partial funding for feasibility studies. The committees shall report their findings and recommendations to the forty-seventh legislature of the state of Washington convened in regular session.

NEW SECTION. Sec. 13. If any provision of this 1979 act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected.

NEW SECTION. Sec. 14. Sections 1 through 8 of this act shall constitute a new chapter in Title 82 RCW."

POINT OF INQUIRY

Senator Lewis: "Senator Bottiger, on page 2, line 8, where the "Cost" does not include expenditures which are offset by cost savings, including but not limited to savings resulting from early retirement of existing equipment', doesn't this eliminate any benefits of the tax incentive? It seems to me if they save money by not having to buy peak power, I wonder if this does not preclude some of the incentives to cogenerate and realize those savings."

Senator Bottiger: "You recognize our staff standing off the corridor here. He gave me the nod that says that it does not in the rocket research report offset it. What we are looking for is, if a manufacturer will install increased capacity, and I have used the example before of a client I have got, say, that has a three hundred and fifty horsepower boiler. If he goes in and brings that up to five hundred, adds on a generating capacity to use the hundred and fifty extra horsepower, he has still got what he needed at three fifty but he has built in peaking power and he could sell that to the utility. That extra cost of what it cost him to bring that capacity up is what he will get a credit for, not the whole five hundred horsepower boiler."

Senator Lewis: "I understand that, but if by realizing some cost saving from doing his own cogenerating and thereby eliminating the need to purchase power at peak rates, is he still realizing the incentive to do that?"

Senator Bottiger: "I do not believe so, Senator Lewis. If that turns out to be the case, we will come back in 1981 and change it. Staff is satisfied that this bill as written will provide a substantial stimulus to make those conversions."

The motion by Senator Bottiger carried and the amendment was adopted.

On motion of Senator Bottiger, the following amendment to the title was adopted:

On page 1, on line 1 of the title, after "regulation;" strike the remainder of the title and insert "amending section 80.04.010, chapter 14, Laws of 1961 as last amended by section 1, chapter 47, Laws of 1977 ex. sess. and RCW 80.04.010; adding a new chapter to Title 82 RCW; adding a new section to chapter 84.36 RCW; and creating new sections."

On motion of Senator Bottiger, the rules were suspended, Substitute House Bill No. 1013, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 1013, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 44; absent or not voting, 2; excused, 3.

Voting yea: Senators Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Donohue, Fleming, Gallagher, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Henry, Lee, Lewis, Lysen, Marsh, Matson, McDermott, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Scott, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn—44.

Absent or not voting: Senators Sellar, Woody—2.

Excused: Senators Bausch, Jones, Keefe—3.

SUBSTITUTE HOUSE BILL NO. 1013, as amended by the Senate, 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

Senator Bottiger moved the Senate do now consider Engrossed Substitute House Bill No. 1075, as amended by the Senate on Monday, April 30, 1979. Senator Guess objected.

MOTION

At 10:28 a.m., Senator Marsh moved the Senate be at ease.

SIGNED BY THE PRESIDENT

The President signed:
 SUBSTITUTE SENATE BILL NO. 2337,
 SENATE BILL NO. 2905.

SIGNED BY THE PRESIDENT

The President signed:
 HOUSE BILL NO. 33,
 SUBSTITUTE HOUSE BILL NO. 79,
 SUBSTITUTE HOUSE BILL NO. 99,
 SUBSTITUTE HOUSE BILL NO. 133,
 SUBSTITUTE HOUSE BILL NO. 535,
 SUBSTITUTE HOUSE BILL NO. 619,
 HOUSE BILL NO. 666,
 HOUSE BILL NO. 781,
 HOUSE BILL NO. 860,
 HOUSE BILL NO. 923,
 HOUSE BILL NO. 933,
 HOUSE BILL NO. 1175,
 SUBSTITUTE HOUSE BILL NO. 1347.

The motion by Senator Marsh carried. The Senate was declared to be at ease. President Pro Tempore Henry called the Senate to order at 12:15 p.m.

MOTIONS

On motion of Senator Bottiger, the Senate commenced consideration of Engrossed Substitute House Bill No. 1075.

On motion of Senator Wilson, Senator Bausch was excused.

SECOND READING

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1075, by Committee on Energy and Utilities (originally sponsored by Representative McCormick):

Relating to Washington public power and supply system.

The Senate resumed consideration of Engrossed Substitute House Bill No. 1075. On Monday, April 30, 1979, the committee amendment, as amended, was adopted.

Senator Bottiger moved the rules be suspended, Engrossed Substitute House Bill No. 1075, as amended by the Senate, be advanced to third reading, the second reading considered the third, and the bill be placed on final passage.

Senator Guess objected.

President Pro Tempore Henry called for a voice vote on the motion by Senator Bottiger.

The motion carried.

Debate ensued.

POINT OF INQUIRY

Senator Matson: "You mentioned that you went over to the House and discussed this with some people. Who were they again?"

Senator Bottiger: "It was in Representative McCormick's office. Representative Haley was present; the representatives from the WPPSS were present; and this was the language that they had worked out with my staff and they said they could live with this."

Senator Matson: "I see. Then I am to gather that you discussed this with people from both sides of the aisle in the House. Did you include anyone from this caucus in your discussion?"

Senator Bottiger: "No."

Further debate ensued.

POINT OF INQUIRY

Senator Marsh: "Senator Bottiger, how do you contemplate the legislative budget committee getting a copy of the annual report of the firm or firms concerning its action and recommendation to the board for the purpose of enabling it to attain the highest degree of efficiency in the management and control of any thermal power project under construction or in operation?"

Senator Bottiger: "Senator Marsh, three ways. In the budget we passed, there is a direction for the legislative budget committee to make the audit and an appropriation of seventy thousand dollars for them to do that. Second, the amendment by Senator McDermott makes the records and reports of the agency public records and therefore available to the legislative budget committee. Third, the Senate and House committees on energy and utilities are to be furnished with quarterly reports on the implementation of the bill and those reports are obviously also available to the legislative budget committee and if by some reason those three reasons are not enough, we will amend the bill in 1981."

Further debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute House Bill No. 1075, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 31; nays, 16; excused, 2.

Voting yea: Senators Bluechel, Bottiger, Clarke, Conner, Day, Donohue, Fleming, Gaspard, Goltz, Gould, Jones, Lysen, Marsh, McDermott, Moore, North, Odegaard, Peterson, Rasmussen, Ridder, Scott, Shinpoch, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Williams, Wilson, Wojahn, Woody—31.

Voting nay: Senators Benitz, Gallagher, Guess, Hansen, Hayner, Henry, Lee, Lewis, Matson, Morrison, Newschwander, Pullen, Quigg, Sellar, Talley, Wanamaker—16.

Excused: Senators Bausch, Keefe—2.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1075, as amended by the Senate, 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 12:45 p.m., on motion of Senator Walgren, the Senate adjourned until 10:00 a.m., Wednesday, May 2, 1979.

JOHN A. CHERBERG, President of the Senate.
SIDNEY R. SNYDER, Secretary of the Senate.

FORTY-THIRD DAY

MORNING SESSION

Senate Chamber, Olympia, Wednesday, May 2, 1979.

The Senate was called to order at 10:00 a.m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senators Fleming, Gould, Keefe and Pullen. On motion of Senator Wilson, Senators Fleming and Keefe were excused. On motion of Senator Jones, Senator Gould was excused.

The Color Guard, consisting of Pages Robin Bechly and Kevin Hickson, presented the Colors. Reverend David Kratz, pastor of United Presbyterian Church of Olympia, offered the following prayer:

"LET US PRAY. O GOD, THEY SAY GREAT THINGS ABOUT YOU, WORDS OF GRANDEUR AND WORDS OF PEACE, AND YET WE FIND OURSELVES CAUGHT IN THE STREAM OF LIFE, GOING FROM ONE MEETING TO ANOTHER AND ONE DECISION TO ANOTHER, ONE FACE TO ANOTHER, ONE THING TO DO TO ANOTHER, AND SO WE PAUSE THIS DAY, NOT FULLY SURE OF YOUR GRANDEUR OR YOUR PEACE BUT TAKING SOME TIME TO REMEMBER WHO WE ARE, FROM WHENCE WE COME AND TO WHERE WE GO, REMEMBERING THAT YOUR WORD TO US IS THE WORD OF JUSTICE AND THAT YOUR INTENTION FOR US IS A WORD OF LOVE. THEY SAY, O GOD, THAT YOU REMEMBER EVEN THE SMALLEST SPARROW THAT FALLS TO THE GROUND. WE ASK AS WE CONFRONT THE DAYS AHEAD AND THE HOURS AHEAD AND THE STORM AHEAD THAT YOU MIGHT REMEMBER US AND ALL HUMAN BEINGS. AMEN."

MOTION

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

REPORTS OF STANDING COMMITTEES

May 1, 1979.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 894, regulating sources and uses of radiation (reported by Committee on Social and Health Services):

MAJORITY recommendation: Do pass as amended and be rereferred to Committee on Ways and Means.

Signed by: Senators Day, Chairman; Moore, Vice Chairman; Pullen, Quigg, Vognild.

Rereferred to Committee on Ways and Means.

May 1, 1979.

ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 1239, authorizing a six-year levy solely for emergency medical services upon approval by the voters of cities, counties, towns and other taxing districts (reported by Committee on Social and Health Services):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Day, Chairman; Moore, Vice Chairman; Gould, Pullen, Quigg, Talmadge, Vognild.

Passed to Committee on Rules for second reading.

MESSAGES FROM THE HOUSE

May 1, 1979.

Mr. President: The House has concurred in the Senate amendment to ENGROSSED SUBSTITUTE HOUSE BILL NO. 227 and has passed the bill as amended by the Senate.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

May 1, 1979.

Mr. President: The House has concurred in the Senate amendments to ENGROSSED HOUSE BILL NO. 622 and has passed the bill as amended by the Senate.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

May 1, 1979.

Mr. President: The House has passed SENATE BILL NO. 2224, and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

MOTION

On motion of Senator Walgren, the Senate commenced consideration of the House Message on Engrossed Substitute Senate Bill No. 2095.

MESSAGE FROM THE HOUSE

April 30, 1979.

Mr. President: The House has passed SUBSTITUTE SENATE BILL NO. 2095 with the following amendments:

Strike everything after the enacting clause and insert the following:

*Section 1. Section 3, chapter 125, Laws of 1951 as last amended by section 1, chapter 311, Laws of 1977 ex. sess. and RCW 2.08.061 are each amended to read as follows:

There shall be in the county of King thirty-four judges of the superior court; in the county of Spokane ((~~nine~~)) ten judges of the superior court; in the county of Pierce ((~~eleven~~)) thirteen judges of the superior court: PROVIDED, That the additional offices herein created for the county of Pierce shall be effective January 1, ((+1978)) 1981.

Sec. 2. Section 4, chapter 125, Laws of 1951 as last amended by section 2, chapter 311, Laws of 1977 ex. sess. and RCW 2.08.062 are each amended to read as follows:

There shall be in the ((~~county~~)) counties of Chelan ((~~one~~)) and Douglas jointly, two judges of the superior court; in the county of Clark ((~~four~~)) five judges of the superior court; in the county of Grays Harbor two judges of the superior court; in the county of Kitsap ((~~four~~)) five judges of the superior court; in the county of Kittitas one judge of the superior court; in the county of Lewis two judges of the superior court: PROVIDED, That the additional office herein created for the county of Kitsap shall be effective January 1, 1981.

Sec. 3. Section 6, chapter 125, Laws of 1951 as last amended by section 3, chapter 311, Laws of 1977 ex. sess. and RCW 2.08.064 are each amended to read as follows:

There shall be in the counties of Benton and Franklin jointly, four judges of the superior court; in the counties of Clallam and Jefferson jointly, two judges of the superior court; in the county of Snohomish ~~((seven))~~ eight judges of the superior court; in the counties of Asotin, Columbia and Garfield jointly, one judge of the superior court; in the county of Cowlitz, ~~((two))~~ three judges of the superior court; PROVIDED, That the additional office herein created for the county of Cowlitz shall be effective January 1, 1981; in the counties of Klickitat and Skamania jointly, one judge of the superior court.

Sec. 4. Section 7, chapter 125, Laws of 1951 as last amended by section 4, chapter 311, Laws of 1977 ex. sess. and RCW 2.08.065 are each amended to read as follows:

There shall be in the ~~((counties of Douglas and))~~ county of Grant ((jointly)), two judges of the superior court; in the counties of Ferry and Okanogan jointly, one judge of the superior court; in the counties of Mason and Thurston jointly, ~~((four))~~ five judges of the superior court; in the counties of Pacific and Wahkiakum jointly, one judge of the superior court; in the counties of Pend Oreille and Stevens jointly, one judge of the superior court; and in the counties of San Juan and Island jointly, two judges of the superior court.

NEW SECTION. Sec. 5. The superior court judge serving in position two, as designated by the county auditors of Grant and Douglas counties for the 1976 general election, in the counties of Grant and Douglas prior to the effective date of this 1979 act, shall thereafter serve jointly in the counties of Douglas and Chelan, along with the judge previously serving only in Chelan county. The additional superior court judge position created by this 1979 act shall be for Grant county alone, which shall retain the judge in position one previously serving jointly in the counties of Grant and Douglas.

NEW SECTION. Sec. 6. (1) The secretary of state and appropriate county election officials shall accept declarations of candidacy for the offices created by sections 1 through 4 of this act during the filing period specified by RCW 29.18.030 prior to the general election to be held on the second Tuesday of November, 1979, except for the offices created for the counties of Kitsap, Cowlitz, and Pierce, which declarations shall be accepted by the appropriate election officers during the same period prior to the general election to be held on the second Tuesday of November, 1980.

(2) The offices created by sections 1 through 4 of this act shall become effective January 1, 1980, except for the offices created for the counties of Kitsap, Cowlitz, and Pierce which shall become effective January 1, 1981. Such offices shall be filled by persons elected and qualified at the general election immediately preceding such effective dates."

On page 1, line 1 of the title, after "Relating to superior court judges;" strike the remainder of the title and insert "amending section 3, chapter 125, Laws of 1951 as last amended by section 1, chapter 311, Laws of 1977 ex. sess. and RCW 2.08.061; amending section 4, chapter 125, Laws of 1951 as last amended by section 2, chapter 311, Laws of 1977 ex. sess. and RCW 2.08.062; amending section 6, chapter 125, Laws of 1951 as last amended by section 3, chapter 311, Laws of 1977 ex. sess. and RCW 2.08.064; amending section 7, chapter 125, Laws of 1951 as last amended by section 4, chapter 311, Laws of 1977 ex. sess. and RCW 2.08.065; and creating new sections.", and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

MOTION

On motion of Senator Marsh, the Senate refused to concur in the House amendments to Substitute Senate Bill No. 2095 and asks the House to recede therefrom.

MOTION

On motion of Senator Walgren, the Senate commenced consideration of the House Message on Engrossed Second Substitute Senate Bill No. 3033.

MESSAGE FROM THE HOUSE

May 1, 1979.

Mr. President: The House has passed ENGROSSED SECOND SUBSTITUTE SENATE BILL NO. 3033 with the following amendment:

Strike everything after the enacting clause and insert:

"NEW SECTION. Section 1. The legislature finds that a significant potential exists for the development of the hydroelectric generation capabilities of present and future irrigation systems serving irrigation districts. The legislature also finds that the development of such hydroelectric generation capabilities is beneficial to the present and future electrical needs of the citizens of the state of Washington, furthers a state purpose and policy, and is in the public interest. The legislature further finds that it is necessary to revise and add to the authority of irrigation districts to obtain the most favorable interest rates possible in the financing of irrigation district projects which serve the agricultural community and hydroelectric facilities. It is the intent of the legislature to provide irrigation districts with the authority to develop these hydroelectric generation capabilities in connection with irrigation facilities. Further, it is the intent of the legislature that the development of hydroelectric generation capabilities pursuant to this 1979 act not become the sole purpose or function of irrigation districts in existence on the effective date of this 1979 act, nor become a major function of irrigation districts created after that date. Nothing herein shall authorize an irrigation district to sell electric power or energy to any municipal corporation not engaged in the distribution of electric power or energy.

Sec. 2. Section 2, chapter 138, Laws of 1923 as last amended by section 1, chapter 206, Laws of 1967 and RCW 87.03.015 are each amended to read as follows:

Any irrigation district, operating and maintaining an irrigation system, in addition to other powers conferred by law, shall have authority:

(1) To purchase(;) and sell electric power to the inhabitants of the irrigation district for the purposes of irrigation and domestic use, to acquire, construct, and lease dams, canals, plants, transmission lines, and other power equipment and the necessary property and rights therefor and to operate, improve, repair, and maintain the same, for the generation and transmission of electrical energy(~~(;- used in the operation of pumping plants and irrigation systems of the district, and to sell the surplus of any such electrical energy over and above the requirements of the irrigation districts to municipalities, public and private corporations and individuals, on such terms and conditions as the board of directors shall determine))~~ for use in the operation of pumping plants and irrigation systems of the district and for sale to the inhabitants of the irrigation district for the purposes of irrigation and domestic use; and, as a further and separate grant of authority and in furtherance of a state purpose and policy of developing hydroelectric capability in connection with irrigation facilities, to construct, finance, acquire, own, operate, and maintain, alone or jointly with other irrigation districts, boards of control, other municipal or quasi municipal corporations or cooperatives authorized to engage in the business of distributing electricity, or electrical companies subject to the jurisdiction of the utilities and

transportation commission, hydroelectric facilities including but not limited to dams, canals, plants, transmission lines, other power equipment, and the necessary property and rights therefor, located within or outside the district, for the purpose of utilizing for the generation of electricity, water power made available by and as a part of the irrigation water storage, conveyance, and distribution facilities, waste ways, and drainage water facilities which serve irrigation districts, and to sell any and all the electric energy generated at any such hydroelectric facilities or the irrigation district's share of such energy, to municipal or quasi municipal corporations and cooperatives authorized to engage in the business of distributing electricity, and electrical companies subject to the jurisdiction of the utilities and transportation commission, or to other irrigation districts, and on such terms and conditions as the board of directors shall determine, and to enter into contracts with other irrigation districts, boards of control, other municipal or quasi municipal corporations and cooperatives authorized to engage in the business of distributing electricity, and electrical companies subject to the jurisdiction of the utilities and transportation commission: PROVIDED, That no contract entered into by ((such)) the board of directors of any irrigation district for the sale of electrical energy ((to continue)) from such hydroelectric facility for a period longer than ((ten)) forty years from the date of commercial operation of such hydroelectric facility shall be binding on the district until ratified by a majority vote of the electors of the district at an election therein, called, held and canvassed for that purpose in the same manner as that provided by law for district bond elections.

(2) To construct, repair, purchase, maintain or lease a system for the sale or lease of water to the owners of irrigated lands within the district for domestic purposes.

(3) To construct, repair, purchase, lease, acquire, operate and maintain a system of drains, sanitary sewers, and sewage disposal or treatment plants as herein provided.

(4) To assume, as principal or guarantor, any indebtedness to the United States under the federal reclamation laws, on account of district lands.

(5) To maintain, repair, construct and reconstruct ditches, laterals, pipe lines and other water conduits used or to be used in carrying water for irrigation of lands located within the boundaries of a city or town or for the domestic use of the residents of a city or town where the owners of land within such city or town shall use such ((irrigation)) works to carry water to the boundaries of such city or town for irrigation, domestic or other purposes within such city or town, and to charge to such city or town the pro rata proportion of the cost of such maintenance, repair, construction and reconstruction work in proportion to the benefits received by the lands served and located within the boundaries of such city or town, and if such cost is not paid, then and in that event said irrigation district shall have the right to prevent further water deliveries through such ((irrigation)) works to the lands located within the boundaries of such city or town until such charges have been paid.

(6) To acquire, install and maintain as a part of the irrigation district's water system the necessary water mains and fire hydrants to make water available for fire fighting purposes; and in addition any such irrigation district shall have the authority to repair, operate and maintain such hydrants and mains.

(7) To enter into contracts with ((another)) other irrigation ((district or)) districts ((or)), boards of control ((to)), municipal or quasi municipal corporations and cooperatives authorized to engage in the business of distributing electricity, and electrical companies subject to the jurisdiction of the utilities and transportation commission to jointly acquire, construct, own, operate, and maintain ((for, or partially for, such district or districts or board of control,)) irrigation ((and drainage)) water, domestic water, drainage and sewerage works, and electrical power works to the same extent as authorized by subsection (1) of this section, or portions of such

works(, where it is concerned with, and will be affected by, the operation and maintenance thereof)).

(8) To acquire from a water district wholly within the irrigation district's boundaries, by a conveyance without cost, the water district's water system and to operate the same to provide water for the domestic use of the irrigation district residents. As a part of its acceptance of the conveyance the irrigation district must agree to relieve the water district of responsibility for maintenance and repair of the system. Any such water district is authorized to make such a conveyance if all indebtedness of the water district, except local improvement district bonds, has been paid and the conveyance has been approved by a majority of the water district's electors voting at a general or special election.

This section shall not be construed as in any manner abridging any other powers of an irrigation district conferred by law.

Sec. 3. Section 11, page 677, Laws of 1889-90 as last amended by section 5, chapter 129, Laws of 1921 and RCW 87.03.115 are each amended to read as follows:

The directors of the district shall organize as a board and shall elect a president from their number, and appoint a secretary, who shall keep a record of their proceedings. The office of the directors and principal place of business of the district shall be at some place in the county in which the organization was effected, to be designated by the directors. The directors shall hold a regular monthly meeting at their office, on the first Tuesday in every month, or on such other day in each month as the board shall direct in their bylaws, and may adjourn any meeting from time to time as may be required for the proper transaction of business. Special meetings ~~((may)) shall be called ((at any time by order of a majority of the directors, but in case all directors do not join in said order, the secretary shall give the members not joining, five days' notice of such meeting, which notice shall specify what business shall be transacted, and none other than that specified shall be transacted at such special meeting. PROVIDED, That if all members of the board are present, no order for said special meeting shall be necessary and any business may be transacted at such special meeting as could be transacted at a regular meeting)) and conducted in the manner required by chapter 42.30 RCW. All meetings of the directors must be public. A majority of the directors shall constitute a quorum for the transaction of business, and in all matters requiring action by the board there shall be a concurrence of at least a majority of the directors. All records of the board shall be open to the inspection of any electors during business hours. The board shall have the power, and it shall be its duty, to adopt a seal of the district, to manage and conduct the business and affairs of the district, to make and execute all necessary contracts, to employ and appoint such agents, officers and employees as may be necessary and prescribe their duties, and to establish equitable bylaws, rules and regulations for the government and management of the district, and for the equitable distribution of water to the lands within the district, upon the basis of the beneficial use thereof, and generally to perform all such acts as shall be necessary to fully carry out the provisions of this chapter(, including the acquisition, construction and operation and maintenance of drainage works and wasteways)): PROVIDED, That all water, the right to the use of which is acquired by the district under any contract with the United States shall be distributed and apportioned by the district in accordance with the acts of congress, and rules and regulations of the secretary of the interior until full reimbursement has been made to the United States, and in accordance with the provisions of said contract in relation thereto. The bylaws, rules and regulations must be printed in convenient form for distribution in the district. All leases, contracts, or other form of holding any interest in any state or other public lands shall be, and the same are hereby declared to be title to and evidence of title to lands and for all purposes within this act, shall be treated as the private property of the lessee~~

or owner of the contractual or possessory interest: **PROVIDED**, That nothing in this section shall be construed to affect the title of the state or other public ownership, nor shall any lien for such assessment attach to the fee simple title of the state or other public ownership. The board of directors shall have authority to develop and to sell, lease, or rent the use of: (1) Water ((or power)) derived from the operation of the district ((irrigation or drainage works for delivery to occupants of public or other lands situated within or adjacent to the district, or to municipal corporations, at such prices and on such terms as it deems best)) water facilities to such municipal and quasi municipal entities, the state of Washington, and state entities and agencies, public and private corporations and individuals located within and outside the boundaries of the district and on such terms and conditions as the board of directors shall determine; and (2) power derived from hydroelectric facilities authorized by RCW 87.03.015(1) as now or hereafter amended, to such municipal or quasi municipal corporations and cooperatives authorized to engage in the business of distributing electricity, electrical companies subject to the jurisdiction of the utilities and transportation commission, and other irrigation districts and on such terms and conditions as the board of directors shall determine: **PROVIDED**, No water ((or power)) shall be furnished for use outside of said district until all demands and requirements for water ((and power)) for use in said district are furnished and supplied by said district: **AND PROVIDED FURTHER**, That as soon as any public lands situated within the limits of the district shall be acquired by any private person, or held under any title of private ownership, the owner thereof shall be entitled to receive his proportion of water as in case of other land owners, upon payment by him of such sums as shall be determined by the board, and at the time to be fixed by the board, which sums shall be such equitable amount as such lands should pay having regard to placing said lands on the basis of equality with other lands in the district as to benefits received, and giving credit if equitable for any sums paid as water rent by the occupant of said lands prior to the vesting of private ownership, and such lands shall also become subject to all taxes and assessments of the district thereafter imposed.

NEW SECTION. Sec. 4. There is added to chapter 87.03 RCW a new section to read as follows:

For the purpose of developing hydroelectric generation capabilities in connection with irrigation facilities, the board of directors of an irrigation district shall have the power, in accordance with procedures provided in this chapter, to acquire, either by purchase or condemnation, or other legal means, all lands, waters, water rights, and other property located within or outside the boundaries of the district necessary for the construction, use, supply, maintenance, repair, or improvement of hydroelectric facilities to the extent authorized by RCW 87.03.015(1), as now or hereafter amended.

Irrigation districts are prohibited from condemning: (1) Any hydroelectric power plants, hydroelectric power sites, power lines or other power facilities or any lands, water rights, or other property of municipal and quasi municipal corporations, cooperatives authorized to engage in the business of distributing electricity, and electrical companies subject to the jurisdiction of the utilities and transportation commission; and (2) water rights held by private individual landowners where such waters are being put to beneficial use.

Sec. 5. Section 37, page 690, Laws of 1889-90 as last amended by section 7, chapter 171, Laws of 1939 and RCW 87.03.445 are each amended to read as follows:

The cost and expense of purchasing and acquiring property, and construction, reconstruction, extension and betterment of the works and improvements herein provided for, and the expenses incidental thereto, and indebtedness to the United States for district lands assumed by the district, and for the carrying out of the purposes of

this chapter, may be paid for by the board of directors out of the funds received from bond sales as well as other district funds.

For the purpose of defraying the costs and expenses of the organization of the district, and of the care, operation, management, maintenance, repair and improvement of the district and its irrigation water, domestic water, ~~((electrical))~~ electric power, drainage, or ~~((telephone system and appliances))~~ sewer facilities or of any portion thereof, or for the payment of any indebtedness due the United States or the state of Washington, or for the payment of district bonds, the board may either fix rates or tolls and charges, and collect the same from all persons for whom district service is made available for irrigation water, domestic water, electric ~~((energy))~~ power, drainage or sewerage, and other purposes, or ~~((they))~~ it may provide for the payment of said costs and expenses by a levy of assessment therefor, or by both said rates or tolls and charges and assessment ~~((; if by the latter method, such levy))~~.

If the assessment method is utilized, the levy of assessments shall be made on the completion and equalization of the assessment roll each year, and the board shall have the same powers and functions for the purpose of said levy as possessed by it in case of levy to pay bonds of the district. The procedure for the collection of assessments by such levy shall in all respects conform with the provisions of this chapter, relating to the collection of assessments for the payment of principal and interest of bonds herein provided for, and shall be made at the same time.

If the rates or tolls and charges method is adopted in whole or in part, the secretary shall deliver to the board of directors, within the time for filing the assessment roll, a schedule containing the names of the ~~((persons to whom the toll is to be charged or to whom the property is assessed, the description))~~ owners or reputed owners, as shown on the rolls of the county treasurer as of the first Tuesday in November of each year such a schedule is filed of the various parcels of land against which rates or tolls and charges are to be levied, the description of each such parcel of land and the amount to be charged against each parcel for irrigation water, domestic water, electric power, drainage, sewerage and other ~~((public uses))~~ district costs and expenses. Said schedule of rates or tolls and charges shall be equalized pursuant to the same notice, in the same manner, at the same time and with the same legal effect as in the case of assessments. Such schedule of rates or tolls and charges for a given year shall be filed with the proper county treasurer within the same time as that provided by law for the filing of the annual assessment roll, and the county treasurer shall collect and receipt for the payment of said rates or tolls and charges and credit them to the proper funds of the district. The board may designate the time and manner of making such collections and shall require the same to be paid in advance of delivery of water and other service ~~((and may accept short term interest bearing notes with or without collateral in their discretion for any portion of such charges. The board may also base such charges upon the quantity of water to be delivered and may fix a minimum charge to be paid by each acre of land within the district which shall represent the delivery of a stated quantity of water in acre feet with the graduated charge for each additional acre-foot of water delivered))~~. All tolls and charges levied shall also at once become and constitute an assessment upon and against the lands for which they are levied, with the same force and effect, and the same manner of enforcement, and with the same rate of interest from date of delinquency, in case of nonpayment, as other district assessments.

As an alternative method of imposing, collecting, and enforcing such rates or tolls and charges, the board may also base such rates or tolls and charges upon the quantity of irrigation water, domestic water, or electric power delivered, or drainage or sewage disposed of, and may fix a minimum rate or toll and charge to be paid by each parcel of land or use within the district for the delivery or disposal of a stated quantity of each such service with a graduated charge for additional quantities of such services delivered or disposed of. If the board elects to utilize this alternative

method of imposing, collecting, and enforcing such rates or tolls and charges, there shall be no requirement that the schedule referred to in the preceding paragraph be prepared, be filed with the board of directors by the secretary, be equalized, or be filed with a county treasurer. The board shall enforce collection of such rates or tolls and charges against property to which and its owners to whom the service is available, such rates or tolls and charges being deemed charges against the property to which the service is available. The board may provide by resolution that where such rates or tolls and charges are delinquent for any specified period of time, the district shall certify the delinquencies to the treasurer of the county in which the real property is located, and the charges and any penalties added thereto and interest thereon at the rate not to exceed twelve percent per annum fixed by resolution shall be a lien against the property to which the service was available, subject only to the lien for general taxes. The district may, at any time after such rates or tolls and charges and penalties provided for herein are delinquent for a period of one year, bring suit in foreclosure by civil action in the superior court of the county in which the real property is situated. The court may allow, in addition to the costs and disbursements provided by statute, such attorney's fees as it may adjudge reasonable. The action shall be in rem against the property, and in addition may be brought in the name of the district against an individual, or against all of those who are delinquent, in one action, and the rules of the court shall control as in other civil actions. The board may in the same year use the assessment method for part of the lands in the district and the rates or tolls and charges method for the remaining lands in the district in such proportion as it may deem advisable for the best interest of the district.

~~((All tolls and charges levied shall also at once become and constitute an assessment upon and against the lands for which they are levied, with the same force and effect, and the same manner of enforcement, and with the same rate of interest from date of delinquency, in case of nonpayment, as other district assessments:))~~

The procedures herein provided for the collection and enforcement of rates, tolls and charges also shall be applicable and available to the districts board of directors for the collection and enforcement of charges for water imposed by contract entered into or administered by the district's board of directors.

Sec. 6. Section 2, chapter 31, Laws of 1933 and RCW 87.03.450 are each amended to read as follows:

All income derived from the sale, delivery and distribution of electrical energy, shall be deposited with the county treasurer of the county in which the office of the board of directors of the district is located, and shall be apportioned to such fund or funds of the district authorized by law, as the board of directors shall deem advisable(~~(- PROVIDED, That such income, or any part of the same, may, upon a favorable vote of the electors of the district at an election therein called, held and canvassed for that purpose, in the same manner as that provided by law for district bond elections, be pledged, in addition to income from district assessments)), including, but not limited to the payment of district bonds or any portion of the same ((on the face of which the substance of such pledge must be endorsed,)) for which such revenues have been pledged and thereafter said income, or such portion thereof so pledged, shall be placed by the county treasurer to the credit of the fund from which said bonds are required to be paid until the same or the portion thereof secured by such pledge are fully paid.~~

Sec. 7. Section 11, chapter 162, Laws of 1917 as last amended by section 1, chapter 70, Laws of 1970 ex. sess. and RCW 87.03.485 are each amended to read as follows:

In the event that the said board shall approve said petition, the board shall fix a time and place for the hearing thereof and shall publish a notice once a week for two consecutive weeks preceding the date of such hearing and the last publication shall not be more than seven days before such date and shall mail such a notice on or

before the second publication date by first class mail, postage prepaid, to each owner or reputed owner of real property within the proposed local improvement district, as shown on the rolls of the county treasurer as of a date not more than twenty days immediately prior to the date such notice was mailed. Such notice must be published in a newspaper of general circulation in each county in which any portion of the land proposed to be included in such local improvement district lies. Such notice shall state that the lands within said described boundaries are proposed to be organized as a local improvement district, stating generally the nature of the proposed improvement; that bonds for such local improvement district are proposed to be issued as the bonds of the irrigation district, or that a contract is proposed to be entered into between the district and the United States or the state of Washington, or both, that the lands within said local improvement district are to be assessed for such improvement, that such bonds or contract will be a primary obligation of such local improvement district and a general obligation of the irrigation district and stating a time and place of hearing thereon. At the time and place of hearing named in said notice, all persons interested may appear before the board and show cause for or against the formation of the proposed improvement district and the issuance of bonds or the entering into of a contract as aforesaid. Upon the hearing the board shall determine as to the establishment of the proposed local improvement district. Any landowner whose lands can be served or will be benefited by the proposed improvement, may make application to the board at the time of hearing to include such land and the board of directors in such cases shall, at its discretion, include such lands within such district. The board of directors may exclude any land specified in said notice from said district provided, that in the judgment of the board, the inclusion thereof will not be practicable.

As an alternative plan and subject to all of the provisions of this chapter, the board of directors may initiate the organization of a local improvement district as herein provided. To so organize a local improvement district the board shall adopt and record in its minutes a resolution specifying the lands proposed to be included in such local improvement district or by describing the exterior boundaries of such proposed district or by both. Said resolution shall state generally the plan, character and extent of the proposed improvements, that the land proposed to be included in such improvement district will be assessed for such improvements; that coupon bonds of the irrigation district will be issued or a contract entered into as hereinabove in this section provided to meet the cost thereof and that such bonds or contract will be a primary obligation of such local improvement district and a general obligation of the irrigation district. Said resolution shall fix a time and place of hearing thereon and shall state that unless a majority of the holders of title or of evidence of title to lands within the proposed local improvement district file their written protest at or before said hearing, consent to the improvement will be implied.

A notice containing a copy of said resolution must be published once a week for two consecutive weeks preceding the date of such hearing and the last publication shall not be more than seven days before such date, and shall be mailed on or before the second publication date by first class mail, postage prepaid, to each owner or reputed owner of real property within the proposed local improvement district, as shown on the rolls of the county treasurer as of a date not more than twenty days immediately prior to the date such notice was mailed, and the hearing thereon shall not be held in less than twenty days from the adoption of such resolution. Such notice must be published in one newspaper, of general circulation, in each county in which any portion of the land proposed to be included in such local improvement district lies. Said hearing shall be held and all subsequent proceedings conducted in accordance with the provisions of this act relating to the organization of local improvement districts initiated upon petition.

Sec. 8. Section 1, chapter 57, Laws of 1949 as amended by section 1, chapter 74, Laws of 1973 and RCW 87.28.010 are each amended to read as follows:

The board of directors of any irrigation district in this state which is furnishing or may furnish irrigation water, domestic water ((service)), electric power ((service; a system of drains, or a system of sanitary sewer and sewage disposal or treatment plants)), drainage or sewerage services for which rates or tolls and charges are imposed or contract payments made, or any combination of such services, shall have authority to issue and sell bonds of the district payable from revenues derived from district rates or tolls and charges or contract payments for such service or services ((for the benefit of such service and the facilities therefor)), and ((the)) to pledge such revenues from one or more of ((the)) such services ((may be pledged)) for the payment and retirement of bonds issued for ((water, sewer, and electric)) irrigation water, domestic water, electric power, and drainage or sewer improvements: PROVIDED, That nothing in this section shall authorize a district which is not on March 8, 1973, engaged in providing electrical service permission to pledge revenue from water and sewer service to support the issuance of revenue bonds for the acquisition or construction of electrical power facilities other than those authorized by RCW 87.03.015(1), as now or hereafter amended.

Sec. 9. Section 2, chapter 57, Laws of 1949 as last amended by section 2, chapter 74, Laws of 1973 and RCW 87.28.020 are each amended to read as follows:

Said bonds shall be in such form as the board of directors shall determine ((and shall be payable to bearer, shall be in denominations of not less than one hundred dollars nor more than five thousand dollars, shall be numbered from one and up consecutively, shall bear the date of their issue, shall be payable at such time or times up to a maximum period of not to exceed forty years)); shall be in bearer form or registered as to principal or interest or both, and may provide for conversion between registered and coupon bonds; shall be in such denominations, shall be numbered, shall bear such date and shall be payable at such time or times up to a maximum of not to exceed forty years as shall be determined by the board of directors; shall bear interest at ((a) such rate or rates ((a)), payable at such time or times as authorized by the board of directors ((payable semiannually, evidenced by coupons attached to said bonds)); shall be payable at the office of the county treasurer of the county in which the principal office of the district is located or at such other place as the board of directors shall provide and specify in the bonds; shall be executed by the president of the board of directors and attested and sealed by the secretary thereof and may have facsimile signatures of the president and secretary imprinted on the interest coupons in lieu of original signatures and the facsimile seal of the district and the facsimile signature of either the president or the secretary on the bonds in lieu of a manual signature. Said bonds may provide that the same or any part thereof at the option of the board of directors may be redeemed in advance of maturity on any interest payment date upon the terms and conditions established by the board, may include in the amount of the issue funds for the purpose of paying interest on the bonds during the period of construction of the facility being financed by the proceeds of the bonds, and may include in the amount of the issue funds for the purpose of establishing, maintaining, or increasing reserves in the manner, for the purposes, and subject to the restrictions set forth in RCW 39.44.140.

Sec. 10. Section 3, chapter 57, Laws of 1949 as amended by section 3, chapter 74, Laws of 1973 and RCW 87.28.030 are each amended to read as follows:

The board of directors of the issuing district shall have authority and is required to create a special fund ((to be designated revenue bond fund)) or funds to be carried in said county treasurer's office for the account of the district for the sole purpose of paying the interest and principal of such bonds((-into which special fund said)). The board of directors of the issuing district shall obligate and bind the district to set aside and pay into such special fund or funds a fixed proportion, or any

fixed amount of and not exceeding a fixed proportion of, or a fixed amount or amounts without regard to any fixed proportion of the gross revenues from the charges made by the district for the irrigation water, domestic water ((service and/or)), the electric power ((service, and/or)), drainage, or sewer service, or any combination of such services as the case may be, for which the bonds are issued, and such bonds and the interest thereon shall be payable only out of such special fund or funds but shall be a lien and charge against all revenues received for ((such)) the service or services ((superior)) the revenues of which are pledged to such fund or funds and payments received from any utility local improvement district or districts pledged to secure such bonds, subject only to operating and maintenance expenses of such service.

Sec. 11. Section 4, chapter 57, Laws of 1949 and RCW 87.28.035 are each amended to read as follows:

In creating such special fund or funds the board of directors of the district shall have due regard for the cost of the operation and maintenance of the district system required by the district to furnish said irrigation water, domestic water ((service or)), electric power, drainage, or sewer service, as the case may be, and shall not set aside into such special fund a greater amount or proportion of the revenue of such service or services, than, in its judgment, will be available over and above such cost of maintenance and operation and the amount or proportion, if any, of the revenue ((so)) previously pledged to such special fund or funds.

Sec. 12. Section 5, chapter 57, Laws of 1949 and RCW 87.28.040 are each amended to read as follows:

Any such bonds, and interest thereon, issued against ((such)) a special fund as herein provided shall be a valid claim of the holder thereof only as against said special fund or funds and its fixed proportion or amount of the ((annual)) revenue pledged to such fund or funds and shall not constitute a general indebtedness against the issuing irrigation district. Each such bond shall state upon its face that it is payable from ((such)) a special fund or funds only, naming ((it)) the special fund or funds and the resolution creating ((it)) the fund or funds.

Sec. 13. Section 8, chapter 57, Laws of 1949 and RCW 87.28.100 are each amended to read as follows:

When ((such)) a special fund has been created and ((such)) bonds have been issued as herein provided, the fixed proportion or amount of ((said)) the revenues(;) pledged to the payment of the bonds and interest(;) shall be set aside and paid into the special fund(;) monthly as collected, as provided in the resolution creating the fund, and in case any irrigation district shall fail thus to set aside and pay said fixed proportion or amount as aforesaid, the holder of any bond against ((said)) the special fund may bring appropriate court action against the district and compel such setting aside and payment.

Sec. 14. Section 9, chapter 57, Laws of 1949 and RCW 87.28.103 are each amended to read as follows:

When the ((board of)) directors of the district have decided to issue revenue bonds as herein provided, they shall call a special election in the irrigation district at which election shall be submitted to the electors thereof possessing the qualifications prescribed by law the question whether revenue bonds of the district in the amount and payable according to the plan of payment adopted by the board and for the purposes therein stated shall be issued. Said election shall be called, noticed, conducted and canvassed in the same manner as provided by law for irrigation district elections to authorize an original issue of bonds payable from revenues derived from annual assessments upon the real property in the district: PROVIDED, That the board of directors shall have full authority to issue revenue bonds as herein provided payable within a maximum period of ((ten)) forty years without a special election: AND PROVIDED, FURTHER, That any irrigation district indebted to the state of

Washington shall get the written consent of the director of the department of (~~conservation and development~~) ecology prior to the issuance of said revenue bonds.

NEW SECTION. Sec. 15. There is added to chapter 87.03 RCW a new section to read as follows:

Every member of an irrigation district board of directors is subject to recall and discharge by the legal voters of such district pursuant to the provisions of chapter 29.82 RCW.

NEW SECTION. Sec. 16. There is added to chapter 87.03 RCW a new section to read as follows:

As used in this chapter, in accordance with RCW 87.03.440, the term "county treasurer" or "treasurer of the county" or other reference to that office means the treasurer of the district, if the district has designated its own treasurer, unless the context clearly requires otherwise.

NEW SECTION. Sec. 17. There is added to chapter 87.28 RCW a new section to read as follows:

As used in this chapter, in accordance with RCW 87.03.440, the term "county treasurer" or "treasurer of the county" or other reference to that office means the treasurer of the district, if the district has designated its own treasurer, unless the context clearly requires otherwise.

NEW SECTION. Sec. 18. There is added to chapter 87.28 RCW a new section to read as follows:

Irrigation districts may also issue interest bearing warrants to provide interim financing pending the issuance of district revenue bonds. The items, form and content, and the manner of the issuance and sale of such interest bearing warrants as well as any covenants for the redemption of such warrants shall be established by resolution of the district's board of directors.

NEW SECTION. Sec. 19. There is added to chapter 87.28 RCW a new section to read as follows:

Any irrigation district shall have the power to establish utility local improvement districts within its territory and to levy special assessments within such utility local improvement districts in the same manner as provided for irrigation district local improvement districts: **PROVIDED**, That it must be specified in any petition for the establishment of a utility local improvement district that the sole purpose of the assessments levied against the real property located within the utility local improvement district shall be the payment of the proceeds of those assessments into the revenue bond fund for the payment of revenue bonds, that no warrants or bonds shall be issued in any such utility local improvement district, and that the collection of interest and principal on all assessments in such utility local improvement district, when collected, shall be paid into the revenue bond fund.

NEW SECTION. Sec. 20. There is added to chapter 87.28 RCW a new section to read as follows:

The board of directors of any irrigation district may by resolution convert any then existing local improvement district into a utility local improvement district at any time prior to the adoption of a resolution approving and confirming the initial assessment roll of such local improvement district. The resolution so converting the local improvement district shall provide for the payment of the special assessment levied in that district into the special fund established or to be established for the payment of revenue bonds issued to defray the cost of the local improvement district.

NEW SECTION. Sec. 21. There is added to chapter 87.28 RCW a new section to read as follows:

The board of directors may make such covenants as it may deem necessary to secure and guarantee the payment of the principal of and interest on revenue bonds of the district, including but not being limited to covenants for: The establishment and maintenance of adequate reserves to secure or guarantee the payment of such

principal and interest; the protection and disposition of the proceeds of sale of such bonds; the use and disposition of the gross revenues of the service or services of the district providing revenues for the payment of such bonds and any additions or betterments thereto or extensions thereof; the use and disposition of any utility local improvement district assessments; the creation and maintenance of funds for renewals and replacements of the service or services providing revenues for the payment of such bonds; the establishment and maintenance of rates and charges adequate to pay principal and interest of such bonds and to maintain adequate coverage over debt service; the maintenance, operation, and management of the service or services providing revenues for the payment of such bonds and the accounting, insuring, and auditing of the business in connection therewith; the terms upon which such bonds or any of them may be redeemed at the election of the district; limitations upon the right of the district to dispose of its service or services providing revenues for the payment of such bonds or any part thereof; the appointment of trustees, depositaries, and paying agents to receive, hold, disburse, invest, and reinvest all or any part of the income, revenue, and receipts of the district; and the board of directors may make such other covenants as it may deem necessary to accomplish the most advantageous sale of such bonds. The board of directors may also provide that revenue bonds payable out of the same source or sources may later be issued on a parity with any revenue bonds being issued and sold.

NEW SECTION. Sec. 22. There is added to chapter 87.28 RCW a new section to read as follows:

The board of directors of any irrigation district may, by resolution, without submitting the matter to the voters of the district, provide for the issuance of refunding revenue bonds to refund one or more of the following: Outstanding assessment bonds, revenue bonds, contracts with the United States or state of Washington, or any part thereof, and all outstanding local improvement district bonds, at maturity thereof, or before maturity thereof if they are subject to call for prior redemption or if all of the holders thereof consent thereto. The refunding bonds shall be issued in the manner and for the purposes set forth in chapter 39.53 RCW.

Whenever district bonds or contracts payable in whole or part from assessments have been refunded pursuant to this section, all assessments remaining unpaid shall thereafter when collected be paid into the revenue bond redemption fund established for payment of the refunding revenue bonds, and the cash balances, if any, in the reserve or guaranty funds for such refunded bonds and the proceeds received from any other assets owned by such funds shall be used in whole or in part as a reserve or guaranty fund for the refunding revenue bonds or be transferred in whole or in part to any other funds of the district as the board of directors may determine. In the event that any warrants are outstanding against the local improvement guaranty fund of the district at the time of the issuance of such refunding revenue bonds, said bonds shall be issued in an amount sufficient also to fund and pay such outstanding warrants.

NEW SECTION. Sec. 23. If any provision of this 1979 act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected.

NEW SECTION. Sec. 24. This act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect immediately.", and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

MOTION

On motion of Senator Hansen, the Senate concurred in the House amendment to Engrossed Second Substitute Senate Bill No. 3033.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Second Substitute Senate Bill No. 3033, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 45; absent or not voting, 1; excused, 3.

Voting yea: Senators Bausch, Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Donohue, Gallagher, Gaspard, Goltz, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Lysen, Marsh, Matson, McDermott, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Quigg, Rasmussen, Ridder, Scott, Sellar, Shipoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—45.

Absent or not voting: Senator Pullen—1.

Excused: Senators Fleming, Gould, Keefe—3.

ENGROSSED SECOND SUBSTITUTE SENATE BILL NO. 3033, as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Walgren, the Senate commenced consideration of the House Message on House Bill No. 307.

MESSAGE FROM THE HOUSE

April 23, 1979.

Mr. President: The House has concurred in the Senate amendments to HOUSE BILL NO. 307, except the following amendments:

The amendment by Senator Gaspard, on page 7, after line 32 inserting Sec. 15, and the title amendment relating thereto on page 1, line 26; and the amendment by Senator von Reichbauer on page 7, after line 32 (Sec. 14) and the title amendment relating thereto on page 1, line 26 and asks the Senate to recede therefrom, and said bill, together with the Senate amendments thereto, is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

MOTION

On motion of Senator Marsh, the Senate insists on its position on the Senate amendments to page 7, after line 32 inserting Sec. 15 and the title amendment thereto; and the amendment to page 7, after line 32 (Sec. 14) and the title amendment thereto and requests the House to concur therein.

MOTION

On motion of Senator Walgren, the Senate commenced consideration of the House Message on Senate Bill No. 2143.

MESSAGE FROM THE HOUSE

April 25, 1979.

Mr. President: The House insists on its position and refuses to recede from its amendments to SENATE BILL NO. 2143 and again asks the Senate to concur therein, and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

MOTIONS

Senator McDermott moved the Senate insist on its position on the House amendments to Senate Bill No. 2143 and ask the House to recede therefrom.

Senator North moved the Senate do concur in the House amendments to Senate Bill No. 2143.

Debate ensued.

POINT OF INQUIRY

Senator Wilson: "Senator McDermott, what is the situation with respect to school districts around the state regarding four year or six year terms for their directors?"

Senator McDermott: "Every other first class district in the state has a six year term and would continue to have a six year term. The bill directly applies to the city of Seattle school district."

Senator Wilson: "Second and third class districts have four year terms?"

Senator McDermott: "I am sorry I do not know the answer to that question. I could find that out, but they are not affected by this bill. This bill is directed at the Seattle situation."

Further debate ensued.

The President declared the question before the Senate to be the positive motion by Senator North that the Senate do concur in the House amendments to Senate Bill No. 2143.

The motion by Senator North carried.

The President declared the question before the Senate to be the roll call on final passage of Senate Bill No. 2143, as amended by the House.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 2143, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 42; nays, 4; excused, 3.

Voting yea: Senators Bausch, Benitz, Bluechel, Bottiger, Clarke, Day, Donohue, Gallagher, Gaspard, Goltz, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Lysen, Marsh, Matson, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Wilson, Wojahn, Woody—42.

Voting nay: Senators Conner, McDermott, Ridder, Williams—4.

Excused: Senators Fleming, Gould, Keefe—3.

SENATE BILL NO. 2143, as amended by the House, 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.

MOTIONS

On motion of Senator Walgren, the Senate advanced to the sixth order of business.

On motion of Senator Walgren, the Senate commenced consideration of House Joint Resolution No. 31.

SECOND READING

HOUSE JOINT RESOLUTION NO. 31, by Representatives Oliver, Erickson, Fuller, Gruger, Barnes, Granlund, Sommers, Tupper, Nelson (Dick), Isaacson, Burns, Taller, Brekke, Williams, Valle, Schmitten, Sherman, Nisbet, Addison, Sprague, Haley, Rosbach and Taylor:

Establishing a redistricting commission.

REPORT OF STANDING COMMITTEE

April 25, 1979.

HOUSE JOINT RESOLUTION NO. 31, establishing a redistricting commission (reported by Committee on Constitution and Elections):

MAJORITY recommendation: Do pass with the following amendment:

On page 1, after line 3, strike the remainder of the resolution, and insert the following:

"THAT, At the next general election to be held in this state there shall be submitted to the qualified voters of the state for their approval and ratification, or rejection, an amendment to the Constitution of the state of Washington, by striking all of section 3 from Article II, and inserting in lieu thereof the following:

Article II, section 3. (1) After each decennial census made by the authority of the United States, beginning with the 1980 census, there shall be a reapportionment and redistricting of the state into as many state legislative and congressional districts as are required by law. The house of representatives and the senate shall each be composed of an odd number of members.

(2) A legislative redistricting commission shall be established between May 1st and August 1st of each year ending in one to assist the legislature in accomplishing state legislative redistricting.

(3) The redistricting commission shall be composed of five members. Each leader of the two largest political parties in each house of the legislature shall appoint one member to the commission by July 1st of each year ending in one. If there are more than two political parties in a house, then the leader of the second largest party has no power of appointment, and the members of the political parties, excluding the party with the largest share of legislators, shall elect a legislator who shall appoint a member of the commission. Within thirty days, the four appointed members, by an affirmative vote of at least three, shall appoint the remaining member. The fifth member shall be a nonvoting member of the commission and act as its chairperson. No elected official may serve on the commission.

(4) The legislature shall establish by law the method of appointment, qualifications of commissioners, and procedures for filling vacancies. The legislature shall further establish by law the duties and powers of the commission and shall appropriate funds to enable the commission to carry out its duties.

(5) The commission shall select a competent person or persons to prepare a plan dividing the state into legislative districts.

(6) In the commission plan each district shall:

(a) Be of equal population as nearly as is practicable, excluding nonresident military personnel and their dependents;

(b) Be composed of compact, convenient, and contiguous territory;

(c) Be separated from adjoining districts by natural geographic barriers or artificial barriers whenever possible;

(d) Be drawn to coincide with the boundaries of local subdivisions, when not inconsistent with the other criteria; and

(e) Be drawn without purposely favoring any political party, incumbent legislator, or other person or group.

The legislature may establish by law additional standards to guide the commission in preparing the redistricting plan.

(7) Upon approval of a redistricting plan by a majority of the voting members of the commission, and not later than December 1st of the year ending in one, the commission shall submit the plan to the legislature.

(8) After submission of the plan by the commission, the legislature shall have the next thirty days during any regular or special session to amend the commission's plan. If the legislature amends the commission's plan the legislature's amendment must be approved by an affirmative vote in each house of a majority of the members elected or appointed thereto, and may not affect more than five percent of the population of any legislative district contained in the commission's plan.

(9) The plan approved by the commission, with any amendment approved by the legislature, shall be final upon approval of such amendment or after expiration of the time provided for legislative amendment by subsection (8) of this section whichever occurs first, and shall constitute the districting and apportionment law applicable to this state for legislative elections, beginning with the next elections held in an even-numbered year.

(10) If a majority of the voting members of the commission fail to approve and submit a plan within the time limitations provided in subsection (7) of this section, the supreme court shall adopt a plan by January 1st of the year ending in two in conformance with the standards set forth in subsection (6) of this section. The supreme court shall direct the commission to immediately approve and submit this plan to the legislature for amendment in accordance with subsection (8) of this section.

(11) The supreme court shall have original jurisdiction to hear and decide all cases involving congressional and legislative redistricting.

(12) The commission shall cease to exist ninety days after the date established by subsection (7) of this section for submission of a plan, unless the legislature extends the commission's term by law.

(13) This constitutional amendment shall take effect on May 1, 1981.

BE IT FURTHER RESOLVED, That the secretary of state shall cause notice of the foregoing constitutional amendment to be published at least four times during the four weeks next preceding the election in every legal newspaper in the state."

Signed by: Senators Woody, Chairman; Bottiger, Hayner, Henry, Lewis, Marsh, Peterson.

The resolution was read the second time in full.

Senator Woody moved adoption of the committee amendment.

Debate ensued.

Senator North moved adoption of the following amendment to the committee amendment:

On page 1, line 5, strike "after line 3" and insert "line 18, after "service))"

Debate ensued.

The motion by Senator North carried and the amendment to the committee amendment was adopted.

Senator North moved adoption of the following amendment by Senators North and Matson to the committee amendment:

On page 1, line 35, beginning with "assist" strike the remainder of the subsection through "redistricting" on page 2, line 1 and insert "provide for the redistricting of state legislative and congressional districts"

Debate ensued.

POINT OF INQUIRY

Senator Lysen: "I want to ask Senator North a question. Under your bill here, the House bill, we have just heard from the two men, the majority and minority leader here, who will be appointing the members of the commission. As you know, under this commission and in this legislature, most of the issues that go through here are nonpartisan. Most of the battles that go on in this legislature are between members of the same caucus, and I served eight years in the House and I think I was probably the most severe critic of the leader of my party over there, and I am sure under this commission, the person that he would have put in there, along with the other leaders, would have done to made sure that I would not return.

What this does, in my view, is to concentrate political power in the four leaders of the four caucuses by an unknown commission and they will all have a meeting and get rid of the critics within their own caucuses, so this thing is doing the exact opposite of what you expect it to do. This is a way for the leadership to clean out the critics within their own caucuses and that is the problem with this bill and that is the main reason the League of Women Voters is wrong and Common Cause is wrong. They have not thought this thing through. This is a concentration of political power behind the scenes. Senator Day is absolutely right. This is putting up a veil, a facade of good government when, in fact, you are concentrating political power in the people that run this legislature and they will be able to manipulate it and use it for their own advantages and that is my very serious concern about this thing. We have a situation here where Common Cause and the League of Women Voters should go back to the drawing board and look at what they are really doing."

Senator North: "If I might answer briefly, the concentration of power, Senator Lysen, is already there and we know it in the leadership of both parties in both houses, but the encouraging thing about this commission, you have to go on and read the implementing bill. This commission is expected to hold public hearings, open meetings, to receive input from all over the state.

"If I might revert a minute to my own experience in drafting Initiative 211 for the League of Women voters in 1961, we held public hearings throughout the state. We had input from political organizations, from citizens, from community groups. We listened, we drafted, we revamped. Everything was out there in the open for discussion. I would say to you that you have more openness and more chance to get this out and heard and discussed by having a public commission than you ever will in the back halls of the legislature."

Further debate ensued.

The motion by Senator North failed and the amendment to the committee amendment was not adopted on a rising vote.

Senator North moved adoption of the following amendment by Senators North and Matson to the committee amendment:

On page 3, line 1, strike "In the commission plan each" and insert "Each"

Debate ensued.

The motion by Senator North failed and the amendment to the committee amendment was not adopted.

Senator North moved adoption of the following amendment by Senators North and Matson to the committee amendment:

On page 4, line 2, strike "majority" and insert "two-thirds"

Debate ensued.

Senator Matson demanded a roll call and the demand was sustained.

POINT OF INQUIRY

Senator Lysen: "Senator Clarke, when you go from a majority or a slim majority, which is how we pass laws in this legislature to a two-thirds, you are talking about a super-majority or a veto power to the minority. When you say 'obvious mistake' versus just somebody getting cut out, would his have anything to do with who was cut out? In other words, a senior member of a position, a powerful member, if he or she was cut out, would that be an obvious mistake? Would it generate the two-thirds? And if it was just a lowly back bencher it would not be an obvious mistake? How would we distinguish between a mistake and an obvious mistake?"

Senator Clarke: "Senator, that obviously is a decision that would be made by the body at the time it was necessary to obtain the two-thirds majority. I think traditionally, however, all of these things are taken into consideration and if there is sufficient reason to change and a proper reason, I do not think there is any difficulty in getting the two-thirds. On the other hand, I think we have seen many, many instances, and I might even point to the vote on the floor that we have just seen today as to when a majority, in effect, regardless of what may be the individual merit, after having taken a position in caucus, they come and vote their caucus determination. That is the kind of thing we are trying to prevent."

The President declared the question before the Senate to be the roll call on the amendment by Senators North and Matson to page 4, line 2 to the committee amendment.

ROLL CALL

The Secretary called the roll and the amendment to the committee amendment was not adopted by the following vote: Yeas, 23; nays, 24; excused, 2.

Voting yea: Senators Benitz, Bluechel, Clarke, Gallagher, Guess, Hayner, Jones, Lee, Lewis, Matson, McDermott, Morrison, Newschwander, North, Odegaard, Quigg, Scott, Sellar, Talley, von Reichbauer, Wanamaker, Wilson—23.

Voting nay: Senators Bausch, Bottiger, Conner, Day, Donohue, Fleming, Gaspard, Goltz, Hansen, Henry, Lysen, Marsh, Moore, Peterson, Pullen, Rasmussen, Ridder, Shinpoch, Talmadge, Van Hollebeke, Vognild, Walgren, Williams, Wojahn, Woody—24.

Excused: Senators Gould, Keefe—2.

On motion of Senator Woody, the following amendment to the committee amendment was adopted:

On page 5, beginning on line 8 strike all material down to and including "1981." on line 10

MOTION FOR RECONSIDERATION

Having voted on the prevailing side, Senator Woody moved the Senate reconsider the vote by which the following amendment by Senator North to the committee amendment was adopted earlier today:

On page 1, line 5, strike "after line 3" and insert "(line 18 after service))"

The motion for reconsideration carried.

The President declared the question before the Senate to be adoption of the amendment by Senator North to the committee amendment, on reconsideration.

POINT OF INQUIRY

Senator Lysen: "Senator Walgren, before I vote on this amendment, I am quite concerned about who, if this should pass, you might appoint. You know, Senator Bottiger and I have had our differences and he makes a lot of recommendations to you along these lines and I was wondering, what type of good government, civic

minded, political operative you might recommend to appoint to this committee, and do you have any idea who Senator Matson might appoint and Speaker Bagnariol might appoint and Speaker Berentson? This is of some concern to me before I vote on this."

Senator Walgren: "Senator Lysen, I guess you have touched upon it. I would have to have a meeting in my office or Senator Matson's office with all three of those gentlemen and we would discuss that and see which ones we could all agree upon that would take care of all these difficulties that you have already pointed out."

Senator Lysen: "Do you think Senator Bottiger's recommendations would weigh highly in this meeting?"

Senator Walgren: "It always has, always has."

Senator Lysen: "Would this meeting be open, by the way, or would this come under the open meetings act?"

Senator Walgren: "Probably not."

Senator Lysen: "I guess I wanted to make a point there that this kind of demonstrates my concern of just who this civic minded, good government-type political operative who might be appointed and the differences between the parties here, I think, are really not as significant as the differences within the party."

The amendment by Senator North to the committee amendment, on reconsideration, was not adopted.

The President declared the question before the Senate to be adoption of the committee amendment, as amended.

Debate ensued.

Senator Morrison demanded a roll call and the demand was sustained.

The President declared the question before the Senate to be the roll call on adoption of the committee amendment, as amended.

ROLL CALL

The Secretary called the roll and the committee amendment, as amended, was not adopted by the following vote: Yeas, 17; nays, 30; absent or not voting, 1; excused, 1.

Voting yea: Senators Bausch, Bottiger, Day, Donohue, Fleming, Gaspard, Hansen, Henry, Marsh, Peterson, Rasmussen, Ridder, Shinpoch, Vognild, Walgren, Williams, Woody—17.

Voting nay: Senators Benitz, Bluechel, Clarke, Gallagher, Goltz, Gould, Guess, Hayner, Jones, Lee, Lewis, Lysen, Matson, McDermott, Moore, Morrison, Newschwander, North, Odegaard, Pullen, Quigg, Scott, Sellar, Talley, Talmadge, Van Hollebeke, von Reichbauer, Wanamaker, Wilson, Wojahn—30.

Absent or not voting: Senator Conner—1.

Excused: Senator Keefe—1.

MOTION

Senator North moved the rules be suspended, House Joint Resolution No. 31 be advanced to third reading, the second reading considered the third and the resolution be placed on final passage.

MOTION

At 11:57 a.m., on motion of Senator Walgren, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

President Pro Tempore Henry called the Senate to order at 2:00 p.m.

MOTIONS

On motion of Senator Wilson, Senator Bottiger was excused.

At 2:02 p.m., on motion of Senator Walgren, the Senate was declared to be at ease.

President Pro Tempore Henry called the Senate to order at 2:27 p.m.

POINT OF ORDER

Senator Clarke: "We have unfinished business pending and under Rule 15 that takes precedence over any other business. I think the matter before the body was the motion to advance HJR 31."

Senators Walgren, Odegaard and Bausch demanded a Call of the Senate. A Call of the Senate was ordered.

CALL OF THE SENATE

The Sergeant at Arms locked the doors of the Senate Chamber. The Secretary called the roll on the Call of the Senate, all members being present except Senators Bottiger and Keefe who had previously been excused.

MOTION

On motion of Senator Walgren, the Senate proceeded under the Call of the Senate.

President Pro Tempore Henry declared the question before the Senate to be the motion by Senator North that the rules be suspended and House Joint Resolution No. 31 be advanced to third reading and final passage.

MOTION

Senator Walgren moved the motion by Senator North be laid upon the table.

Senator Clarke demanded a roll call and the demand was sustained.

President Pro Tempore Henry declared the question before the Senate to be the roll call on the motion by Senator Walgren that the motion by Senator North to suspend the rules and advance House Joint Resolution No. 31 to third reading be laid upon the table.

ROLL CALL

The Secretary called the roll and the motion by Senator Walgren carried by the following vote: Yeas, 26; nays, 21; excused, 2.

Voting yea: Senators Bausch, Conner, Day, Donohue, Fleming, Gaspard, Goltz, Hansen, Henry, Lysen, Marsh, Moore, Odegaard, Peterson, Rasmussen, Ridder, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Williams, Wojahn, Woody—26.

Voting nay: Senators Benitz, Bluechel, Clarke, Gallagher, Gould, Guess, Hayner, Jones, Lee, Lewis, Matson, McDermott, Morrison, Newschwander, North, Pullen, Quigg, Scott, Sellar, Wanamaker, Wilson—21.

Excused: Senators Bottiger, Keefe—2.

MOTION FOR RECONSIDERATION

Having voted on the prevailing side, Senator Talmadge moved the Senate immediately reconsider the vote by which the committee amendment, as amended, to House Joint Resolution No. 31 failed to pass the Senate.

Debate ensued.

The motion by Senator Talmadge carried.

President Pro Tempore Henry declared the question before the Senate to be adoption of the committee amendment, as amended, to House Joint Resolution No. 31, on reconsideration.

Senator Goltz moved adoption of the following amendment to House Joint Resolution No. 31:

On page 2, line 36, insert a new subsection (5) as follows:

"(5) After submission of the plan by the commission, the legislature shall have the next thirty days during any regular or special session to amend the commission's plan. If the legislature amends the commission's plan the legislature's amendment must be approved by an affirmative vote in each house of two-thirds of the members elected or appointed thereto, and may not affect more than five percent of the population of any legislative district contained in the commission's plan."

Renumber subsection.

POINT OF ORDER

Senator Day: "My point of order is that we have already acted on the question of a two-thirds by striking it from the bill. The third amendment offered by Senators North and Matson, was an amendment to insert two-thirds. That is what this in effect does and that has already been rejected by the body."

POINT OF ORDER

Senator Rasmussen: "I wish the President would fill me in. I thought the motion by Senator Talmadge was to reconsider the vote by which the amendment, the striking amendment by Senator Woody lost."

REPLY BY PRESIDENT PRO TEMPORE

President Pro Tempore Henry: "That is correct."

REMARKS BY SENATOR RASMUSSEN

Senator Rasmussen: "Okay. The body then decided to reconsider the amendment. Now the striking amendment is the only thing that we have before us. We cannot offer another amendment to a clean bill that is not here."

REPLY BY PRESIDENT PRO TEMPORE

President Pro Tempore Henry: "That is wrong."

REMARKS BY SENATOR RASMUSSEN

Senator Rasmussen: "I am raising the point so you may think about it during your leisure, Mr. President, whether I am wrong or not. When the body reconsidered the motion by which Senator Woody's amendment lost, that was before us. How did we get off of that?"

REPLY BY PRESIDENT PRO TEMPORE

President Pro Tempore Henry: "Because we have another amendment to the main body of the bill."

REMARKS BY SENATOR RASMUSSEN

Senator Rasmussen: "The main body of the bill is not with us."

REMARKS BY PRESIDENT PRO TEMPORE

President Pro Tempore Henry: "Well where is it?"

REMARKS BY SENATOR RASMUSSEN

Senator Rasmussen: "The Woody amendment was the one that we reconsidered. It is standing right there for us to make a decision on. Either to offer another amendment to the Woody amendment or else adopt the Woody amendment."

REMARKS BY PRESIDENT PRO TEMPORE

President Pro Tempore Henry: "It is hard to follow this without the script but I would say offhand, until the Woody amendment is adopted, the main body of the bill is before you. However, we will be at ease until we read the book for a change. I do not have any doubt but he does."

RULING BY PRESIDENT PRO TEMPORE

President Pro Tempore Henry: "The President, ruling on the point of order, is that according to the 203, immediately after the adoption of a motion to reconsider, the question stands precisely as it did before the reconsidered vote was taken, which was a motion by Senator Woody that it be adopted, and if no other action is proposed, I think that Senator Goltz, his other action, I think it is proper but it is not timely so the question before the Senate at this time is the question by Senator Woody that the committee amendment be adopted."

President Pro Tempore Henry declared the question before the Senate to be the vote on adoption of the committee amendment, as amended, to House Joint Resolution No. 31, on reconsideration.

Senator Matson demanded a roll call and the demand was sustained.

President Pro Tempore Henry declared the question before the Senate to be the roll call on adoption of the committee amendment, as amended, on reconsideration.

ROLL CALL

The Secretary called the roll and the committee amendment, as amended, on reconsideration, was adopted by the following vote: Yeas, 26; nays, 21; excused, 2.

Voting yea: Senators Bausch, Conner, Day, Donohue, Fleming, Gaspard, Goltz, Hansen, Henry, Lysen, Marsh, McDermott, Moore, Odegaard, Peterson, Rasmussen, Ridder, Shinpoch, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Williams, Wojahn, Woody—26.

Voting nay: Senators Benitz, Bluechel, Clarke, Gallagher, Gould, Guess, Hayner, Jones, Lee, Lewis, Matson, Morrison, Newschwander, North, Pullen, Quigg, Scott, Sellar, Talley, Wanamaker, Wilson—21.

Excused: Senators Bottiger, Keefe—2.

MOTION

Senator Woody moved the rules be suspended, House Joint Resolution No. 31, as amended by the Senate, be advanced to third reading.

MOTION

At 3:00 p.m., on motion of Senator Newschwander, the Senate was declared to be at ease.

President Pro Tempore Henry called the Senate to order at 3:33 p.m.

President Pro Tempore Henry declared the question before the Senate to be the motion by Senator Woody that the rules be suspended and House Joint Resolution No. 31, as amended by the Senate be advanced to third reading.

The motion by Senator Woody carried.

Debate ensued.

POINT OF INQUIRY

Senator Ridder: "You referred to the desirability of the non-political character of redistricting. May I assume then that you either are unaware of or in disagreement with a Supreme Court decision?"

Senator Clarke: "There are many Supreme Court decisions I do not agree with but you will have to specify more definitely what one you are asking me whether I agree with."

Senator Ridder: "I have one which affirms a Texas district court decision on October 31, 1977, which in part says: 'Preservation of political subdivision lines is a legitimate state goal in legislative apportionment as is maintenance of identifiable communities of interest, creation of compact representative districts and maintenance of existing member-constituent relationships.' In addition, they also declare that an indulgent review is accorded state legislative districting plans which have a legislative genesis while a court ordered redistricting plan would have much less latitude and I would say to the body that I think the maintenance of existing member-constituent relationships is very important and I have not been in agreement with those who would say that it is simply better to sweep out, if possible, all those who are in office or a major number of them without consideration of those existing relationships."

Senator Clarke: "In answer to your question, you quoted from a district court in Texas. I will almost guarantee you that on any important question you can find judicial decisions on each side of the determination. Some of the wording that you have referred to I would agree with. Other portions I would not agree with and I do not think there is an inference there that that court was holding in substance that redistricting should be political. The mere fact that they used the wording that one of the things that should be considered is the relationship between the constituent and the incumbent does not necessarily mean that it should be political because one of the things that should properly be considered, and I think any redistricting that is done, whether it is by commission or any other body is that they wish to have a compatible group of constituents in drawing their lines if it is feasible to do that, and I think that is the proper thing to take into consideration. I do not think that you should infer from that decision that the judges there were, in effect, saying that incumbent office holders should use their office for the purpose of influencing how they should vote on redistricting, and this is the inference that we desire to have removed."

President Pro Tempore Henry declared the question before the Senate to be the roll call on final passage of House Joint Resolution No. 31, as amended by the Senate.

ROLL CALL

The Secretary called the roll on the final passage of House Joint Resolution No. 31, as amended by the Senate, and the resolution failed to pass the Senate by the following vote: Yeas, 32; nays, 15; excused, 2.

Voting yea: Senators Bausch, Clarke, Conner, Fleming, Gallagher, Gaspard, Goltz, Gould, Hansen, Hayner, Henry, Jones, Lewis, Marsh, McDermott, Moore, North, Odgaard, Pullen, Quigg, Ridder, Scott, Shinpoch, Talley, Talmadge, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—32.

Voting nay: Senators Benitz, Bluechel, Day, Donohue, Guess, Lee, Lysen, Matson, Morrison, Newschwander, Peterson, Rasmussen, Sellar, Van Hollebeke, Vognilid—15.

Excused: Senators Bottiger, Keefe—2.

HOUSE JOINT RESOLUTION NO. 31, as amended by the Senate, having failed to receive the constitutional two-thirds majority, was declared lost.

NOTICE OF RECONSIDERATION

Having voted on the prevailing side, Senator Newschwander served notice that he would, at the proper time, move to reconsider the vote by which House Joint Resolution No. 31, as amended by the Senate, failed to pass the Senate.

MOTIONS

On motion of Senator Walgren, the Senate dispensed with the Call of the Senate.

On motion of Senator Walgren, the Senate commenced consideration of Engrossed Substitute House Bill No. 1031.

On motion of Senator Jones, Senator Gallagher was excused.

SECOND READING

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1031, by Committee on Transportation (originally sponsored by Representatives Martinis and Wilson):

Directing various transportation studies.

The Senate resumed consideration of Engrossed Substitute House Bill No. 1031. On Monday, April 30, 1979 the committee amendments, as amended, were adopted.

MOTION

On motion of Senator Walgren, the rules were suspended, Engrossed Substitute House Bill No. 1031, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute House Bill No. 1031, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 43; nays, 3; excused, 3.

Voting yea: Senators Bausch, Benitz, Bluechel, Clarke, Conner, Day, Donohue, Fleming, Gaspard, Goltz, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Marsh, Matson, McDermott, Moore, Morrison, North, Odegard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Scott, Sellar, Shipoch, Talley, Talmadge, Van Hollebeke, Vognilid, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—43.

Voting nay: Senators Gould, Lysen, Newschwander—3.

Excused: Senators Bottiger, Gallagher, Keefe—3.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1031, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Henry, Engrossed Substitute House Bill No. 1031, as amended by the Senate, was ordered immediately transmitted to the House.

MOTION

At 4:00 p.m., on motion of Senator Walgren, the Senate adjourned until 10:00 a.m., Thursday, May 3, 1979.

JOHN A. CHERBERG, President of the Senate.
SIDNEY R. SNYDER, Secretary of the Senate.

FORTY-FOURTH DAY

MORNING SESSION

Senate Chamber, Olympia, Thursday, May 3, 1979.

The Senate was called to order at 10:00 a.m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senator Keefe. On motion of Senator Wilson, Senator Keefe was excused.

The Color Guard, consisting of Pages Jean Marie Van Hollebeke and Gayle Ashley, presented the Colors. Reverend Paul F. McCann, pastor of the United Churches of Olympia, offered the following prayer:

"GOD OF ALL LIFE, WHOSE PURPOSES FOR HUMANKIND ARE JUST AND GOOD; HELP US TODAY, WE PRAY, TO BE TRUE INSTRUMENTS OF YOUR PEACE. WHERE THERE IS INEQUITY, HELP US TO FIND MEANS OF REDRESS. WHERE THERE IS ANGER AND DISCORD, HELP US TO BE HEALERS AND HELPERS, NOT FUELERS OF THE FIRES OF HUMAN HOSTILITY. WHERE THERE IS HONEST DISAGREEMENT, HELP US TO SEARCH TOGETHER FOR LEGITIMATE AND CONSTRUCTIVE COMPROMISE.

"DEAR GOD, AS YOU ALL TOO WELL KNOW, WE ARE ONLY HUMAN AND ALL TOO FALLIBLE. WE NEED YOUR WISDOM, YOUR PATIENCE, YOUR GRACE, TO BE WHOLE PERSONS, AND TO BE SERVANTS OF YOU AND YOUR PEOPLE.

"GRANT US THAT GRACE, SUFFICIENT FOR TODAY, AND WE SHALL THANK YOU FOR IT AS WE PRAY IN THE NAME OF CHRIST, OUR LORD, AMEN."

MOTION

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

MESSAGE FROM THE GOVERNOR

Office of the Governor, May 2, 1979.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

LADIES AND GENTLEMEN:

I have the honor to advise that on May 2, 1979, Governor Ray approved the following Senate Bills entitled:

SUBSTITUTE SENATE BILL NO. 2058, relating to public lands.

SUBSTITUTE SENATE BILL NO. 2197, relating to energy and utilities.

SUBSTITUTE SENATE BILL NO. 2422, relating to professional discipline.

Sincerely,
H.B. HANNA
Legal Counsel.

MESSAGES FROM THE HOUSE

May 2, 1979.

Mr. President: The House has passed ENGROSSED SUBSTITUTE HOUSE BILL NO. 352 with the Senate amendments (except the Senate amendments to page 14, line 19, and on page 1, line 1 of the title, from which the Senate receded).

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

May 2, 1979.

Mr. President: The House has passed:

ENGROSSED SUBSTITUTE HOUSE BILL NO. 312,

HOUSE BILL NO. 676, and the same are herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

May 2, 1979.

Mr. President: The House has concurred in the Senate amendments to page 2, line 34 of SUBSTITUTE HOUSE BILL NO. 80 and has passed the bill as amended by the Senate.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

May 2, 1979.

Mr. President: The House has concurred in the Senate amendments to HOUSE BILL NO. 196 and has passed the bill as amended by the Senate.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

May 2, 1979.

Mr. President: The House has concurred in the Senate amendments to SUBSTITUTE HOUSE BILL NO. 311 and has passed the bill as amended by the Senate.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

May 2, 1979.

Mr. President: The House has concurred in the Senate amendment to SUBSTITUTE HOUSE BILL NO. 912 and has passed the bill as amended by the Senate.

VITO T. CHIECHI, Chief Clerk.

May 2, 1979.

Mr. President: The House has concurred in the Senate amendments to SUBSTITUTE HOUSE BILL NO. 871 and has passed the bill as amended by the Senate.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

INTRODUCTION AND FIRST READING

ENGROSSED SUBSTITUTE HOUSE BILL NO. 312, by Committee on Commerce (originally sponsored by Representative Nelson (G.A.):

Revising the laws regulating engineers and land surveyors.

Referred to Committee on Commerce.

HOUSE BILL NO. 676, by Representatives Oliver and Erickson:

Modifying the obligation of the state to assume a share of election costs.

Referred to Committee on Constitution and Elections.

SIGNED BY THE PRESIDENT

The President signed:

SENATE BILL NO. 2143,

SENATE BILL NO. 2224,

SECOND SUBSTITUTE SENATE BILL NO. 3033.

MOTIONS

On motion of Senator Walgren, the Senate returned to the fourth order of business.

On motion of Senator Walgren, the Senate commenced consideration of the House Message on Engrossed Senate Bill No. 2062.

MESSAGE FROM THE HOUSE

April 30, 1979.

Mr. President: The House has passed ENGROSSED SENATE BILL NO. 2062 with the following amendments:

Strike the Senate amendment by Senators Goltz and Jones on page 5, line 33, being page 5, line 33 of the engrossed bill, following "chapter," strike all of the material down to and including "hereunder" on page 6, line 1.

On page 6, line 4 of the engrossed bill, being page 5, line 36 of the printed bill, after "law" insert "PROVIDED, That no taxes which are levied and collected pursuant to chapter 67.28 RCW may be expended on operation of such facilities after December 31, 1982", and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

MOTION

Senator Shinpoch moved the Senate do concur in the House amendment to page 6, line 4 to Engrossed Senate Bill No. 2062.

Debate ensued.

Senator Shinpoch asked that further consideration of the House Message on Engrossed Senate Bill No. 2602, together with the pending motion by Senator Shinpoch, be held for later today.

MOTION

At 10:25 a.m., on motion of Senator Walgren, the Senate recessed until 12:17 p.m.

NOON SESSION

The President called the Senate to order at 12:17 p.m.

MOTION

At 12:20 p.m., on motion of Senator Marsh, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The President called the Senate to order at 2:00 p.m.

MOTION

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

MOTION FOR RECONSIDERATION

Having voted on the prevailing side and having served prior notice, Senator Newschwander moved the Senate reconsider the vote by which House Joint Resolution No. 31, as amended by the Senate, failed to pass the Senate on Wednesday, May 2, 1979.

The motion for reconsideration carried.

Senators Marsh, von Reichbauer and Clarke demanded a Call of the Senate. A Call of the Senate was ordered.

CALL OF THE SENATE

The Sergeant at Arms locked the doors of the Senate Chamber. The Secretary called the roll on the Call of the Senate all members being present except Senator Keefe who had previously been excused.

MOTION

On motion of Senator Walgren, the Senate proceeded under the Call of the Senate.

The President declared the question before the Senate to be the roll call on final passage of House Joint Resolution No. 31, as amended by the Senate, on reconsideration.

Debate ensued.

Senators Talley, von Reichbauer and Quigg demanded the previous question and the demand was sustained.

The President declared the question before the Senate to be the roll call on final passage of House Joint Resolution No. 31, as amended by the Senate, on reconsideration.

ROLL CALL

The Secretary called the roll on the final passage of House Joint Resolution No. 31, as amended by the Senate, and the resolution passed the Senate, on reconsideration, by the following vote: Yeas, 34; nays, 14; excused, 1.

Voting yea: Senators Bluechel, Clarke, Conner, Fleming, Gallagher, Gaspard, Goltz, Gould, Hayner, Henry, Jones, Lewis, Marsh, Matson, McDermott, Moore, Morrison, Newschwander, North, Odegaard, Pullen, Quigg, Scott, Sellar, Shinpoch, Talley, Talmadge, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—34.

Voting nay: Senators Bausch, Benitz, Bottiger, Day, Donohue, Guess, Hansen, Lee, Lysen, Peterson, Rasmussen, Ridder, Van Hollebeke, Vognild—14.

Excused: Senator Keefe—1.

HOUSE JOINT RESOLUTION NO. 31, as amended by the Senate, having received the constitutional two-thirds majority, was declared passed.

MOTION

Senator Walgren moved the Senate now consider Senate Bill No. 3065.

PARLIAMENTARY INQUIRY

Senator Clarke: "Is there a message from the House with respect to House Bill 236 on the desk? That is the budget.

"I move that the message from the House with respect to House Bill 236 be immediately considered by the Senate and I would like to speak to that motion."

REPLY BY THE PRESIDENT

President Cherberg: "Senator Clarke, the President is required to present Senator Walgren's motion prior to yours, inasmuch as they are of equal rank."

REMARKS BY SENATOR CLARKE

Senator Clarke: "That would be a motion under the sixth order in order to consider it and we are not at the sixth order and therefore his motion is at the present time out of order because a motion to . . ."

REPLY BY THE PRESIDENT

President Cherberg: "We are not on the fourth order of business either, Senator Clarke. That is the fourth order of business, a message from the House."

REMARKS BY SENATOR CLARKE

Senator Clarke: "Under Rule 20, messages from the House of Representatives may be considered at any time with the consent of the Senate, so I have a right to place that motion at any time and I am now placing that motion and I submit that Senator Walgren's motion is out of order in that we are not yet at the sixth order and he was making a motion under the sixth order."

REPLY BY THE PRESIDENT

President Cherberg: "The President believes that your remarks are well taken up to a point, Senator. Your motion would have to have the consent of the Senate."

REMARKS BY SENATOR CLARKE

Senator Clarke: "That is true. I am moving that the Senate do give that consent, that I would like to speak upon the motion requesting the consent of the Senate."

REMARKS BY SENATOR WALGREN

Senator Walgren: "Mr. President, when the motion was made for reconsideration, that was on the eighth order of business but when we considered the measure finally, it was on the proper order of business for consideration of the bills on third reading."

REMARKS BY THE PRESIDENT

President Cherberg: "No formal action was taken to put the House Joint Resolution 31 on the third reading, which does not necessarily put the Senate back on second reading. Therefore, the question before the Senate is the motion by Senator Clarke that the Senate consider the message from the House at this time."

The President declared the question before the Senate to be the motion by Senator Clarke that the Senate immediately consider the House Message on Engrossed Substitute House Bill No. 236.

Debate ensued.

MOTION

Senator Walgren moved the motion by Senator Clarke be laid upon the table. Senator Morrison demanded a roll call and the demand was sustained.

The President declared the question before the Senate to be the roll call on the motion by Senator Walgren that the motion by Senator Clarke to immediately consider the House Message on Engrossed Substitute House Bill No. 236 be laid upon the table.

ROLL CALL

The Secretary called the roll and the motion by Senator Walgren carried by the following vote: Yeas, 29; nays, 19; excused, 1.

Voting yea: Senators Bausch, Bottiger, Conner, Day, Donohue, Fleming, Gaspard, Goltz, Hansen, Henry, Lysen, Marsh, McDermott, Moore, North, Odegaard, Peterson, Rasmussen, Ridder, Shinoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Williams, Wilson, Wojahn, Woody—29.

Voting nay: Senators Benitz, Bluechel, Clarke, Gallagher, Gould, Guess, Hayner, Jones, Lee, Lewis, Matson, Morrison, Newschwander, Pullen, Quigg, Scott, Sellar, Wanamaker—19.

Excused: Senator Keefe—1.

The motion by Senator Clarke was laid upon the table.

MOTION

On motion of Senator Walgren, the Senate advanced to the sixth order of business.

PERSONAL PRIVILEGE

Senator Matson: "Members of the Senate, I simply want to speak on a point responding to some of the things that my good friend Senator Donohue said. First of all, our leadership, Senator Donohue, is sitting right over here. They are not sitting in the House. I recognize that there has been an extreme problem in getting the parties together to negotiate off the differences in the budget. As a matter of fact, I think I have been unofficially elected as the go between and I am beginning to feel a bit like an appointment secretary in trying to get the people together. I might say at this point we are still negotiating over whose office we are meeting in and what the shape of the table is."

POINT OF ORDER

Senator Walgren: "Senator Matson is not speaking on a point of personal privilege."

Debate ensued.

RULING BY THE PRESIDENT

President Cherberg: "The President believes that Senator Clarke's remarks are well taken and Senator Matson has been speaking upon a point of personal privilege to this point at least."

REMARKS BY SENATOR MATSON

Senator Matson: "Thank you, Mr. President. I shall conclude very quickly. It is the feeling, my feeling and the caucus's feeling that we need to come to grips with the problem. Therefore, the reason for the motion was simply to point up the issue that the four caucuses need to get together, and the only traditional vehicle that this Legislature had is a conference committee. If that is not possible, then let us get at it some other way but let us do it."

PERSONAL PRIVILEGE

Senator Odegaard: "Mr. President, I am just wondering. Senator Morrison asked for a roll call vote, if that will mean we will face another 'We thought you should know' letter. Some of us would be disappointed if it did not mean another letter, Senator Morrison."

MOTION

On motion of Senator Walgren, the Senate commenced consideration of Senate Bill No. 3065.

SECOND READING

SENATE BILL NO. 3065, by Senators Woody, Walgren, Odegaard, Bausch, Peterson, Day, Henry, Bottiger, Marsh, Donohue, Shinpoch and Wilson:
Relating to redistricting and reapportionment.

MOTIONS

On motion of Senator Woody, Third Substitute Senate Bill No. 3065 was substituted for Senate Bill No. 3065 and the third substitute bill was placed on second reading and read the second time in full.

Senator Woody moved adoption of the following amendment:

On page 5, line 29 after "Sec. 10." strike all of the material down to and including "district." on page 6, line 20 and insert

"In the commission plan each district shall:

(1) Be of equal population as nearly as is practicable, excluding nonresident military personnel and their dependents;

(2) Be composed of compact, convenient, and contiguous territory. Land areas are deemed contiguous if they share a common land border or are connected by a highway, bridge, or tunnel. Areas separated by unbridged water are deemed contiguous to the nearest land area only where necessary to comply with the other criteria enumerated in the Constitution and this section. Areas which only share common borders at the points of adjoining corners may not be deemed contiguous. Areas separated by geographical boundaries or artificial barriers that prevent transportation within a district may not be deemed contiguous;

(3) Be separated from adjoining districts by natural geographic barriers or artificial barriers whenever possible;

(4) Be drawn to coincide with the boundaries of local subdivisions, when not inconsistent with the other criteria. The number of counties and municipalities divided among more than one district shall be as small as possible;

(5) Be drawn without purposely favoring any political party, incumbent legislator, or other person or group;

(6) No district may be drawn for the purpose of diluting the voting strength of any language or racial minority group; and

(7) The commission shall provide, whenever practicable, that a precinct shall be wholly within a single legislative district."

Senator North moved adoption of the following amendment to the amendment by Senator Woody:

Amend the amendment to page 5, line 29 as follows: In the second line of subsection (4) after "local" insert "political"

POINT OF INQUIRY

Senator Lysen: "I thought that we were trying to take politics out of this commission. Now you, of all people, are putting in the word 'political'. Senator North, I am a little shocked at this. I hope you have a good answer. This is terrible."

Senator North: "Senator Lysen, I can only say that I think this body has great respect for local political subdivisions such as counties and cities in this state."

The motion by Senator North carried and the amendment to the amendment was adopted.

The motion by Senator Woody carried and the amendment, as amended, was adopted.

On motion of Senator Woody, the following amendment was adopted:

On page 6, line 32 after "effect" strike "May 1, 1981, contingent"

On motion of Senator Woody, the rules were suspended, Engrossed Third Substitute Senate Bill No. 3065, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Third Substitute Senate Bill No. 3065, and the bill passed the Senate by the following vote: Yeas, 42; nays, 6; excused, 1.

Voting yea: Senators Bausch, Benitz, Bluechel, Bottiger, Clarke, Conner, Fleming, Gallagher, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Marsh, Matson, McDermott, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Scott, Sellar, Shinpoch, Talley, Talmadge, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—42.

Voting nay: Senators Day, Donohue, Lysen, Rasmussen, Ridder, Van Hollebeke—6.

Excused: Senator Keefe—1.

ENGROSSED THIRD SUBSTITUTE SENATE BILL NO. 3065, 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.

MOTIONS

On motion of Senator Walgren, the Senate commenced consideration of Engrossed Substitute House Bill No. 1121.

On motion of Senator Walgren, the Senate dispensed with the Call of the Senate.

SECOND READING

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1121, by Committee on Insurance (originally sponsored by Representative Garrett):

Revising laws relating to insurance.

REPORT OF STANDING COMMITTEE

April 3, 1979.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1121, revising laws relating to insurance (reported by Committee on Financial Institutions and Insurance):

MAJORITY recommendation: Do pass with the following amendments:

On page 1, line 17, after the enacting clause insert two new sections to read as follows:

"Section 1. Section .01.05, chapter 79, Laws of 1947 as amended by section 1, chapter 13, Laws of 1975-'76 2nd ex. sess. and RCW 48.01.050 are each amended to read as follows:

"Insurer" as used in this code includes every person engaged in the business of making contracts of insurance, other than a fraternal benefit society. A reciprocal or interinsurance exchange is an "insurer" as used in this code. Two or more hospitals, as defined in RCW 70.39.020(3), which join and organize as a mutual corporation pursuant to chapter 24.06 RCW for the purpose of insuring or self-insuring against liability claims, including medical liability, through a contributing trust fund shall not be deemed an "insurer" under this code. An association or other entity composed of two or more health care professionals licensed pursuant to chapter 18.22, 18.25, 18.32, 18.57, 18.71, or 18.88 RCW which joins and organizes as a mutual corporation pursuant to chapter 24.06 RCW for the purpose of insuring or self-insuring against claims brought under chapter 7.70 RCW, through a contributing trust fund, shall not be deemed an "insurer" under this code. The state bar or an association or other entity composed of two or more members of the state bar licensed pursuant to chapter 2.48 RCW which creates a lawyer's professional liability fund or joins and organizes as a mutual corporation pursuant to chapter 24.06 RCW for the purpose of insuring or self-insuring against claims, and costs of defense of claims, of liabilities based upon alleged acts and omissions by the member or any person for whose acts or omissions the member is legally liable, arising from the practice of law or the providing of legal services brought based upon alleged professional negligence in the providing of legal services, through a contributing trust fund, shall not be deemed an "insurer" under this code.

Sec. 2. Section 2, chapter 265, Laws of 1971 ex. sess. as amended by section 2, chapter 109, Laws of 1975-'76 2nd ex. sess. and RCW 48.32.020 are each amended to read as follows:

This chapter shall apply to all kinds of direct insurance, except life, title, surety, disability, credit, mortgage guaranty, workmen's compensation ((and)), ocean marine insurance, and an insurance fund or captive insurer, whether or not holding a certificate of authority, controlled by one or more professional organizations and engaged exclusively in providing professional liability coverage for their members."

Renumber the remaining sections consecutively.

On line 1 of the title, after "insurance;" insert "amending section .01.05, chapter 79, Laws of 1947 as amended by section 1, chapter 13, Laws of 1975-'76 2nd ex. sess. and RCW 48.01.050;" and on line 4 of the title, after "RCW 48.15.150;" insert "amending section 2, chapter 265, Laws of 1971 ex. sess. as amended by section 2, chapter 109, Laws of 1975-'76 2nd ex. sess. and RCW 48.32.020;"

Signed by: Senators Bausch, Chairman; Day, Donohue, von Reichbauer, Walgren.

The bill was read the second time by sections.

On motion of Senator Bausch, the committee amendments were not adopted.

Senator Day moved adoption of the following amendment:

On page 1, line 17, after the enacting clause insert two new sections to read as follows:

"Section 1. Section .01.05, chapter 79, Laws of 1947 as amended by section 1, chapter 13, Laws of 1975-'76 2nd ex. sess. and RCW 48.01.050 are each amended to read as follows:

"Insurer" as used in this code includes every person engaged in the business of making contracts of insurance, other than a fraternal benefit society. A reciprocal or interinsurance exchange is an "insurer" as used in this code. Two or more hospitals, as defined in RCW 70.39.020(3), which join and organize as a mutual corporation pursuant to chapter 24.06 RCW for the purpose of insuring or self-insuring against

liability claims, including medical liability, through a contributing trust fund shall not be deemed an "insurer" under this code.

An association or other entity composed of five hundred or more health care professionals or attorneys licensed pursuant to chapters 18.71 or 18.88 RCW, or chapter 2.48 RCW, or an association or other entity composed of at least one-third of the health care professionals licensed pursuant to any of the following chapters: 18.22, 18.25, 18.32, or 18.57 RCW, and, if composed of more than five hundred members, meeting capital and surplus requirements set forth in RCW 48.05.340(1), or, if composed of less than five hundred members, meeting one-half of the capital and surplus requirements set forth in RCW 48.10.070(1), after a written determination by the insurance commissioner that insurance for professional malpractice claims including those brought under chapter 7.70 RCW is either unavailable or cost-prohibitive from an authorized insurance carrier, may join and organize as a mutual corporation pursuant to chapter 24.06 RCW for the purpose of insuring or self-insuring against professional malpractice claims including those brought under chapter 7.70 RCW through a contributing trust fund and shall not be deemed an "insurer" under this code: PROVIDED, That each such professional mutual corporation shall submit a financial and operational report annually to the legislative budget committee and the insurance commissioner.

Sec. 2. Section 2, chapter 265, Laws of 1971 ex. sess. as amended by section 2, chapter 109, Laws of 1975-'76 2nd ex. sess. and RCW 48.32.020 are each amended to read as follows:

This chapter shall apply to all kinds of direct insurance, except life, title, surety, disability, credit, mortgage guaranty, workmen's compensation ((and)), ocean marine insurance, and an insurance fund or captive insurer, whether or not holding a certificate of authority, controlled by one or more professional organizations and engaged exclusively in providing professional liability coverage for their members."

Renumber the remaining sections consecutively.

POINT OF INQUIRY

Senator Rasmussen: "Senator Day, you know so much more about insurance than I do that I am going to call on your wisdom. The lines are not numbered here but it says, 'against professional malpractice claims including those brought under chapter 7.70 RCW through a contributing trust fund and shall not be deemed an "insurer" under this code.'

Senator Day: "Are you talking about section 2, Senator?"

Senator Rasmussen: "Section 1, just above section 2. Why are they not deemed an insurer under this code and doesn't that take them out from under the insurance commissioner?"

Senator Day: "Yes, it does."

Senator Rasmussen: "Why do you do that?"

Senator Day: "We do that because if you are going to encumber this so that they have to actually start an insurance company—now we did not do that with hospitals and it is working very well, I might point out—that it encumbers it to the point where it is just unfeasible and so, consequently, what we have done is put the parameters, which are excerpts from the code, RCW 48.05.340(1) is the first one that you read up above there, relative to the amount of money. Also, you will note at the bottom, 'Provided, That each such professional mutual corporation shall submit a financial and operational report annually to the legislative budget committee and the insurance commissioner.' So you see, we have not cut the insurance commissioner entirely out of the act and we also have a legislative overview on this with the budget committee."

Senator Rasmussen: "That is your answer, evidently. I think this is supposedly for the protection of the public to provide funds that they may collect in the event of a malpractice successful suit."

Senator Day: "That is correct."

Senator Rasmussen: "I see no reason for taking it out from under the insurance commissioner. . . . combining together on something like this but I would think it should be still—you file a report, the insurance commissioner can do nothing with it. He has the report on hand."

Senator Day: "He can make recommendations also to the legislative budget committee, who you know make recommendations to us, and just point out that there will certainly be legislative overview on this thing and if we find out it does not work or there is a problem, and bear in mind again that this coverage is in lieu of nothing, of going bare, and certainly something is better than nothing in this instance."

Debate ensued.

MOTION

Senator Rasmussen moved Engrossed Substitute House Bill No. 1121, together with the pending amendment by Senator Day, be held for further consideration on Friday, May 4, 1979.

Debate ensued.

The motion by Senator Rasmussen failed.

The President declared the question before the Senate to be adoption of the amendment by Senator Day.

The motion by Senator Day carried and the amendment was adopted.

On motion of Senator Day, the following amendment to the title was adopted:

On line 1 of the title, after "insurance;" insert "amending section .01.05, chapter 79, Laws of 1947 as amended by section 1, chapter 13, Laws of 1975-'76 2nd ex. sess. and RCW 48.01.050;" and on line 4 of the title, after "RCW 48.15.150;" insert "amending section 2, chapter 265, Laws of 1971 ex. sess. as amended by section 2, chapter 109, Laws of 1975-'76 2nd ex. sess. and RCW 48.32.020;"

On motion of Senator Day, the rules were suspended, Engrossed Substitute House Bill No. 1121, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

MOTION

On motion of Senator Wilson, Senator Walgren was excused.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute House Bill No. 1121, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 42; nays, 5; excused, 2.

Voting yea: Senators Bausch, Benitz, Bottiger, Conner, Day, Donohue, Fleming, Gallagher, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Lysen, Marsh, Matson, McDermott, Moore, Morrison, North, Odegaard, Peterson, Pullen, Quigg, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Wanamaker, Williams, Wilson, Wojahn, Woody—42.

Voting nay: Senators Bluechel, Clarke, Newschwander, Rasmussen—5.

Excused: Senators Keefe, Walgren—2.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1121, as amended by the Senate, 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.

SECOND READING

ENGROSSED HOUSE BILL NO. 650, by Representatives Clayton, Lux and Scott (by Employment Security Department request):

Establishing civil penalties for late or inaccurate employer reports under unemployment compensation.

The Senate resumed consideration of Engrossed House Bill No. 650. On Wednesday, April 25, 1979 an amendment by Senator Lee was moved for adoption.

On motion of Senator Lee, the amendment was withdrawn.

Senator Lee moved adoption of the following amendment:

On page 2, line 3, after "thereto," strike all material through "RCW 50.24.040." and insert:

"or if the contributions are not received by the commission by the last day of the month in which the contributions become due, there shall be assessed a penalty of five percent of the amount of the contributions; and if the contributions are not received by the last day of the month next succeeding the month in which the due date falls, there shall be assessed a total penalty of ten percent of the amount of the contributions; and if the contributions are not received by the last day of the second month next succeeding the month in which the due date falls, there shall be assessed a total penalty of twenty percent of the amount of the contributions. No penalty so added shall be less than two dollars.

If the commissioner issues a warrant as authorized by RCW 50.24.115 for the collection of the contributions and penalties, there shall be added thereto a penalty of five percent of the amount of the contributions but not less than five dollars.

Notwithstanding the foregoing, the aggregate of penalties imposed under this chapter for failure to file a report in a timely and complete manner or failure to remit contributions when due and payable shall not exceed twenty-five percent of the contributions, or seven dollars, whichever is greater."

Re-number subsequent subsections consecutively.

POINT OF INQUIRY

Senator Guess: "Senator Lee, I recently had a problem with a person who was not getting his unemployment insurance primarily because the employer had a computer breakdown and he did not get the information in. There have been other instances that I have been involved in where the employers just failed to put their earnings into the department. Now in the event there is just a total ignoring of the duty to put the report in and to pay those fees, can the department—now does this enable them to have enough teeth to get that report?"

Senator Lee: "Senator Guess, it appears as though you really have two questions in one. One, or course, related to the case where there was an accidental or inadvertent means of not getting your payment or reporting it on time when the computer broke down. I have had a similar kind of experience when it never got there in the mail and employment security recognized that and there was no penalty. I recognize there is a penalty now but it is very minimal, and the experience that other business people have been that when there is a reason for lateness that they have forgiven the penalty.

"Now the other reason, when you have someone who is absolutely obstreperous, who in fact is flaunting the law, employment security has exactly the same kind of recourse as every other department that collects money, the IRS, department of revenue, and that is, in fact, to subpoena the records."

Senator Guess: "But, Senator, when you are waiting to subpoena the records and the firm is located in Chicago, it sometimes makes for a hardship. Is there enough of a penalty in here now to make them sit up and take notice though?"

Senator Lee: "There is more penalty than they have now."

Senator Guess: "Thank you very much."
Further debate ensued.

POINT OF INQUIRY

Senator Jones: "The remarks of Senator Lysen, is that accurate? I am afraid that they are not."

Senator Lee: "No, they are not accurate, because the law now requires that an employer shall let people, not only from the department of revenue but from employment security, examine his books. If they do not, they are in disregard of the law, and I talked to tax consultants. I asked them, 'What do you have to do if this happens' and they said, 'Well, simply get a subpoena.' Every other department does that. It is not as though we are leaving them without any recourse. I am not disagreeing that there may be some circumstances that further examination will show where a penalty where the words can be properly worded so it does not gather in every single fish in the sea can be reworded, but that this is not the time or the place to do it."

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

On motion of Senator Morrison, the following amendments were adopted:

On page 3, line 3, after "penalties" and before "be waived" strike "may" and insert "shall"

On page 3, line 7, add the following new subsections:

"(6) Any decision to assess a penalty as provided by this section shall be made by the chief administrative officer of the tax branch.

(7) Nothing in this section shall be construed to deny an employer the right to appeal the assessment of any penalty. Such appeal shall be made in the manner provided in RCW 50.32.030."

Renumber the remaining section consecutively.

MOTION

On motion of Senator Lee, Engrossed House Bill No. 650, as amended, was ordered held for further consideration on Friday, May 4, 1979.

MOTIONS

On motion of Senator Jones, Senators Lewis and Sellar were excused.

On motion of Senator Wilson, Senators Fleming and von Reichbauer were excused.

SECOND READING

SUBSTITUTE HOUSE BILL NO. 1196, by Committee on Commerce (originally sponsored by Representative Struthers):

Implementing law relating to gambling.

REPORT OF STANDING COMMITTEE

April 4, 1979.

SUBSTITUTE HOUSE BILL NO. 1196, implementing law relating to gambling (reported by Committee on Commerce):

MAJORITY recommendation: Do pass with the following amendments:

On page 28, beginning on line 10, insert the following new section:

"Sec. 5. Section 12, chapter 218, Laws of 1973 1st ex. sess. and RCW 9.46.120 are each amended to read as follows:

(1) Except in the case of an agricultural fair as authorized under chapters 15.76 and 36.37 RCW, no person other than a member of a bona fide charitable or nonprofit organization (and their employees) or any other person, association or organization (and their employees) approved by the commission, shall take any part in the management or operation of any gambling activity authorized under RCW 9.46.030, and no person who takes part in the management or operation of any such gambling activity shall take any part in the management or operation of any gambling activity conducted by any other organization or any other branch of the same organization, unless approved by the commission, and no part of the proceeds thereof shall inure to the benefit of any person other than the organization conducting such gambling activities or if such gambling activities be for the charitable benefit of any specific persons designated in the application for a license, then only for such specific persons as so designated.

(2) No bona fide charitable or nonprofit organization or any other person, association or organization shall conduct any gambling activity authorized under RCW 9.46.030 in any leased premises if rental for such premise is unreasonable or to be paid, wholly or partly, on the basis of a percentage of the receipts or profits derived from such gambling activity : PROVIDED, That the provisions of this subsection prohibiting the rental for any premises to be paid, wholly or partly, on the basis of a percentage of receipts or profits do not apply to a lease by any county, city or town with respect to the premises owned by such county, city or town."

Remember the remaining sections consecutively.

On page 20, section 2, beginning on line 23, add a new subsection to read as follows:

"(11) The legislature hereby authorizes any person to conduct backgammon tournaments when licensed and operated pursuant to the provisions of this chapter and rules and regulations of the commission, at such locations as the commission may authorize and when such tournaments are organized and conducted on the basis of fees being charged to participate, the total of such fees are pooled and redistributed to the participants as prizes, all participants play on an equal basis with other participants with respect to such fees, and when no part of the proceeds from such fees otherwise inure to the benefit of any person or organization: PROVIDED, HOWEVER, That a bona fide charitable or nonprofit organization, as otherwise defined in this chapter, may retain a portion of such fees to pay the reasonable expenses of the tournaments or for its charitable or nonprofit purposes. The commission shall determine the nature and amount of such expenses and may set limitations on the amount of fees to be retained for charitable or nonprofit purposes.

Notwithstanding any other provision of chapter 9.46 RCW the commission shall have all the authority to regulate such tournaments and the managers and operators thereof as it has with respect to any and all other gambling activities as if such authority had been expressly granted with respect to backgammon. 'Backgammon' shall be given its usual and ordinary meaning as of the effective date of this act, except that such definition may be revised by the commission pursuant to rules and regulations promulgated pursuant to chapter 9.46 RCW."

On page 22, section 3, beginning on line 15, add a new subsection to read as follows:

"(4) To authorize and issue licenses for a period not to exceed one year to any person, association, or organization approved by the commission meeting the requirements of this chapter and meeting the requirements of any rules and regulations adopted by the commission pursuant to this chapter as now or hereafter amended, permitting said person, association or organization to conduct or operate backgammon tournaments as authorized by RCW 9.46.030(11) in such manner and at such locations as the commission may determine;"

Remember the remaining subsections consecutively.

On page 1, line 15 of the title after "9.46.110;" insert "amending section 12, chapter 218, Law of 1973 1st ex. sess. and RCW 9.46.120;"

Signed by: Senators Van Hollebeke, Chairman; Morrison, Quigg.

The bill was read the second time by sections.

On motion of Senator Van Hollebeke, the committee amendments were adopted.

Senator Pullen moved adoption of the following amendment:

On page 3, line 34, after "purposes" strike all material through and including "amended," on line 36.

POINT OF INQUIRY

Senator Van Hollebeke: "Senator Pullen, can you perhaps tell me by being a little bit more specific about what type of situation this would correct?"

Senator Pullen: "Yes, I would. It is a matter of philosophy, but as you know, it is easy to be adjudged a nonprofit organization by the IRS. There are different types. You can have a C-3 type or a C-4 or a C-2 type. Many of these nonprofit organizations can, in fact, constitute advocacy groups. I believe that the gambling should be limited to those nonprofit organizations that perform a useful function in society, such as charitable groups and churches and the like. Those kinds of nonprofit groups are the kind where you can contribute to them and that contribution is deductible on your income tax."

There being no objection, the amendment by Senator Pullen was ordered held temporarily.

Senator Van Hollebeke moved adoption of the following amendment:

On page 9, following line 16, insert the following paragraph:

"An organization specifically created by statute may establish its own criteria for membership and, so long as such membership is not primarily for the purpose of participation in the management or operation of a gambling activity, such members shall be members for the purposes of this chapter."

POINT OF INQUIRY

Senator Clarke: "Senator Van Hollebeke, perhaps you could explain what corporations are specifically created by statute? This is not authorized by statute but specifically created. I am wondering what corporations fall within that category."

Senator Van Hollebeke: "Senator Clarke, I am not sure that I can give you a precise answer to that question. I think that the primary purpose is just to see that any activity that is . . ."

Senator Clarke: "I understand the rest of it but I am a little mystified by 'an organization specifically created by statute,' as to what falls within that particular category."

Senator Van Hollebeke: "I do not know how many organizations or what specific organizations would fall under that."

MOTION

On motion of Senator Guess, the amendment by Senator Van Hollebeke will be held for further consideration following consideration of all other amendments.

Senator Talley moved adoption of the following amendment:

On page 12, section 1, line 34 of the printed bill, after "more than" and before "each" strike "twice" and insert "~~((twice))~~ six times in"

MOTION

On motion of Senator Marsh, Substitute House Bill No. 1196 with the pending amendments will be held for further consideration on Friday, May 4, 1979.

MOTION

On motion of Senator Wilson, Senator Donohue was excused.

MOTIONS

On motion of Senator Marsh, the Senate returned to the fourth order of business.

On motion of Senator Marsh, the Senate resumed consideration of the following House Message. Earlier today, Senator Shinpoch had moved the Senate do concur in the House amendments to Engrossed Senate Bill No. 2062.

MESSAGE FROM THE HOUSE

April 30, 1979.

Mr. President: The House has passed ENGROSSED SENATE BILL NO. 2062 with the following amendments:

Strike the Senate amendment by Senators Goltz and Jones on page 5, line 33, being page 5, line 33 of the engrossed bill, following "chapter," strike all of the material down to and including "hereunder" on page 6, line 1.

On page 6, line 4 of the engrossed bill, being page 5, line 36 of the printed bill, after "law" insert ": PROVIDED, That no taxes which are levied and collected pursuant to chapter 67.28 RCW may be expended on operation of such facilities after December 31, 1982", and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

Debate ensued.

The motion by Senator Shinpoch failed and the Senate refused to concur in the House amendments on a rising vote and asks the House to recede from its amendments to Engrossed Senate Bill No. 2062.

MOTION

On motion of Senator Walgren, the Senate returned to the first order of business.

REPORT OF STANDING COMMITTEE

May 2, 1979.

SENATE BILL NO. 2243, authorizing a bond issue for institutions of higher education (reported by Committee on Ways and Means):

MAJORITY recommendation: That Substitute Senate Bill No. 2243 be substituted therefor, and that Substitute Senate Bill No. 2243 do pass.

Signed by: Senators Donohue, Chairman; McDermott, Vice Chairman; Bausch, Clarke, Goltz, Jones, Marsh, Matson, Morrison, Newschwander, Odegaard, Rasmussen, Ridder, Scott, Shinpoch, Walgren, Wojahn.

MOTION

On motion of Senator Walgren, the rules were suspended, Senate Bill No. 2243 was advanced to second reading and placed on the second reading calendar for Friday, May 4, 1979.

REPORT OF STANDING COMMITTEE

May 2, 1979.

SENATE BILL NO. 2244, authorizing a bond issue for fisheries facilities (reported by Committee on Ways and Means):

MAJORITY recommendation: That Substitute Senate Bill No. 2244 be substituted therefor, and that Substitute Senate Bill No. 2244 do pass.

Signed by: Senators Donohue, Chairman; McDermott, Vice Chairman; Bausch, Clarke, Goltz, Jones, Marsh, Matson, Morrison, Newschwander, Odegaard, Rasmussen, Ridder, Shinpoch, Walgren, Wojahn.

MOTION

On motion of Senator Walgren, the rules were suspended, Senate Bill No. 2244 was advanced to second reading and placed on the second reading calendar for Friday, May 4, 1979.

REPORT OF STANDING COMMITTEE

May 2, 1979.

SENATE BILL NO. 2250, authorizing a bond issue to fund community college capital projects (reported by Committee on Ways and Means):

MAJORITY recommendation: That Substitute Senate Bill No. 2250 be substituted therefor, and that Substitute Senate Bill No. 2250 do pass.

Signed by: Senators Donohue, Chairman; McDermott, Vice Chairman; Bausch, Clarke, Goltz, Jones, Marsh, Matson, Morrison, Newschwander, Odegaard, Rasmussen, Ridder, Shinpoch, Walgren, Wojahn.

MOTION

On motion of Senator Walgren, the rules were suspended, Senate Bill No. 2250 was advanced to second reading and placed on the second reading calendar for Friday, May 4, 1979.

REPORT OF STANDING COMMITTEE

May 2, 1979.

SENATE BILL NO. 2251, authorizing a bond issue for social and health services facilities (reported by Committee on Ways and Means):

MAJORITY recommendation: That Substitute Senate Bill No. 2251 be substituted therefor, and that Substitute Senate Bill No. 2251 do pass.

Signed by: Senators Donohue, Chairman; McDermott, Vice Chairman; Bausch, Clarke, Goltz, Jones, Marsh, Matson, Morrison, Newschwander, Odegaard, Rasmussen, Ridder, Shinpoch, Walgren, Wojahn.

MOTION

On motion of Senator Walgren, the rules were suspended, Senate Bill No. 2251 was advanced to second reading and placed on the second reading calendar for Friday, May 4, 1979.

REPORT OF STANDING COMMITTEE

May 2, 1979.

SENATE BILL NO. 2357, authorizing a bond issue for outdoor recreational facilities (reported by Committee on Ways and Means):

MAJORITY recommendation: That Substitute Senate Bill No. 2357 be substituted therefor, and that Substitute Senate Bill No. 2357 do pass.

Signed by: Senators Donohue, Chairman; McDermott, Vice Chairman; Bausch, Clarke, Goltz, Jones, Marsh, Matson, Morrison, Newschwander, Odegaard, Rasmussen, Ridder, Shinpoch, Walgren, Wojahn.

MOTION

On motion of Senator Walgren, the rules were suspended, Senate Bill No. 2357 was advanced to second reading and placed on the second reading calendar for Friday, May 4, 1979.

REPORT OF STANDING COMMITTEE

May 2, 1979.

SENATE BILL NO. 2361, authorizing a bond issue for state government projects (reported by Committee on Ways and Means):

MAJORITY recommendation: That Substitute Senate Bill No. 2361 be substituted therefor, and that Substitute Senate Bill No. 2361 do pass.

Signed by: Senators Donohue, Chairman; McDermott, Vice Chairman; Bausch, Clarke, Goltz, Jones, Marsh, Matson, Morrison, Newschwander, Odegaard, Rasmussen, Ridder, Shinpoch, Walgren, Wojahn.

MOTION

On motion of Senator Walgren, the rules were suspended, Senate Bill No. 2361 was advanced to second reading and placed on the second reading calendar for Friday, May 4, 1979.

REPORT OF STANDING COMMITTEE

May 2, 1979.

SENATE BILL NO. 2964, relating to higher education and making an appropriation (reported by Committee on Ways and Means):

MAJORITY recommendation: That Substitute Senate Bill No. 2964 be substituted therefor, and that Substitute Senate Bill No. 2964 do pass.

Signed by: Senators Donohue, Chairman; McDermott, Vice Chairman; Bausch, Clarke, Goltz, Jones, Marsh, Matson, Morrison, Newschwander, Odegaard, Rasmussen, Ridder, Shinpoch, Walgren, Wojahn.

MOTION

On motion of Senator Walgren, the rules were suspended, Senate Bill No. 2964 was advanced to second reading and placed on the second reading calendar for Friday, May 4, 1979.

REPORT OF STANDING COMMITTEE

May 2, 1979.

SENATE BILL NO. 3101, authorizing issuance of bonds for common school plant facilities (reported by Committee on Ways and Means):

MAJORITY recommendation: That Substitute Senate Bill No. 3101 be substituted therefor, and that Substitute Senate Bill No. 3101 do pass.

Signed by: Senators Donohue, Chairman; McDermott, Vice Chairman; Bausch, Clarke, Goltz, Jones, Marsh, Matson, Morrison, Newschwander, Odegaard, Rasmussen, Ridder, Shinpoch, Walgren, Wojahn.

MOTION

On motion of Senator Walgren, the rules were suspended, Senate Bill No. 3101 was advanced to second reading and placed on the second reading calendar for Friday, May 4, 1979.

REPORT OF STANDING COMMITTEE
GUBERNATORIAL APPOINTMENT

May 2, 1979.

RICHARD C. SWAN, to the position of member of the State Parks and Recreation Commission, appointed by the Governor on January 11, 1979 for the term ending December 31, 1984, succeeding Ralph Mackey (reported by the Committee on Parks and Recreation):

Recommends that said appointment be confirmed.

Signed by: Senators von Reichbauer, Chairman; Bausch, Lewis, Quigg, Wanamaker, Wojahn, Woody.

MOTION

On motion of Senator Walgren, the rules were suspended, gubernatorial appointment 162, Richard C. Swan was placed on the second reading calendar for Friday, May 4, 1979.

REPORT OF STANDING COMMITTEE

May 2, 1979.

HOUSE BILL NO. 320, extending the 106% levy limit to the state (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass.

Signed by: Senators Donohue, Chairman; McDermott, Vice Chairman; Bausch, Clarke, Goltz, Jones, Marsh, Matson, Morrison, Newschwander, Odegaard, Rasmussen, Ridder, Shinpoch, Walgren, Wojahn.

MOTION

On motion of Senator Walgren, the rules were suspended, House Bill No. 320 was advanced to second reading and placed on the second reading calendar for Friday, May 4, 1979.

REPORT OF STANDING COMMITTEE

May 2, 1979.

ENGROSSED HOUSE BILL NO. 491, modifying and extending the senior citizens' services act (reported by Committee on Social and Health Services):

MAJORITY recommendation: Do pass.

Signed by: Senators Day, Chairman; Moore, Vice Chairman; Quigg, Talmadge, Vognild.

MOTION

On motion of Senator Walgren, the rules were suspended, Engrossed House Bill No. 491 was advanced to second reading and placed on the second reading calendar for Friday, May 4, 1979.

REPORT OF STANDING COMMITTEE

May 1, 1979.

ENGROSSED HOUSE BILL NO. 555, increasing the property tax exemptions for the elderly (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Donohue, Chairman; McDermott, Vice Chairman, Fleming, Gaspard, Goltz, Jones, Marsh, Morrison, Odegaard, Rasmussen, Ridder, Shinpoch, Wojahn.

MOTION

On motion of Senator Walgren, the rules were suspended, Engrossed House Bill No. 555 was advanced to second reading and placed on the second reading calendar for Friday, May 4, 1979.

REPORT OF STANDING COMMITTEE

May 2, 1979.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1147, providing for a state-wide special inquiry judge (reported by Judiciary Committee).

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Marsh, Chairman; Talmadge, Vice Chairman; Hayner, Jones, Woody.

MOTION

On motion of Senator Walgren, the rules were suspended, Engrossed Substitute House Bill No. 1147 was advanced to second reading and placed on the second reading calendar for Friday, May 4, 1979.

REPORT OF STANDING COMMITTEE

May 2, 1979.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1258, modifying provisions relating to juvenile truancy (reported by Judiciary Committee):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Marsh, Chairman; Talmadge, Vice Chairman; Hayner, Jones, Van Hollebeke.

MOTION

On motion of Senator Walgren, the rules were suspended, Engrossed Substitute House Bill No. 1258 was advanced to second reading and placed on the second reading calendar for Friday, May 4, 1979.

MOTIONS

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

On motion of Senator Walgren, the following Senate Resolutions were referred to the Committee on Rules:

1979-82	Recommending cost of living increase, United Airline employees
1979-83	False and misleading advertising—study
1979-85	Arson, oversight committee, creating
1979-87	Deferred measures—study

- | | |
|---------|--|
| 1979-88 | McNeil Island, state park—study |
| 1979-89 | Improprieties, former legislators, lobbyists, private utility firm—study |
| 1979-90 | Geographic, administrative, etc. community college system—study |

MOTION

At 4:05 p.m., on motion of Senator Walgren, the Senate adjourned until 10:00 a.m., Friday, May 4, 1979.

JOHN A. CHERBERG, President of the Senate.

SIDNEY R. SNYDER, Secretary of the Senate.

FORTY-FIFTH DAY

MORNING SESSION

Senate Chamber, Olympia, Friday, May 4, 1979.

The Senate was called to order at 10:00 a.m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senators Benitz, Donohue, Keefe, Quigg, Rasmussen, Ridder and Van Hollebeke. On motion of Senator Wilson, Senators Donohue, Keefe, Rasmussen, Ridder and Van Hollebeke were excused. On motion of Senator Jones, Senators Benitz and Quigg were excused.

The Color Guard, consisting of Pages Linda Helgeland and Kim Wurster, presented the Colors. Senator Sam Guess offered the following the prayer:

"OUR FATHER, WE THANK YOU FOR THE OPENING OF THIS SESSION. WE THANK YOU FOR THE STRENGTH THAT YOU GIVE US EACH DAY. HELP US ALWAYS TO REMEMBER, FATHER, THAT WITHOUT YOUR HELP WE ARE NOTHING. GIVE US THE STRENGTH TO REMEMBER THE TEACHINGS OF JESUS CHRIST THAT THROUGH HIS GRACE WE ARE SAVED AND THROUGH YOUR STRENGTH WE ARE ABLE TO CARRY ON DAY BY DAY. WE ASK THIS IN JESUS' NAME. AMEN."

MOTION

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

MESSAGE FROM THE GOVERNOR GUBERNATORIAL APPOINTMENT

Office of the Governor, May 3, 1979.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON:

LADIES AND GENTLEMEN:

I have the honor to submit the following appointment, subject to your confirmation:

Valoria Ann Loveland, appointed May 2, 1979, for a term ending December 31, 1981, succeeding Malachy Scanlan as a member of the Public Disclosure Commission.

Sincerely,
DIXY LEE RAY
Governor.

Referred to Committee on Constitution and Elections.

MESSAGE FROM THE HOUSE

May 3, 1979.

Mr. President: The Speakers have signed:
SUBSTITUTE HOUSE BILL NO. 80,
HOUSE BILL NO. 196,
SUBSTITUTE HOUSE BILL NO. 227,
SUBSTITUTE HOUSE BILL NO. 311,
HOUSE BILL NO. 335,
SUBSTITUTE HOUSE BILL NO. 352,
SUBSTITUTE HOUSE BILL NO. 871,
SUBSTITUTE HOUSE BILL NO. 912, and the same are herewith transmitted.

VITO T. CHIECHI, Chief Clerk.

SIGNED BY THE PRESIDENT

The President signed: HOUSE BILL NO. 335.

MOTION

On motion of Senator Walgren, the Senate advanced to the sixth order of business.

CONFIRMATION OF GUBERNATORIAL APPOINTMENT
MOTION

On motion of Senator von Reichbauer, the appointment of Richard C. Swan, as a member of the Parks and Recreation Commission was confirmed.

APPOINTMENT OF RICHARD C. SWAN

The Secretary called the roll. The appointment was confirmed by the Senate by the following vote: Yeas, 42; excused, 7.

Voting yea: Senators Bausch, Bluechel, Bottiger, Clarke, Conner, Day, Gallagher, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Lysen, Marsh, Matson, McDermott, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—42.

Excused: Senators Benitz, Donohue, Fleming, Keefe, Quigg, Rasmussen, Ridder—7.

MOTION

On motion of Senator Walgren, the Senate commenced consideration of Engrossed House Bill No. 650.

SECOND READING

ENGROSSED HOUSE BILL NO. 650, by Representatives Clayton, Lux and Scott (by Employment Security Department request):

Establishing civil penalties for late or inaccurate employer reports under unemployment compensation.

The Senate resumed consideration of Engrossed House Bill No. 650. The bill was considered on Wednesday, April 25, 1979 and again on Thursday, May 3, 1979 and was amended at that time.

Senator Lee moved adoption of the following amendment:

On page 2, line 12 after "apply" insert:

"The penalty of fifty dollars per violation shall only apply when it can be shown that the employer's failure to keep true and accurate records or failure to grant access to work records has delayed, reduced or prevented payment of benefits which would otherwise have been paid to a former employee or employees."

Debate ensued.

MOTION

At 10:25 a.m., on motion of Senator Walgren, the Senate recessed until 12:34 p.m.

NOON SESSION

The President called the Senate to order at 12:34 p.m.

MOTION

At 12:35 p.m., on motion of Senator Marsh, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The President called the Senate to order at 2:00 p.m.

There being no objection, the Senate returned to the fourth order of business.

MESSAGES FROM THE HOUSE

April 30, 1979.

Mr. President: The Speakers have signed:

SUBSTITUTE HOUSE BILL NO. 125,

SUBSTITUTE HOUSE BILL NO. 249,

SUBSTITUTE HOUSE BILL NO. 298,

HOUSE BILL NO. 358,

SUBSTITUTE HOUSE BILL NO. 367,

SUBSTITUTE HOUSE BILL NO. 437,

SUBSTITUTE HOUSE BILL NO. 446,

HOUSE BILL NO. 668,

SUBSTITUTE HOUSE BILL NO. 706,

SUBSTITUTE HOUSE BILL NO. 755,

SUBSTITUTE HOUSE BILL NO. 872,

SUBSTITUTE HOUSE BILL NO. 972,

HOUSE JOINT MEMORIAL NO. 16, and the same are herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

May 1, 1979.

Mr. President: The Speakers have signed:

SUBSTITUTE SENATE BILL NO. 2192,

SUBSTITUTE SENATE BILL NO. 2317,

SUBSTITUTE SENATE BILL NO. 2375,

SENATE BILL NO. 2462,

SUBSTITUTE SENATE BILL NO. 2532, and the same are herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

May 1, 1979.

Mr. President: The Speakers have signed:
 SUBSTITUTE SENATE BILL NO. 2337,
 SENATE BILL NO. 2905, and the same are herewith transmitted.

DEAN R. FOSTER, Chief Clerk.
 VITO T. CHIECHI, Chief Clerk.

May 2, 1979.

Mr. President: The Speakers have signed:
 SUBSTITUTE HOUSE BILL NO. 194,
 SUBSTITUTE HOUSE BILL NO. 262,
 HOUSE BILL NO. 622,
 SUBSTITUTE HOUSE BILL NO. 665,
 SUBSTITUTE HOUSE BILL NO. 1032,
 SUBSTITUTE HOUSE BILL NO. 1034,
 SUBSTITUTE HOUSE BILL NO. 1281,
 SUBSTITUTE HOUSE BILL NO. 1308, and the same are herewith

transmitted.

DEAN R. FOSTER, Chief Clerk.
 VITO T. CHIECHI, Chief Clerk.

MOTION

On motion of Senator Marsh, the Senate commenced consideration of House Bill No. 1241.

SECOND READING

HOUSE BILL NO. 1241, by Representatives Hurley, Fuller and Brown:

Providing a property tax exemption for property held for park purposes by nonprofit organizations.

REPORT OF STANDING COMMITTEE

April 6, 1979.

HOUSE BILL NO. 1241, providing property tax exemption for property held for park purposes by nonprofit organizations (reported by Committee on Parks and Recreation):

MAJORITY recommendation: Do pass with the following amendment:

On page 2, after line 17, insert the following:

"If such real property interests are sold or otherwise transferred to any non-public entity, all taxes which would have been collected if the property interests were subject to taxation shall become due and payable, together with interest at the rate charged on delinquent property taxes, by the buyer or transferee."

Signed by: Senators von Reichbauer, Chairman; Bausch, Quigg, Wanamaker, Wojahn, Woody.

The bill was read the second time by sections.

On motion of Senator von Reichbauer, the committee amendment was not adopted.

On motion of Senator von Reichbauer, the following amendments were considered and adopted simultaneously:

On page 1, on line 14, after "resources," insert "or"

On page 1, on line 15, strike "or recreational facilities,"

On page 1, beginning on line 18, after "space" strike "or recreational facilities"

On page 1, on line 25, strike "or recreational"

On page 2, on line 2, strike "or recreational"

Senator Wanamaker moved adoption of the following amendment:

On page 2, after line 17 insert the following new section:

"NEW SECTION. Sec. 2. There is added to chapter 84.36 RCW a new section to read as follows:

The following property shall be exempt from taxation:

Real or personal property owned by a nonprofit organization, association, or corporation in connection with the operation of a public assembly hall or meeting place. The area exempt under this section shall include the building or buildings and such additional area as may be necessary for parking, but shall not exceed one acre.

To qualify the property shall be used exclusively for public gatherings and be available to all organizations or persons desiring to utilize the property, but the owner may impose such conditions and restrictions as are necessary for the safe-keeping of the property and to promote the purposes of this exemption. Membership shall not be a requirement or a prerequisite for the use of the property.

The exemption shall not be nullified by the collection of rent or donations if the income is reasonable and does not exceed maintenance and operation expenses created by the user.

The use of the property for pecuniary gain or to promote business activities, except fund raising activities conducted by a nonprofit organization, shall nullify the exemption otherwise available for the property for the assessment year under this section.

If such real property interests are sold or other wise transferred to any nonpublic entity, all taxes which would have been collected if the property interests were subject to taxation shall become due and payable, together with interest at the rate charged on delinquent property taxes, by the buyer or transferee."

MOTION

On motion of Senator Odegaard, House Bill No. 1241, together with the adopted amendments and the pending amendment by Senator Wanamaker, was ordered held for further consideration later today.

MOTION

On motion of Senator Marsh, the Senate resumed consideration of Engrossed House Bill No. 650.

SECOND READING

ENGROSSED HOUSE BILL NO. 650, by Representatives Clayton, Lux and Scott (by Employment Security Department request):

Establishing civil penalties for late or inaccurate employer reports under unemployment compensation.

The Senate resumed consideration of Engrossed House Bill No. 650. Earlier today Senator Lee had moved adoption of an amendment to page 2, line 12.

There being no objection, the amendment was withdrawn.

On motion of Senator Lee, the following amendments by Senators Lysen and Lee were adopted:

On page 2, beginning on line 7 strike all of subsection (2) and renumber the remaining subsections.

On page 2, line 15, after "penalty of" strike "five" and insert "four"

On page 2, line 17, after "penalty of" strike "ten" and insert "nine"

On page 2, line 20, after "penalty of" strike "twenty" and insert "nineteen"

MOTIONS

On motion of Senator Wilson, Senator Bottiger was excused.

On motion of Senator Lysen, the rules were suspended, Engrossed House Bill No. 650, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 650, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 44; nays, 1; excused, 4.

Voting yea: Senators Bausch, Clarke, Conner, Day, Fleming, Gallagher, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Lysen, Marsh, Matson, McDermott, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—44.

Voting nay: Senator Bluechel—1.

Excused: Senators Benitz, Bottiger, Donohue, Keefe—4.

ENGROSSED HOUSE BILL NO. 650, as amended by the Senate, 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.

SECOND READING

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1147, by Committee on Judiciary (originally sponsored by Representatives Walk, Schmitten, Pruitt, Fancher, Hughes, Haley, Grimm, Brown and Adams):

Providing for a state-wide special inquiry judge proceeding.

REPORT OF STANDING COMMITTEE

May 2, 1979.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1147, providing for a state-wide special inquiry judge (reported by Judiciary Committee):

MAJORITY recommendation: Do pass with the following amendments:

On page 2, line 8, after "judge." insert "The supreme court shall ensure that sufficient visiting judges are made available to the superior court from which the appointment is made in order to compensate for any loss of judicial time."

On page 5, line 30, add a new section to read as follows:

"NEW SECTION. Sec. 11. The judge serving as a special inquiry judge shall be disqualified from acting as a magistrate or judge in any subsequent court proceeding arising from such inquiry except alleged contempt for neglect or refusal to appear, testify or provide evidence at such inquiry in response to an order, summons or subpoena."

Renumber the remaining sections consecutively.

On page 7, line 29, after "through" strike "10" and insert "11"

Signed by: Senators Marsh, Chairman; Talmadge, Vice Chairman; Hayner, Jones, Woody.

The bill was read the second time by sections.

On motion of Senator Marsh, the committee amendments were adopted.

POINT OF INQUIRY

Senator Day: "Senator Marsh, I am concerned before we bump this bill here that some provision has been made now. This, as I understand it, is a judge's inquiry which is similar to one we recently had in Spokane County in which a number of people were subpoenaed supposedly linked to gambling. Now I was subpoenaed in that particular case in a secret indictment. In fact, the officer who delivered the subpoena would not even come to my office to deliver it. He said it was a secret thing. That night on television I viewed the news and they reported that they had subpoenaed twenty-eight people. The next morning I got a call from a local reporter and said they had my name as one of them, and so it was not secret at all. In fact, it was a device used by certain people. Subsequent to my appearing about eighteen minutes before the judge, not being able to provide any information that they wanted because I did not have any, the judge wrote a beautiful letter saying, in effect, that I not only did not know anything about organized gambling in Eastern Washington, but had no knowledge and no participation therein.

"Now I want to know if this bill provides the protection that it should provide for persons who may be subpoenaed and who may have knowledge or may not have knowledge of the activity. There is nothing the matter with anyone, including myself, being subpoenaed to see if they do or if they feel that they have knowledge of criminal activities, but the point is that if it is done it should not be done in the manner that someone can use it as a device to smear an individual, and I want to know if this particular bill has those protections written into it and if it does not, I would suggest we leave it on second reading and write them in."

Senator Marsh: "Senator, you may want to prepare a specific amendment addressing the concern that you have mentioned. You might take a look at Section 4, subsections 6 and 7 of that particular section. Subsection 6 says 'Upon a showing of good cause may make available any or all evidence obtained to any other public attorney, prosecuting attorney, city attorney, or corporation counsel,' and then it goes on and says, 'Any witness' testimony, given before a state-wide special inquiry judge and relevant to any subsequent proceeding against the witness, shall be made available to the witness upon proper application to the state-wide special inquiry judge. The state-wide special inquiry judge may also, upon proper application and upon a showing of good cause, make available to a defendant in a subsequent criminal proceeding other testimony or evidence when given or presented before a special inquiry judge, if doing so is in the furtherance of justice.' So there is some protection there. I would also direct your attention to New Section 5 that says, 'The supreme court shall develop and adopt rules to govern the procedures of a state-wide special inquiry judge proceeding.' Now I really think that is probably where the protections that you are alluding to, that you would seek, would be developed."

Senator Day: "What I am concerned about is that maybe there will be something specific put in relative to the adopting of those rules that in those rules shall provide for the protection of persons so subpoenaed and the confidentiality. The thing is that here you are a public official, you are subpoenaed to go up before an inquiry on gambling, and as my brother said, 'I would not want you holding my poker hand.' I asked the guy, I said, 'Are you sure you have the right Day?' Now the thing is that what I am talking about is that this not be a possible device to be used against anyone."

Senator Marsh: "Senator, I will ask and move to the President at this time to hold this bill until such time as you can develop an amendment this afternoon."

MOTION

On motion of Senator Marsh, Engrossed Substitute House Bill No. 1147, as amended by the Senate, was ordered held on second reading for consideration within a reasonable period of time for possible amending by Senator Day.

SECOND READING

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1258, by Committee on Institutions (originally sponsored by Representative Kreidler):
 Modifying provisions relating to juvenile truancy.

REPORT OF STANDING COMMITTEE

May 2, 1979.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1258, modifying provisions relating to juvenile truancy (reported by Judiciary Committee):

MAJORITY recommendation: Do pass with the following amendments:

On page 1, line 20, after "parent" insert ", parents"

On page 1, line 22, after "parent" insert ", parents"

On page 1, line 26, after "parent" insert ", parents"

On page 2, line 19, after "parent" insert ", parents"

On page 5, line 8, after "attorney" and before "shall" insert "or the attorney for the school district"

On page 5, line 11, after ".130" strike all the material down to and including "chapter" on line 12

On page 5, beginning on line 13, strike all the material down to and including the period on line 31

On page 1, line 9, after ".110;" strike all the material down to and including "RCW;" on line 10

Signed by: Senators Marsh, Chairman; Talmadge, Vice Chairman; Hayner, Jones, Van Hollebeke.

The bill was read the second time by sections.

On motion of Senator Marsh, the committee amendments to page 1, lines 20, 22 and 26 were considered and adopted simultaneously.

Senator Marsh moved adoption of the committee amendment to page 2, line 19.

POINT OF INQUIRY

Senator Gould: "Just to clarify, if a student has two parents and they are not living together, if they are separated, do they still have to notify both parents at each residence?"

Senator Marsh: "I think they would both have to be notified."

Senator Gould: "What if the parent is not in the state?"

Senator Marsh: "I think you only have to exercise reasonable effort."

Senator Gould: "I think the idea is good. I just did not want to make it so difficult to run down parents that they perhaps did not have an address for or a place of residence.

"Senator Marsh, if we could restrict it to parents for whom they have a contact or an address, I think it would be more reasonable for districts to deal with."

Senator Marsh: "If you are asking that we hold the bill, I would be happy to hold the bill and you can prepare an amendment."

MOTION

On motion of Senator Marsh, Engrossed Substitute House Bill No. 1258, together with the adopted committee amendments and pending committee amendments, was held for consideration at a later time.

MOTION

On motion of Senator Marsh, the Senate commenced consideration of Engrossed House Bill No. 491.

MOTION

On motion of Senator Jones, Senator Matson was excused.

SECOND READING

ENGROSSED HOUSE BILL NO. 491, by Representatives Scott, Whiteside, Salatino, Warnke, Lux, Bender, Brekke, King, Kreidler, Winsley, Mitchell, Douthwaite, Galloway, Erickson, Maxie, McCormick, Sherman, Nelson D., Valle, Burns, Jovanovich, North, Dawson, Haley, Schmitten, Rosbach, Nisbet, Hastings, Bauer, Brown, Granlund, Charnley, Garrett, Williams, Tupper, Tilly, Barnes, Sprague, Zimmerman, Heck, Martinis, Greengo, Keller, Addison, Taylor, Nelson G.A., Fuller, Wilson and Sanders (by Executive request):

Modifying and extending the senior citizens service act.

The bill was read the second time by sections.

On motion of Senator Goltz, the following amendment by Senator Goltz, Day and Pullen was adopted:

On page 1, line 26, after "charged" and before the period, insert "; except further, notwithstanding any other provision of this chapter, that well adult clinic services may be provided in lieu of health screening services if such clinics use the fee schedule established by this section"

On motion of Senator Day, the rules were suspended, Engrossed House Bill No. 491, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 491, as amended by the Senate, and the bill pass the Senate by the following vote: Yeas, 45; excused, 4.

Voting yea: Senators Bausch, Bluechel, Clarke, Conner, Day, Donohue, Fleming, Gallagher, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Lysen, Marsh, McDermott, Moore, Morrison, Newschwander, North, Odegard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—45.

Excused: Senators Benitz, Bottiger, Keefe, Matson—4.

ENGROSSED HOUSE BILL NO. 491, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Goltz, Engrossed House Bill No. 491, as amended by the Senate, was ordered immediately transmitted to the House.

SECOND READING

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1258, by Committee on Institutions (originally sponsored by Representative Kreidler):

Modifying provisions relating to juvenile truancy.

The Senate resumed consideration of Engrossed Substitute House Bill No. 1258. Earlier today the committee amendments to page 1, lines 20, 22 and 26 had been adopted. The committee amendment to page 2, line 19 has been moved for adoption by Senator Marsh.

On motion of Senator Gould, the following amendment to the committee amendment to page 2, line 19 was adopted:

On page 2, line 19, strike "parent" and insert "custodial parent, parents"

The motion by Senator Marsh carried and the committee amendment, as amended, was adopted.

MOTION FOR RECONSIDERATION

Having voted on the prevailing side, on motion of Senator Gould, the Senate moved to reconsider the vote by which the committee amendments to page 1, lines 20, 22 and 26 were adopted.

The President declared the question before the Senate to be adoption of the committee amendments to page 1, lines 20, 22 and 26, on reconsideration.

On motion of Senator Gould, the following amendments to the committee amendments were adopted:

On page 1, line 20, strike "parent" and insert "custodial parent, parents"

On page 1, line 22, strike "parent" and insert "custodial parent, parents"

On page 1, line 26, strike "parent" and insert "custodial parent, parents"

The committee amendments, as amended, on reconsideration, were adopted.

On motion of Senator Marsh, the committee amendments to page 5, lines 8, 11 and 13 were adopted.

On motion of Senator Marsh, the committee amendment to the title was adopted.

On motion of Senator Marsh, the rules were suspended, Engrossed Substitute House Bill No. 1258, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute House Bill No. 1258, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 43; nays, 2; excused, 4.

Voting yea: Senators Bausch, Clarke, Conner, Day, Donohue, Fleming, Gallaghan, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Lysen, Marsh, McDermott, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Scott, Sellar, Shinpoch, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—43.

Voting nay: Senators Bluechel, Talley—2.

Excused: Senators Benitz, Bottiger, Keefe, Matson—4.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1258, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Marsh, all measures passed by the Senate today were ordered immediately transmitted to the House.

SIGNED BY THE PRESIDENT

The President signed:

SUBSTITUTE HOUSE BILL NO. 80,
 SUBSTITUTE HOUSE BILL NO. 125,
 SUBSTITUTE HOUSE BILL NO. 194,
 HOUSE BILL NO. 196,
 SUBSTITUTE HOUSE BILL NO. 227,
 SUBSTITUTE HOUSE BILL NO. 249,
 SUBSTITUTE HOUSE BILL NO. 262,
 SUBSTITUTE HOUSE BILL NO. 298,
 SUBSTITUTE HOUSE BILL NO. 311,
 SUBSTITUTE HOUSE BILL NO. 352,
 HOUSE BILL NO. 358,
 SUBSTITUTE HOUSE BILL NO. 367,
 SUBSTITUTE HOUSE BILL NO. 437,
 SUBSTITUTE HOUSE BILL NO. 446,
 HOUSE BILL NO. 622,
 SUBSTITUTE HOUSE BILL NO. 665,
 HOUSE BILL NO. 668,
 SUBSTITUTE HOUSE BILL NO. 706,
 SUBSTITUTE HOUSE BILL NO. 755,
 SUBSTITUTE HOUSE BILL NO. 871,
 SUBSTITUTE HOUSE BILL NO. 872,
 SUBSTITUTE HOUSE BILL NO. 912,
 SUBSTITUTE HOUSE BILL NO. 972,
 SUBSTITUTE HOUSE BILL NO. 1032,
 SUBSTITUTE HOUSE BILL NO. 1034,
 SUBSTITUTE HOUSE BILL NO. 1281,
 SUBSTITUTE HOUSE BILL NO. 1308,
 HOUSE JOINT MEMORIAL NO. 16.

MOTION

At 2:55 p.m., on motion of Senator Marsh, the Senate was declared to be at ease.

The President called the Senate to order at 4:35 p.m.

MOTION

On motion of Senator Marsh, the Senate resumed consideration of House Bill No. 1241.

SECOND READING

HOUSE BILL NO. 1241, by Representatives Hurley, Fuller and Brown:

Providing a property tax exemption for property held for park purposes by nonprofit organizations.

The Senate resumed consideration of House Bill No. 1241, as amended by the Senate earlier today, and the pending amendment by Senator Wanamaker.

POINT OF ORDER

Senator von Reichbauer: "Mr. President, I would like to move scope and object on the Wanamaker amendment to House Bill 1241. I would like to address myself to that."

"Mr. President and members of the Senate, under the provisions of House Bill 1241, the act is one relating to property taxation of park lands and amending section 43, whereas the Wanamaker amendment deals with real or personal property owned by a nonprofit organization, association or corporation as defined in RCW 84.36-.805. Clearly, Mr. President, this amendment by Senator Wanamaker broadens the scope and object of the intention of the original bill and I would hope that the President would rule."

MOTION

On motion of Senator Walgren, House Bill No. 1241, as amended by the Senate, the amendment by Senator Wanamaker moved for adoption earlier today and the Point of Order raised by Senator von Reichbauer on the amendment, was ordered held for further consideration on Monday, May 7, 1979.

MOTION

On motion of Senator Walgren, the Senate returned to the first order of business.

REPORT OF STANDING COMMITTEE

May 2, 1979.

SUBSTITUTE HOUSE BILL NO. 302, exempting from the business and occupation tax certain nonprofit community services organizations (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Donohue, Chairman; McDermott, Vice Chairman; Clarke, Jones, Marsh, Matson, Newschwander, Odegaard, Rasmussen, Ridder, Walgren, Wojahn.

MOTION

On motion of Senator Walgren, the rules were suspended, Substitute House Bill No. 302 was advanced to second reading and placed on the second reading calendar for Monday, May 7, 1979.

REPORT OF STANDING COMMITTEE

May 4, 1979.

HOUSE BILL NO. 676, modifying the obligation of the state to assume a share of election costs (reported by Committee on Constitution and Elections):

MAJORITY recommendation: Do pass.

Signed by: Senators Woody, Chairman; Hayner, Henry, Lewis, Marsh, Pullen.

MOTION

On motion of Senator Walgren, the rules were suspended, House Bill No. 676 was advanced to second reading and placed on the second reading calendar for Monday, May 7, 1979.

GUBERNATORIAL APPOINTMENT

May 4, 1979.

JAMES T. HUGHES, to the position of Director of the Department of Labor and Industries, appointed by the Governor on March 12, 1979 for the term ending at the pleasure of the Governor, succeeding John Hewitt (reported by the Committee on Labor):

MAJORITY recommends that said appointment be confirmed.

Signed by: Senators Lysen, Chairman; Vognild, Vice Chairman; McDermott, Moore, Morrison, Sellar.

MOTION

On motion of Senator Walgren, the rules were suspended, gubernatorial appointment 173 was ordered placed on the second reading calendar for Monday, May 7, 1979.

MOTION

At 4:37 p.m., on motion of Senator Walgren, the Senate adjourned until 9:00 a.m., Monday, May 7, 1979.

JOHN A. CHERBERG, President of the Senate.

SIDNEY R. SNYDER, Secretary of the Senate.

FORTY-EIGHTH DAY**MORNING SESSION**

Senate Chamber, Olympia, Monday, May 7, 1979.

The Senate was called to order at 9:00 a.m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senators Benitz, Bottiger, Fleming, Keefe, Rasmussen, Ridder and Scott. On motion of Senator Jones, Senator Benitz was excused. On motion of Senator Wilson, Senator Keefe was excused.

The Color Guard, consisting of Pages Jean Weiss and Tom Dereaux, presented the Colors. Reverend Richard Hart, pastor of the First Baptist Church of Olympia, offered the following prayer:

"LORD, AS ANOTHER DAY AND ANOTHER WEEK BEGIN HERE IN THE SENATE, WE PAUSE SIMPLY TO EXPRESS OUR GRATITUDE FOR THE GIFT OF LIFE. SOMETIMES WITHIN THE BUSINESS OF SCHEDULES AND IMPORTANCE OF RESPONSIBILITIES WE LOSE SIGHT OF THE FACT THAT LIFE COMES TO US AS A GIFT FROM YOU. FORGIVE US WHEN WE BECOME SO PREOCCUPIED THAT YOU ARE EXCLUDED. OPEN OUR EYES THAT WE MIGHT SEE YOU ONCE AGAIN.

"WE PRAY FOR GOVERNOR CHERBERG AND EACH SENATOR AS THEY MOVE THROUGH THE VARIOUS RESPONSIBILITIES AND TASKS OF THE DAY. MAY THEY CALL FORTH FROM EACH OTHER THE VERY BEST EACH HAS TO GIVE IN ORDER THAT THEIR JOB MAY BE COMPLETED. IN THE NAME OF CHRIST OUR LORD. AMEN."

MOTION

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

MESSAGE FROM THE HOUSE

May 4, 1979.

Mr. President: The House has passed:
ENGROSSED SENATE BILL NO. 2506,
ENGROSSED SENATE BILL NO. 2852,
SENATE CONCURRENT RESOLUTION NO. 106, and the same are herewith transmitted.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

MOTIONS

On motion of Senator Walgren, the Senate advanced to the sixth order of business.

On motion of Senator Walgren, the Senate commenced consideration of House Bill No. 1241.

SECOND READING

HOUSE BILL NO. 1241, by Representatives Hurley, Fuller and Brown:

Providing a property tax exemption for property held for park purposes by nonprofit organizations.

The Senate resumed consideration of House Bill No. 1241, as amended by the Senate. On Friday, May 4, 1979 an amendment by Senator Wanamaker had been moved for adoption. Senator von Reichbauer raised a Point of Order on the amendment.

RULING BY THE PRESIDENT

President Cherberg: "In ruling upon the Point of Order raised by Senator von Reichbauer, the President finds that House Bill 1241 is a measure which provides for a property tax exemption for park lands held by nonprofit corporations primarily involved in natural resources research and conservation.

"The amendment proposed by Senator Wanamaker is a measure which provides for a property tax exemption for public assembly halls or meeting places wherever located.

"The President therefore finds that the proposed amendment does expand the scope and object of the bill and that the Point of Order is well taken."

The amendment by Senator Wanamaker was ruled out of order.

On motion of Senator von Reichbauer, the rules were suspended, House Bill No. 1241, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

POINT OF INQUIRY

Senator Van Hollebeke: "Perhaps, Senator von Reichbauer, you could give me some examples of the type of organizations which would qualify among the nonprofit corporations or associations, but that part of it is old law actually. The new law just includes open space or recreational facilities I see."

Senator von Reichbauer: "The primary reason for this, and one of the organizations that would most benefit is the Washington Parks Foundation, a foundation that has been involved in this state for many years, many decades, in acting as a conduit between private organizations and public bodies. Oftentimes people or individuals would give up property to be given to the state, county or city and the Washington Parks Foundation has been a conduit between private entities and public entities, but in the process of holding that property they have been taxed. What we are trying to do is avoid their being taxed as they act as a conduit, as a nonprofit conduit between the private sector and the public sector."

Senator Van Hollebeke: "Thank you."

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 1241, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 42; absent or not voting, 4; excused, 3.

Voting yea: Senators Bausch, Bluechel, Clarke, Conner, Day, Donohue, Gallagher, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Lysen, Marsh, Matson, McDermott, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Sellar, Shipoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—42.

Absent or not voting: Senators Bottiger, Fleming, Rasmussen, Ridder—4.

Excused: Senators Benitz, Keefe, Scott—3.

HOUSE BILL NO. 1241, as amended by the Senate, 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.

Senators Walgren, Wilson and Odegaard demanded a Call of the Senate. A Call of the Senate was ordered.

CALL OF THE SENATE

The Sergeant at Arms locked the doors of the Senate Chamber. The Secretary called the roll on the Call of the Senate, all members being present except Senator Keefe who had previously been excused.

MOTION

On motion of Senator Marsh, the Senate proceeded under the Call of the Senate.

MOTION

At 9:25 a.m., on motion of Senator Marsh, the Senate was declared to be at ease subject to the Call of the President.

President Pro Tempore Henry called the Senate to order at 3:10 p.m.

MOTION

On motion of Senator Walgren, the Senate returned to the first order of business.

MESSAGE FROM THE HOUSE

May 1, 1979.

Mr. President: The House refuses to concur in the Senate amendments to ENGROSSED SUBSTITUTE HOUSE BILL NO. 236 and asks for a conference thereon and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

MOTION

On motion of Senator Walgren, Engrossed Substitute House Bill No. 236 was referred to the Committee on Ways and Means.

MOTION

On motion of Senator Walgren, the Senate was declared to be at ease.

President Pro Tempore Henry called the Senate to order.

PARLIAMENTARY INQUIRY

Senator Clarke: "If the amendment increases the amount as set forth in the original bill, would the adoption of the amendment require a two-thirds vote?"

REPLY BY PRESIDENT PRO TEMPORE

President Pro Tempore Henry: "Not as a committee amendment, I would think, Senator. Floor amendments require a two-thirds vote."

PARLIAMENTARY INQUIRY

Senator Clarke: "You mean a floor amendment outside the committee of the whole? Do I understand correctly the ruling of the Chair is that in the committee of the whole an amendment may be offered to an appropriation bill increasing the amount by simply a majority vote?"

REPLY BY PRESIDENT PRO TEMPORE

President Pro Tempore Henry: "This is a committee amendment as it came out of committee, Senator Clarke. It is not a floor amendment."

REMARKS BY SENATOR CLARKE

Senator Clarke: "I understand it is not a floor amendment but it is an amendment that is being adopted or presented to the committee of the whole for adoption by the committee of the whole, and I see nothing in the rules that makes a distinction between a committee amendment and a floor amendment on that particular point."

REMARKS BY SENATOR WALGREN

Senator Walgren: "I am sure that the Chairman has before him Rule 63 and, of course, that rule refers to amendments that were not incorporated on the bill as it was reported out of the ways and means committee."

RULING BY PRESIDENT PRO TEMPORE

President Pro Tempore Henry: "If I followed Senator Clarke's line of reasoning, I do not believe we could have a committee amendment adopted on the floor in the committee of the whole without a two-thirds majority, so it is my ruling that a committee amendment to a House bill can be adopted by a simple majority."

REMARKS BY SENATOR CLARKE

Senator Clarke: "That is regardless of whether it does or does not increase the amount of the appropriation?"

REPLY BY PRESIDENT PRO TEMPORE

President Pro Tempore Henry: "That is correct."

REPORT OF STANDING COMMITTEE

May 7, 1979.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 236, adopting the budget (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass with the following amendments:

Strike everything after the enacting clause and insert the following:

"**NEW SECTION.** Section 1. A budget is hereby adopted and, subject to the provisions set forth in the following sections, the several amounts specified in the following sections, or so much thereof as shall be sufficient to accomplish the purposes designated, are hereby appropriated, reappropriated, and authorized to be disbursed for salaries, wages, capital projects, and other expenses of the agencies and offices of the state and for other specified purposes for the fiscal biennium beginning July 1, 1979, and ending June 30, 1981, except as otherwise provided, out of the several funds of the state hereinafter named.

NEW SECTION. Sec. 2. FOR THE HOUSE OF REPRESENTATIVES

General Fund Appropriation \$ 16,728,000

The appropriation contained in this section shall be subject to the following conditions and limitations:

- (1) \$8,000 shall be for the house ethics committee.
- (2) \$8,000 shall be for western forest practices task force.
- (3) \$37,000 shall be for dues of the national conference of state legislatures.
- (4) \$42,000 shall be for dues of the council of state governments.

NEW SECTION. Sec. 3. FOR THE SENATE

General Fund Appropriation \$ 14,300,000

The appropriation contained in this section shall be subject to the following conditions and limitations:

- (1) \$8,000 shall be for the senate ethics committee.
- (2) \$8,000 shall be for western forest practices task force.
- (3) \$37,000 shall be for dues of the national conference of state legislatures.
- (4) \$42,000 shall be for dues of the council of state governments.

NEW SECTION. Sec. 4. FOR THE LEGISLATIVE BUDGET COMMITTEE

General Fund Appropriation \$ 1,247,000

The appropriation contained in this section shall be subject to the following condition or limitation: Not more than \$70,000 shall be expended for the specific purpose of conducting a management survey, program review, and/or a performance audit, as defined in RCW 44.28.085 and 44.28.086, of the Washington public power supply system and any other joint operating agencies established pursuant to chapter 43.52 RCW.

NEW SECTION. Sec. 5. FOR THE LEGISLATIVE EVALUATION AND ACCOUNTABILITY PROGRAM COMMITTEE

General Fund Appropriation \$ 1,295,000

NEW SECTION. Sec. 6. FOR THE OFFICE OF THE STATE ACTUARY

General Fund Appropriation \$ 301,000

NEW SECTION. Sec. 7. FOR THE STATUTE LAW COMMITTEE

General Fund Appropriation \$ 3,626,000

NEW SECTION. Sec. 8. FOR THE SUPREME COURT

General Fund Appropriation \$ 5,306,000

The appropriation contained in this section shall be subject to the following condition or limitation: Not more than \$1,568,000 shall be expended for indigent appeal cases.

NEW SECTION. Sec. 9. FOR THE LAW LIBRARY

General Fund Appropriation \$ 1,386,000

The appropriation contained in this section shall be subject to the following condition or limitation: All nonstate agency users of the WestLaw system shall be charged a service fee sufficient to cover the costs of their usage.

NEW SECTION. Sec. 10. FOR THE COURT OF APPEALS

General Fund Appropriation \$ 6,130,000

The appropriation contained in this section shall be subject to the following condition or limitation: Not more than \$328,000 shall be expended for costs associated with a long-term lease for the division I court.

NEW SECTION. Sec. 11. FOR THE ADMINISTRATOR FOR THE COURTS

General Fund Appropriation \$ 10,313,000

The appropriation contained in this section shall be subject to the following conditions and limitations:

(1) Not more than \$106,000 shall be expended for judges pro tem for the superior courts and the administrator for the courts shall authorize and approve all such expenditures.

(2) \$5,635,000 shall be for superior court judges.

(3) Not more than \$100,000 shall be expended for criminal cost bills, including prior claims.

(4) The administrator for the courts together with the county and city users of the judicial information system shall prepare a report delineating a feasible plan to convert funding of the judicial information system to a user fee schedule. Such report shall be presented to the senate ways and means committee and the house appropriations committee by January 1, 1981.

NEW SECTION. Sec. 12. FOR THE JUDICIAL COUNCIL

General Fund Appropriation \$ 225,000

NEW SECTION. Sec. 13. FOR THE OFFICE OF THE GOVERNOR

General Fund Appropriation \$ 2,704,000

The appropriation contained in this section shall be subject to the following conditions and limitations:

(1) Not more than \$2,392,000 shall be used for executive operations.

(2) Not more than \$20,000 shall be used for investigations and emergency purposes.

(3) Not more than \$184,000 shall be used for extradition expenses to carry out the provisions of RCW 10.34.030 providing for the return of fugitives by the governor, including prior claims and for extradition-related legal services as determined by the attorney general.

(4) Not more than \$108,000 shall be used for mansion maintenance.

NEW SECTION. Sec. 14. FOR THE GOVERNOR—SPECIAL APPROPRIATIONS

General Fund Appropriation—State \$ 176,404,000

General Fund Appropriation—Federal \$ 24,060,000

Special Fund Salary and Insurance Contribution

Increase Revolving Fund Appropriation \$ 61,265,000

Total Appropriation \$ 261,729,000

The appropriations contained in this section, or so much thereof as may be necessary, shall be expended exclusively for the purposes designated herein and shall be subject to the following conditions and limitations:

(1) \$1,800,000 shall be for the governor's emergency fund to be allocated for the carrying out of the critically necessary work of any agency, of which not more than \$700,000 may be allocated by the governor for surveys and installations.

(2) It is the intent of the legislature to comply with the Presidential guidelines on compensation. To this end:

(a) Not more than \$82,916,000 of general fund moneys (including \$21,837,000 in federal funds) shall be expended to effect salary increases for state classified employees and for state employees exempt from the classified service. Not more than \$30,945,000 of this amount (including \$8,150,000 in federal funds) shall be expended to effect, beginning July 1, 1979, an average 5.0% salary increase for these employees. Not more than \$36,397,000 of this amount (including \$9,586,000 in federal funds) shall be expended to implement the salary ranges adopted by the state personnel board from the 1978 salary survey for state classified employees and to effect comparable salary increases for state employees exempt from the classified

service. These adjustments shall take effect beginning October 1, 1979. Not more than \$15,574,000 of this amount (including \$4,101,000 in federal funds) shall be expended to effect, beginning October 1, 1980, an average 6.0% salary increase for these employees.

(b) Not more than \$36,924,000 of general fund moneys shall be expended to effect salary increases for state higher education classified employees excluding student employees not under the jurisdiction of the state personnel board or the higher education personnel board. Not more than \$11,649,000 of this amount shall be expended to effect, beginning July 1, 1979, an average of 5.0% salary increase for these employees. Not more than \$19,269,000 of this amount shall be expended to implement the salary ranges adopted by the higher education personnel board from the 1978 salary survey. These adjustments shall take effect beginning October 1, 1979. Not more than \$6,006,000 of this amount shall be expended to effect, beginning October 1, 1980, an average of 6.0% salary increase for these employees.

(c) Not more than \$63,194,000 of general fund moneys shall be expended to effect salary increases including increments or their equivalents for faculty and administrative exempt employees of the four-year units of higher education and community colleges. Not more than \$24,990,000 of this amount shall be expended to effect a 5.0% increase for faculty and administrative exempt employees effective September 1, 1979. Not more than \$25,720,000 of this amount shall be expended to effect an average 5.6% increase for faculty and administrative exempt employees, effective October 1, 1979. Not more than \$12,484,000 of this amount shall be expended to effect an average 6.0% salary increase for faculty and administrative exempt employees effective October 1, 1980. Notwithstanding any other provision of this subsection (c), a portion of each institution's other budgeted funds may be expended to fund additional actual increments or their equivalents in an amount not more than 1 and 1/2% of their respective average salary levels for each year of the biennium and no institution may grant from any fund source whatsoever any salary increase greater than that provided in this act for faculty and exempt employees.

(d) Not more than \$229,000 of general fund moneys shall be expended to effect salary increases for commissioned officers of the Washington State Patrol. Not more than \$88,000 of this amount shall be expended to effect, beginning July 1, 1979, an average 5.0% salary increase. Not more than \$97,000 of this amount shall be expended to effect, beginning October 1, 1979, an average of 6.0% salary increase. Not more than \$44,000 of this amount shall be expended to effect, beginning October 1, 1980, an average of 6.0% salary increase: PROVIDED, That no additional salary increases may be granted from any fund source greater than those authorized by this act.

(e) Not more than \$15,401,000 of general fund moneys (including \$2,223,000 in federal funds) shall be expended to effect increases in the state's maximum contribution for employee insurance benefits. Not more than \$11,000,000 of this amount (including \$1,588,000 in federal funds) shall be expended to effect, beginning July 1, 1979, an increase in the state's maximum contribution for employee insurance benefits from \$72.50 per month to \$85.00 per month per eligible employee. Not more than \$4,401,000 of this amount (including \$635,000 in federal funds) shall be expended to effect, beginning July 1, 1980, an increase in the state's maximum contribution for employee insurance benefits from \$85.00 per month to \$95.00 per month per eligible employee.

(f) Not more than \$56,688,000 of special fund salary and insurance contribution increase revolving fund moneys shall be expended to effect salary increases for state classified employees, state employees exempt from the classified service, higher education classified employees, higher education faculty, higher education exempt employees, and commissioned members of the Washington State Patrol.

Increases for state classified employees and for state employees exempt from the classified service shall be calculated in accordance with the procedures outlined in subsection (2)(a) of this section. Increases for higher education classified employees shall be calculated in accordance with the procedures outlined in subsection (2)(b) of this section. Increases for higher education faculty and higher education exempt employees shall be calculated in accordance with the procedures outlined in subsection (2)(c) of this section. Increases for the commissioned officers of the Washington State Patrol shall be calculated in accordance with the procedures outlined in subsection (2)(d) of this section.

(g) Not more than \$5,058,000 of special fund salary and insurance contribution increase revolving fund moneys shall be expended to effect increases in the state's maximum contributions for employee insurance benefits. Not more than \$3,613,000 of this amount shall be expended to effect, beginning July 1, 1979, an increase in the state's maximum contribution for employee insurance benefits from \$72.50 per month to \$85.00 per month per eligible employee. Not more than \$1,445,000 of this amount shall be expended to effect, beginning July 1, 1980, an increase in the state's maximum contribution for employee insurance benefits from \$85.00 per month to \$95.00 per month per eligible employee: PROVIDED, That the funds contained in this subsection (2) (g) and (e) shall be expended exclusively for the maintenance of the level of health benefits being provided on the effective date of this act.

(h) To facilitate payment of state employee salary increases from special funds and to facilitate payment of state employee insurance benefit increases from special funds, the state treasurer is hereby directed to transfer sufficient income from each special fund to the special fund salary and insurance contribution increase revolving fund hereby created in accordance with schedules provided by the office of financial management.

(i) The state employees' insurance board's authority and practice of expending funds in the state employees' insurance revolving fund generated by dividends and refunds to provide increased benefits or to allow reduced employee contributions is recognized, and the average contribution per employee in subsections (e) and (g) of this section shall not be construed as a restriction on such expenditures. Contributions by any county, municipal, or other political subdivision to which coverage is extended after the effective date of this act shall not receive the benefit of any surplus funds attributable to premiums paid prior to the date upon which coverage is extended.

NEW SECTION. Sec. 15. FOR THE LIEUTENANT GOVERNOR

General Fund Appropriation \$ 204,000

NEW SECTION. Sec. 16. FOR THE SECRETARY OF STATE

General Fund Appropriation \$ 3,705,000

The appropriation contained in this section shall be subject to the following conditions and limitations:

(1) \$1,080,000 shall be used solely for the verification of initiative and referendum petitions and the maintenance of related voter registration records, legal advertising of state measures, and the publication and distribution of the voters and candidates pamphlet.

(2) \$624,000 shall be used solely to reimburse counties for the state's share of primary and general election costs and the costs of conducting mandatory recounts on state measures.

(3) \$20,000 shall be expended to establish working capital for the publication revolving fund.

(4) Not more than \$157,000 shall be expended for precinct census mapping.

NEW SECTION. Sec. 17. FOR THE GOVERNOR'S INDIAN ADVISORY COUNCIL

General Fund Appropriation \$ 147,000

NEW SECTION. Sec. 18. FOR THE COMMISSION ON ASIAN-AMERICAN AFFAIRS

General Fund Appropriation \$ 121,000

NEW SECTION. Sec. 19. FOR THE COMMISSION ON MEXICAN-AMERICAN AFFAIRS

General Fund Appropriation \$ 124,000

NEW SECTION. Sec. 20. FOR THE STATE TREASURER

General Fund Appropriation 10,000

Motor Vehicle Fund—State Appropriation \$ 31,000

State Treasurer's Service Fund Appropriation \$ 3,807,000

Total Appropriation \$ 3,848,000

The appropriations contained in this section shall be subject to the following condition or limitation: The general fund appropriation shall be distributed as provided in RCW 84.38.120 to the appropriate county and city finance officers for senior citizen and disabled property tax and special assessment deferrals authorized by chapter 84.38 RCW.

NEW SECTION. Sec. 21. FOR THE STATE AUDITOR

General Fund Appropriation—State \$ 6,041,000

General Fund Appropriation—Federal \$ 300,000

Motor Vehicle Fund Appropriation \$ 232,000

Total Appropriation \$ 6,573,000

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) The state auditor shall continue supplemental security income state supplementation audits according to a priority schedule established by the department of social and health services and the office of financial management.

(2) Legal costs incurred by the attorney general to insure compliance with the findings of the state auditor in state agency audits shall be charged to the agency that received the audit.

NEW SECTION. Sec. 22. FOR THE ATTORNEY GENERAL

General Fund Appropriation \$ 3,355,000

Legal Services Revolving Fund Appropriation \$ 15,034,000

Total Appropriation \$ 18,389,000

NEW SECTION. Sec. 23. FOR THE OFFICE OF FINANCIAL MANAGEMENT

General Fund Appropriation—State \$ 10,949,000

General Fund Appropriation—Federal \$ 24,081,000

Total Appropriation \$ 35,030,000

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) Not more than \$1,174,000 of this appropriation shall be expended to develop a common payroll/personnel system for higher education: PROVIDED, That the four-year institutions and the community college system: (a) Establish a common core of data elements; and (b) adopt procedures to maintain commonality of the system that are acceptable to the office of financial management, the house appropriations committee, and the senate ways and means committee: PROVIDED FURTHER, That the establishment of the common core of data elements does not preclude the introduction of additional data elements at individual institutions: PROVIDED FURTHER, That a central site will process all payroll calculations

and the necessary edits to ensure the commonality of data elements including personnel data, position data, and payroll data.

(2) Not more than \$75,000 shall be used for payment of assessments against state-owned land.

(3) Not more than \$1,000,000 shall be used exclusively for state budget and accounting systems development above the recurring level of system development activities funded in the base budget.

(4) Not more than \$525,000 shall be used for payment of supplies and services furnished in previous biennia.

(5) \$26,000 shall be expended to acquire 1980 bureau of the census Washington state data.

(6) \$4,000 shall be expended to acquire 1979 and 1980 bureau of the census census maps and transparencies of municipal boundaries.

(7) The office shall study and report to the next regular session of the legislature on the work orientation program.

(8) Of the law and justice federal funds included for distribution to state agencies, there shall be made available to the attorney general's office for the crime watch program \$370,000.

(9) The office of financial management shall institute procedures to abolish positions identified by the department of personnel through the retirement/vacancy program, and shall cause to be reverted the salaries and fringe benefits associated with the abolishment of such positions.

NEW SECTION. Sec. 24. FOR THE DEPARTMENT OF PERSONNEL

General Fund Appropriation	\$	263,000
Department of Personnel Service Fund Appropriation	\$	7,136,000
State Employees' Insurance Fund Appropriation	\$	1,229,000
Total Appropriation	\$	8,628,000

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) \$225,000 of the General Fund Appropriation shall be used to provide working capital for the personnel payroll system costs incurred through the department of personnel service fund.

(2) Not more than \$211,000 of the personnel service fund and 8 FTE's shall be expended for continuation of the cooperative staff utilization review program.

(3) Not more than \$166,000 of the personnel service fund and 8 FTE's shall be utilized for a pilot project directed toward the provision of personnel services for small agencies, boards, and commissions.

(4) Not more than \$38,000 from the general fund shall be expended for a study by the state employees' insurance board to evaluate the effects of including common school employees within the jurisdiction of the board. The report shall be submitted to the governor and the legislature by October 1, 1980.

NEW SECTION. Sec. 25. FOR THE STATE CAPITOL COMMITTEE

General Fund—Capital Building Construction		
Account Appropriation	\$	20,000

NEW SECTION. Sec. 26. FOR THE DATA PROCESSING AUTHORITY

General Fund Appropriation	\$	1,023,000
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NEW SECTION. Sec. 27. FOR THE DEFERRED COMPENSATION COMMITTEE

General Fund Appropriation	\$	35,000
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NEW SECTION. Sec. 28. FOR THE STATE FINANCE COMMITTEE

General Fund—Investment Reserve Account Approp-		
riation	\$	991,000

The appropriation contained in this section shall be subject to the following condition or limitation: Not more than \$200,000 shall be expended exclusively for the purpose of a computerized investment management and accounting system.

NEW SECTION. Sec. 29. FOR THE DEPARTMENT OF REVENUE

General Fund Appropriation	\$	29,298,000
State Timber Reserve Account Appropriation	\$	2,343,000
Motor Vehicle Fund Appropriation	\$	93,000
Total Appropriation	\$	31,734,000

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) Not more than \$400,000 of the appropriation from the state timber reserve account shall be expended exclusively to reimburse counties with timberland for the costs of establishing forest land grades for each parcel of classified or designated forest land: PROVIDED, That the assessor of each timbered county has provided the department of revenue with a complete listing of designated and classified land acreage and assessed value by taxing district by December 31, 1979, to qualify for reimbursement for listing of the values of forest land under RCW 84.33.117, as now or hereafter amended. Such information shall be made available to the legislature.

(2) The department shall maintain current services including advisory appraisals as required by RCW 84.41.060.

NEW SECTION. Sec. 30. FOR THE TAX APPEALS BOARD

General Fund Appropriation	\$	718,000
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NEW SECTION. Sec. 31. FOR THE DEPARTMENT OF GENERAL ADMINISTRATION

General Fund Appropriation	\$	9,526,000
Motor Transport Account Appropriation	\$	3,653,000
General Administration Facilities and Services Revolving Fund Appropriation	\$	10,996,000
Total Appropriation	\$	24,175,000

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) \$871,000 of the General Fund Appropriation shall only be used for replacement of motor transport division vehicles.

(2) \$1,734,000 of the General Fund Appropriation shall only be expended for the banking program and \$700,000 for the savings and loan program, and that revenues generated from fees and charges in these programs must equal or exceed expenditures.

(3) The department shall discontinue transferring agency-owned vehicles to the motor transport division until a cost benefit analysis has been prepared and approved by the senate ways and means committee and the house appropriations committee. Such analysis shall be completed by October 1, 1980, and shall identify those agency-owned vehicles that should be transferred to the motor transport division effective July 1, 1981, and a proposed method of funding the motor transport account for their depreciated value.

(4) The department of agriculture shall transfer \$8,225 from its local fund accounts to the motor transport account and the state treasurer shall transfer to the motor transport account \$4,100 from the fertilizer, agricultural, mineral and lime fund, \$4,100 from the commercial feed fund, \$34,160 from the grain and hay inspection fund, \$4,100 from the community college capital projects account, \$4,100 from the highway safety fund, and \$4,100 from the higher education personnel board service fund. These transfers shall be in accordance with schedules provided by the office of financial management.

(5) The department of general administration shall provide insurance coverage for all state-owned, state-chartered, state-rented, or state employee-owned aircraft being used on authorized state business, including passengers. This coverage shall be in force for all such aircraft, whether piloted by a state employee or by an employee or employees of a charter or rental firm. The department may require reimbursement for premium costs from user agencies on a pro rata basis.

(6) The department of general administration, through the department of purchasing, shall analyze and review the establishment, maintenance, and operation of its central stores in relationship to inflationary trends, economies of scale, effectiveness in meeting agency needs, and financial and accounting control and report its findings and recommendation to the legislature by September 1980.

NEW SECTION. Sec. 32. FOR THE PRESIDENTIAL ELECTORS

General Fund Appropriation \$ 1,000

NEW SECTION. Sec. 33. FOR THE INSURANCE COMMISSIONER

General Fund Appropriation \$ 6,023,000

NEW SECTION. Sec. 34. FOR THE STATE TREASURER—STATE REVENUES FOR DISTRIBUTION

General Fund Appropriation for fire insurance premiums tax distribution \$ 4,025,000

General Fund Appropriation for snowmobile registration fee distribution \$ 59,000

General Fund Appropriation for public utility district excise tax distribution \$ 16,243,000

General Fund Appropriation for prosecuting attorneys' salaries \$ 1,172,000

General Fund Appropriation for motor vehicle excise tax distribution \$ 44,138,000

General Fund Appropriation for local mass transit assistance \$ 66,602,000

General Fund Appropriation for camper and travel trailer excise tax distribution \$ 2,053,000

General Fund—Harbor Improvement Account Appropriation for harbor improvement revenue distribution \$ 399,000

Liquor Excise Tax Fund Appropriation for liquor excise tax distribution \$ 19,159,000

Motor Vehicle Fund Appropriation for motor vehicle fuel tax and overload penalties distribution \$ 180,969,000

Liquor Board Revolving Fund Appropriation for liquor profits distribution \$ 49,000,000

State Timber Tax Account 'A' Appropriation for distribution to "Timber" counties \$ 23,540,000

State Timber Reserve Account Appropriation for distribution to "Timber" counties \$ 29,620,000

Total Appropriation \$ 436,979,000

NEW SECTION. Sec. 35. FOR THE STATE TREASURER—FEDERAL REVENUES FOR DISTRIBUTION

Forest Reserve Fund Appropriation for forest reserve fund distribution \$ 64,498,000

General Fund Appropriation for federal flood control funds distribution \$ 26,000

General Fund Appropriation for federal grazing fees distribution \$ 50,000

Total Appropriation \$ 64,574,000

NEW SECTION, Sec. 36. FOR THE STATE TREASURER—BOND RETIREMENT AND INTEREST

Fisheries Bond Redemption Fund 1977 Appropriation	\$	1,004,000
Salmon Enhancement Bond Redemption Fund 1977 Appropriation	\$	3,940,000
Higher Education Refunding Bond Retirement Fund 1977 Appropriation	\$	8,782,000
Fire Service Training Center Bond Retirement Fund 1977 Appropriation	\$	76,000
Highway Bond Retirement Fund Appropriation	\$	66,952,000
State Building Construction Bond Redemption Fund Appropriation	\$	4,226,000
State Higher Education Bond Redemption Fund 1977 Appropriation	\$	2,504,000
Public School Building Bond Redemption Fund 1959 Appropriation	\$	4,800,000
Emergency Water Projects Bond Retirement Fund 1977 Appropriation	\$	2,568,000
Public School Building Bond Redemption Fund 1961 Appropriation	\$	7,455,000
General Administration Building Bond Redemption Fund Appropriation	\$	671,000
Juvenile Correctional Institutional Building Bond Redemption Fund 1963 Appropriation	\$	631,000
Outdoor Recreational Bond Redemption Fund Approp- riation	\$	2,335,000
Public School Building Bond Redemption Fund 1965 Appropriation	\$	2,456,000
State Building and Higher Education Construction Bond Redemption Fund 1965 Appropriation	\$	5,890,000
Outdoor Recreational Bond Redemption Fund 1979 Appropriation	\$	382,000
Public School Building Bond Redemption Fund 1963 Appropriation	\$	8,712,000
Social and Health Services Bond Redemption Fund 1979 Appropriation	\$	2,673,000
Higher Education Bond Redemption Fund 1979 Approp- riation	\$	1,054,000
Fisheries Bond Redemption Fund 1976 Appropriation	\$	767,000
Indian Cultural Center Bond Redemption Fund 1976 Appropriation	\$	76,000
State Building Bond Redemption Fund 1967 Appropria- tion	\$	654,000
Community College Capital Construction Bond Redemption Fund 1975, 1976, 1977 Appropriation	\$	9,510,000
Common School Building Bond Redemption Fund 1976 Appropriation	\$	6,879,000
Outdoor Recreational Bond Redemption Fund 1967 Appropriation	\$	6,255,000
Water Pollution Control Facilities Bond Redemption Fund 1967 Appropriation	\$	3,871,000
State Building and Higher Education Construction Bond Redemption Fund 1967 Appropriation	\$	9,840,000

State Building and Parking Bond Redemption Fund 1969 Appropriation	\$	2,453,000
Waste Disposal Facilities Bond Redemption Fund Appropriation	\$	12,558,000
Water Supply Facilities Bond Redemption Fund Approp- riation	\$	8,902,000
Social and Health Services Facilities 1972 Bond Redemption Fund Appropriation	\$	3,737,000
Recreation Improvements Bond Redemption Fund Appropriation	\$	6,002,000
Community College Capital Improvement Bond Redemption Fund 1972 Appropriation	\$	7,498,000
State Building Authority Bond Redemption Fund Approp- riation	\$	9,842,000
Office-Laboratory Facilities Bond Redemption Fund Appropriation	\$	276,000
University of Washington Hospital Bond Retirement Fund 1975 Appropriation	\$	1,156,000
Washington State University Bond Redemption Fund 1977 Appropriation	\$	511,000
Higher Education Bond Redemption Fund 1975-76 Appropriation	\$	2,168,000
State Building Bond Redemption Fund 1973 Appropria- tion	\$	3,914,000
State Building Bond Retirement Fund 1975 Appropria- tion	\$	693,000
State Higher Education Bond Redemption Fund 1973 Appropriation	\$	4,396,000
Social and Health Services Bond Redemption Fund 1975-76 Appropriation	\$	6,800,000
State Building (Expo 74) Bond Redemption Fund 1973A Appropriation	\$	387,000
Community College Refunding Bond Retirement Fund 1974 Appropriation	\$	9,641,000
State Higher Education Bond Redemption Fund 1974 Appropriation	\$	1,227,000
Pacific Northwest Festival Bond Redemption Fund 1979 Appropriation	\$	382,000
Jail Renovation Bond Retirement Fund Appropriation	\$	1,680,000
Common School Building Bond Retirement Fund 1979 Appropriation	\$	382,000
General Obligation Bond Retirement Fund Appropria- tion	\$	288,000
Total Appropriation	\$	249,856,000

The appropriations contained in this section shall be subject to the following condition or limitation: If the state general obligation bond retirement fund is created by chapter ... (SB 2361 or HB 569), Laws of 1979 1st ex. sess., any appropriation to a bond retirement or redemption fund affected by the provisions of such act shall be deemed to be appropriated to the state general obligation bond retirement fund.

NEW SECTION. Sec. 37. FOR THE PUBLIC DISCLOSURE COMMISSION		
General Fund Appropriation	\$	810,000

The appropriation contained in this section shall be subject to the following condition or limitation: \$5,000 shall be expended for a pictorial directory of registered lobbyists in the state of Washington.

NEW SECTION. Sec. 38. FOR THE DEPARTMENT OF RETIREMENT SYSTEMS

General Fund Appropriation	\$	409,353,000
Motor Vehicle Fund Appropriation.....	\$	27,000
Retirement System Expense Fund Appropriation	\$	4,694,000
Teachers' Retirement Fund Appropriation	\$	1,889,000
Total Appropriation	\$	415,963,000

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) Not more than \$4,694,000 shall be expended from the retirement system expense fund for the administration of the law enforcement officers' and fire fighters' retirement system and the public employees' retirement system.

(2) Not more than \$6,000 from the general fund shall be expended for the administration of the judges' retirement system and the judicial retirement system.

(3) Not more than \$27,000 from the motor vehicle fund shall be expended for administration of the state patrol retirement system.

(4) Not more than \$1,889,000 shall be expended from the teachers' retirement fund for the administration of the teachers' retirement system.

(5) Not more than \$243,600,000 from the general fund (\$67,500,000 of which shall be from general revenue sharing funds received during the 1979-81 biennium) shall be expended for contributions to the teachers' retirement system.

(6) Not more than \$493,000 from the general fund shall be expended for contributions to the judicial retirement system.

(7) Not more than \$554,000 from the general fund shall be expended for contributions to the judges' retirement system.

(8) Not more than \$164,700,000 from the general fund shall be expended for contributions to the law enforcement officers' and fire fighters' retirement system.

NEW SECTION. Sec. 39. FOR THE MUNICIPAL RESEARCH COUNCIL

General Fund Appropriation	\$	880,000
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NEW SECTION. Sec. 40. UNIFORM LEGISLATION COMMISSION

General Fund Appropriation	\$	21,000
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NEW SECTION. Sec. 41. FOR THE BOARD OF ACCOUNTANCY

General Fund Appropriation	\$	517,000
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NEW SECTION. Sec. 42. FOR THE ATHLETIC COMMISSION

General Fund Appropriation	\$	56,000
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NEW SECTION. Sec. 43. FOR THE CEMETERY BOARD

General Fund—Cemetery Account Appropriation.....	\$	68,000
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NEW SECTION. Sec. 44. FOR THE HORSE RACING COMMISSION

Horse Racing Commission Fund Appropriation	\$	1,752,000
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The appropriation contained in this section shall be subject to the following condition or limitation: If there are more than five hundred sixty-seven racing days during the 1979-81 biennium, the governor is hereby authorized to allocate such additional funds as may be required.

NEW SECTION. Sec. 45. FOR THE LIQUOR CONTROL BOARD

Liquor Board Revolving Fund Appropriation.....	\$	58,425,000
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NEW SECTION. Sec. 46. FOR THE PHARMACY BOARD

General Fund Appropriation	\$	828,000
NEW SECTION. Sec. 47. FOR THE UTILITIES AND TRANSPORTATION COMMISSION		
Public Service Revolving Fund Appropriation—State	\$	11,939,000
Public Service Revolving Fund Appropriation—Federal	\$	338,000
Grade Crossing Protective Fund Appropriation	\$	1,457,000
Total Appropriation	\$	13,734,000

The appropriations contained in this section shall be subject to the following conditions and limitations:

- (1) \$865,000 from the grade crossing protective fund shall be used solely for obligations incurred in prior biennia.
- (2) \$68,000 from the public service revolving fund—state shall be expended for railroad inspectors contingent upon receipt of federal matching funds.

NEW SECTION. Sec. 48. FOR THE BOARD FOR VOLUNTEER FIREMEN

Volunteer Firemen's Relief and Pension Fund Appropriation	\$	102,000
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NEW SECTION. Sec. 49. FOR THE DEPARTMENT OF EMERGENCY SERVICES

General Fund Appropriation—State	\$	651,000
General Fund Appropriation—Federal	\$	2,048,000
Total Appropriation	\$	2,699,000

NEW SECTION. Sec. 50. FOR THE MILITARY DEPARTMENT

General Fund Appropriation—State	\$	5,485,000
General Fund Appropriation—Federal	\$	605,000
Total Appropriation	\$	6,090,000

The appropriations contained in this section shall be subject to the following conditions and limitations:

- (1) No general fund moneys shall be expended for administration, operation or maintenance of the Washington state guard.
- (2) Not more than \$206,000 of the general fund appropriation shall be expended solely for national guard educational assistance grants contingent upon chapter ... (2nd SSB 2212 or ESHB 295), Laws of 1979 1st ex. sess. becoming law.

NEW SECTION. Sec. 51. FOR THE PUBLIC EMPLOYMENT RELATIONS COMMISSION

General Fund Appropriation	\$	1,174,000
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NEW SECTION. Sec. 52. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

State Funding Sources	\$	1,242,212,000
Federal Funding Sources	\$	851,558,000
Other Funding Sources	\$	13,433,000
Total of all Funding Sources	\$	2,107,203,000
Total FTE Staff Years		28,435

The appropriations contained in sections 53 through 65 of this act shall be subject to the following conditions and limitations:

- (1) The department shall not initiate any new services beyond those authorized by appropriation in this act without approval of the office of financial management. The senate ways and means committee and the house appropriations committee of the legislature shall be advised of any approvals.

(2) Funds appropriated to programs in sections 53 through 65 of this act shall be initially allotted reflecting the fiscal assumptions and legislative intent of this act. Transfers between programs may occur only to the extent required to meet obligations deriving from federal matching requirements and legislative intent regarding federal programs as expressed in this appropriations act. Analysis of the programmatic impacts and justification of approved amendments to this plan will be conveyed by the office of financial management to the senate ways and means committee and the house appropriations committee of the legislature.

(3) The department of social and health services will cooperate with the state energy office and participate in the programs established by Title III of the National Energy Conservation Policy Act.

NEW SECTION. Sec. 53. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—ADULT CORRECTIONS PROGRAM

General Fund Appropriation	\$ 114,004,000
Total FTE Staff Years	4,299

The appropriation contained in this section shall be subject to the following conditions and limitations:

(1) Not more than \$1,702,000 from the general fund shall be expended for community services.

(2) Not more than \$1,716,000 from the general fund and 76.0 FTE's shall be expended for intensive parole.

(3) Not more than \$15,679,000 from the general fund and 731 FTE's shall be expended for probation and parole.

(4) Not more than \$7,002,000 from the general fund and 152 FTE's shall be expended for work/training release.

(5) Not more than \$81,663,000 from the general fund and 3,259 FTE's shall be expended for institutional staffing.

(6) \$920,000 from the general fund shall be expended to contract with a non-profit corporation to provide a diversionary program for convicted felons with prior conviction records and prior incarcerations. No felon may participate in the program if: (a) he or she has a prior conviction for any violent or inherently dangerous felony, or (b) the crime for which he or she is being diverted into the program is a violent or inherently dangerous felony. For the purposes of this section, "violent or inherently dangerous felony" means rape in the first or second degree, robbery in the first or second degree, kidnapping in the first or second degree, assault in the first or second degree, or arson in the first degree. Prior to entering into the contract, the secretary of the department of social and health services must have assurance of the cooperation of the superior court bench of the county in which the program will be implemented. The program shall include the following:

(a) A contractual agreement between such nonprofit corporation and the felon with approval of the sentencing judge. Such agreement will describe work performance and restitution expectations, and judicial conditions and review;

(b) A fully controlled residential component;

(c) Supervision by a probation officer of the department of social and health services;

(d) Coordination of all activities by a case manager employed by such nonprofit corporation;

(e) Job development and placement services which will guarantee each participant regular employment;

(f) Specialized alcohol, drug, and counseling services; and

(g) Participation of community and corporate entities which will provide \$1,212,000 in direct and in-kind support.

(7) Not more than \$25,000 from the general fund will be expended for a program evaluation by an independent third party of the diversionary program set forth

in subsection (6) of this section. Such evaluation will commence with the initiation of the contract and shall include the following:

(a) Evaluation of the intake procedures, including initial screening, final screening, the contract between the nonprofit organization and the convicted felon, and the participant selection process;

(b) Evaluation of the program elements;

(c) Evaluation of the program impact on recidivism using the measures of rearrest, type of rearrest offense, reconviction, revocation and recommitment;

(d) Evaluation of the control group;

(e) Data collection and analysis; and

(f) A cost benefit analysis.

(8) In the event chapter ... (Substitute House Bill No. 144), Laws of 1979 1st ex. sess. fails to pass, \$100,000 will be reverted to the general fund.

NEW SECTION. Sec. 54. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—JUVENILE REHABILITATION PROGRAM

General Fund Appropriation—State	\$	53,665,000
General Fund Appropriation—Federal	\$	747,000
Total Appropriation	\$	54,412,000
Total FTE Staff Years		1,966

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) \$600,000 from the general fund and 50 FTE staff years shall be held in reserve for the sole purpose of providing adequate staffing within the institutions and to allow residence units not currently being utilized to be opened and staffed. Staffing patterns within the residence units will provide for at least two staff persons during those periods, other than normal sleeping hours, when residents are not attending classes or involved in work programs.

(2) Not more than \$30,000 shall be expended for resource development and coordination and educational program development and coordination.

(3) \$800,000 and 26 FTE staff years shall be expended for a mental health unit at Maple Lane School, except that such unit will be fully implemented and operational by September 30, 1979, except that if such unit is not implemented and operational by September 30, 1979, the operational responsibility will be transferred to the mental health division of the department of social and health services.

(4) No funds shall be expended for the lease-back of any institutional facility.

NEW SECTION. Sec. 55. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—MENTAL HEALTH PROGRAM

General Fund Appropriation—State	\$	98,466,000
General Fund Appropriation—Federal	\$	17,277,000
General Fund Appropriation—Local	\$	2,119,000
Total Appropriation	\$	117,862,000
Total FTE Staff Years		3,110

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) \$31,845,000 of which \$11,396,000 shall be from federal funds shall be expended to maintain and enhance the present level of community mental health services, except that, of this amount, \$373,000 from state funds shall be expended to continue the "grandfathered" level of support through the 1979-81 biennium at which time this level of support shall be terminated.

(2) \$5,500,000 from state funds shall be expended for the purpose of providing staffing grant-in-aid to the nonprofit community mental health centers and to nonprofit mental health providers: PROVIDED, That no more than a total of \$200,000 may be assigned to nonprofit mental health providers.

(3) \$500,000 from state funds shall be expended to implement a program for the violent, disturbed child.

(4) \$262,000 from state funds shall be expended to maintain institutional legal services.

(5) \$302,000 from state funds shall be expended for a demonstration project providing case management, residential, and support services to chronic seriously mentally ill adults who have continual histories of admission and readmission to eastern state hospital.

(6) \$400,000 from state funds shall be expended for a demonstration project in four counties to provide full case management services.

(7) \$984,000, of which \$142,000 shall be from federal funds, and 60 FTE staff years shall be held in reserve for the sole purpose of providing adequate staffing with the state hospitals.

(8) Not more than \$250,000 shall be expended for a demonstration project to reduce the number of hospitalizations of children assessed by mental health professionals as needing hospital care, provided that the project will involve intensive in-home family crisis and education services conducted by highly-trained individuals and shall include an evaluation component to compare the outcomes with those of similar children who are hospitalized. The department shall submit this evaluation to the legislature by January 5, 1981.

NEW SECTION. Sec. 56. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—DEVELOPMENTAL DISABILITIES PROGRAM

General Fund Appropriation—State	\$	99,439,000
General Fund Appropriation—Federal	\$	61,900,000
Total Appropriation	\$	161,339,000

Total FTE Staff Years 6,821

The appropriations contained in this section are subject to the following conditions and limitations:

(1) \$1,296,000 (of which \$859,000 shall be from federal funds) will be expended for home aide services, assuming five hundred two cases per month in fiscal year 1980 and five hundred forty-two cases per month in fiscal year 1981.

(2) Not more than \$682,000 (of which \$46,000 shall be from federal funds) shall be expended to increase the personal needs allowance of clients in group homes and institutions to \$32.50 per month.

(3) \$78,000 from state funds shall be expended for the provision of legal services for institutionalized persons: PROVIDED, That no moneys may be expended on deinstitutionalization lawsuits.

(4) \$2,793,000 from state funds shall be expended solely for the purpose of providing vendor rate increases.

(5) \$120,000 shall be used to provide protection and advocacy services for the handicapped.

(6) Extended sheltered employment will be provided in the vocational rehabilitation program and none of the appropriations contained in this section shall be expended for such services.

(7) Not more than \$344,000 shall be allocated for a pilot project for disturbed youth to develop a treatment program for certain youth with multiple problems that do not fit within the specific eligibility criteria of the various service programs of the department of social and health services. The department shall provide the appropriate legislative committees an evaluation and monitoring report semiannually

regarding the effectiveness of this pilot project, and shall provide to the forty-seventh legislature, no later than January 5, 1981, an evaluation report containing recommendations for future programming.

(8) Not more than \$2,946,000 shall be expended exclusively to increase compensation for group home resident care and support staff, excluding administrative staff.

NEW SECTION. Sec. 57. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—NURSING HOMES PROGRAM

General Fund Appropriation—State	\$	126,830,000
General Fund Appropriation—Federal	\$	126,152,000
Total Appropriation	\$	252,982,000

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) The funds appropriated in this section shall revert immediately to the general fund if ESSB 2335 fails to be enacted.

(2) For fiscal year 1980, the wages for nursing service personnel shall be the sum of the product of ninety percent of the prevailing wages for the categories of nursing assistants, licensed practical nurses, registered nurses, and noncontractual therapists and related restorative employees, expressed as an hourly rate, based upon the state-wide salary survey as conducted pursuant to RCW 41.06.160, multiplied by the standard hours determined by the department of social and health services.

(3) The wages for all employees, other than those specified in subsection (2) of this section and administrators and assistant administrators, shall be the sum of the product of ninety percent of the prevailing wages, expressed as an hourly rate, based upon the state-wide salary survey as conducted pursuant to RCW 41.06.160, multiplied by the standard hours for such employees developed by the department of social and health services.

(4) For fiscal year 1980, food reimbursement shall be one hundred fifteen percent of the average of all costs for bulk and raw foods and beverages purchased for dietary needs, expressed as a per patient per day amount.

(5) Patient personal needs allowance limitation will be extended to \$32.50 per month.

(6) \$500,000 shall be expended by the department of social and health services for purposes of retaining special private counsel, subject to the concurrence of the governor, to defend the department against law suits challenging the cost reimbursement system of the department of social and health services.

(7) \$810,000, of which \$404,000 shall be from federal funds, shall be used to implement a program which will enable short-term placement in nursing homes.

(8) \$1,800,000 (of which \$900,000 shall be from federal funds) may be used for reimbursement of costs incurred from the training of nurses' assistants.

NEW SECTION. Sec. 58. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—NURSING HOMES PROGRAM

General Fund Appropriation—State	\$	122,273,000
General Fund Appropriation—Federal	\$	121,595,000
Total Appropriation	\$	243,868,000

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) The wages for nursing service personnel shall be the sum of the product of ninety percent of the prevailing wages for the categories of nursing assistants, licensed practical nurses, registered nurses, and noncontractual therapists and related restorative employees, expressed as an hourly rate, based upon the state-

wide salary survey as conducted pursuant to RCW 41.06.160, multiplied by the standard hours determined by the department of social and health services.

(2) The wages for all employees, other than those specified in subsection (1) of this section and administrators and assistant administrators, shall be the sum of the product of ninety percent of the prevailing wages, expressed as an hourly rate, based upon the state-wide salary survey as conducted pursuant to RCW 41.06.160, multiplied by the standard hours for such employees developed by the department of social and health services.

(3) Food reimbursement shall be one hundred fifteen percent of the average of all costs for bulk and raw foods and beverages purchased for dietary needs, expressed as a per patient per day amount.

(4) Reimbursement for administration and operations will include all items not specified in subsections (1), (2), (3), (5), and (6) of this section and shall not exceed the eighty-fifth percentile of all reporting facilities, except that the nursing home facilities may be grouped by factors, other than ownership or legal organizational characteristics, which could reasonably influence cost requirements for administration and operations.

(5) Property reimbursement shall not exceed the predicted cost plus one standard deviation of the necessary and ordinary costs of depreciation, and interest, of owner-operated facilities utilizing a multiple regression formula developed by the department of social and health services, recognizing factors which may be significant, including location, age, and type of facility. Rental costs of leased facilities shall be reimbursed to the extent they do not exceed the upper limit of the multiple regression formula for comparable owner-operated facilities.

(6) The return of net invested equity for each facility will be determined by utilizing Medicare rules and regulations.

(7) Patient personal needs allowance limitation will be extended to \$32.50 per month.

(8) \$500,000 shall be expended by the department of social and health services for purposes of retaining special private counsel, subject to the concurrence of the governor, to defend the department against law suits challenging the cost reimbursement system of the department of social and health services.

(9) \$810,000, of which \$404,000 shall be from federal funds, shall be used to implement a program which will enable short-term placement in nursing homes.

(10) \$1,800,000 (of which \$900,000 shall be from federal funds) may be used for reimbursement of costs incurred from the training of nurses' assistants.

(11) The funds contained in this section shall revert immediately to the general fund if ESSB 2335 is enacted.

NEW SECTION. Sec. 59. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—INCOME MAINTENANCE GRANTS PROGRAM

General Fund Appropriation—State	\$	314,749,000
General Fund Appropriation—Federal	\$	205,932,000
Total Appropriation	\$	520,681,000

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) \$31,928,000 (of which \$10,052,000 shall be from federal funds) shall be expended for the purposes of providing a 10.0% per year increase to all assistance grants.

(2) \$1,496,000 from state funds shall be expended to increase the personal needs allowance of clients in nursing homes and congregate care facilities to \$32.50 per month.

(3) \$5,036,000 (of which \$448,000 shall be from federal funds) shall be expended solely for vendor rate increases of 7.0% per year.

(4) \$6,646,000 from state funds shall be expended for noncontinuing general assistance, except that after the recipient has been determined eligible for such assistance for the third time, the recipient's grant will be equivalent to two times the food only standard plus twenty dollars.

(5) \$760,000 from state general funds shall be expended to provide forty-eight hours of shelter care for victims of domestic violence.

(6) \$360,000 from state general funds shall be expended to provide a variable one-time allowance for persons without resources who are discharged from a skilled nursing facility.

(7) \$900,000 of state funds and \$600,000 of federal funds shall be expended to place Kitsap county residents into Area I grant standards eligibility and pay such grants accordingly.

(8) Not more than \$1,869,000 shall be expended exclusively to increase compensation for employees of congregate care facilities, excluding administrative staff.

NEW SECTION. Sec. 60. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—COMMUNITY SOCIAL SERVICES GRANTS PROGRAM

General Fund Appropriation—State	\$	79,755,000
General Fund Appropriation—Federal	\$	65,624,000
General Fund Appropriation—Local	\$	100,000
Total Appropriation	\$	145,479,000

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) \$7,404,000 (of which \$2,219,000 shall be from federal funds) shall be expended solely for vendor rate inflationary increases.

(2) \$14,194,000, of which \$10,444,000 shall be from federal funds, shall be expended for child day care payments.

(3) \$28,805,000, of which \$21,260,000 shall be from federal funds, shall be expended for the provision of adult chore service payments: PROVIDED, That:

(a) A single application and assessment of need shall be utilized in determining eligibility for and allowable amounts of all chore services. All financially eligible applicants shall have their need for said services fairly and equitably evaluated by a competent, trained person, skilled in the assessment of the conditions and needs of elderly and disabled persons. Applicants shall receive notice of the results of the assessment and informed of their right to a fair hearing as provided in RCW 74.08.070 and 74.08.080.

(b) The provision of chore services shall be coordinated to the extent practical through one agency of the department to avoid fragmentation of service delivery.

(c) All chore services shall be provided to the extent necessary to assure adequate standards of health and hygiene; to maintain a decent, clean, and safe household; and to meet independent living requirements for eligible persons as determined by the department.

(d) The department shall assure that persons eligible for chore services receive such services promptly after eligibility is determined and on a regularly scheduled basis thereafter.

(e) Chore services shall be provided on an emergency basis when regularly scheduled services have been unexpectedly interrupted.

(f) The scope, amount, and duration of services authorized shall not be changed without good cause and prior notice which informs recipients of their right to a fair hearing.

(g) The department shall assist in the recruiting, training, and supervision of workers to the extent necessary to assure that clients receive chore services reasonably qualified to perform the required tasks.

(h) The department, in carrying out its program, shall assure that payment to providers and workers performing chore services is made on a prompt and regular basis, and that all workers employed under this program are paid at least the federally established minimum wage: PROVIDED FURTHER, That recipients of the chore services shall be afforded the following rights and protections:

(i) No recipient shall be discriminated against for reasons of race, sex, age, marital status, language background or fluency, religion, or any mental, physical, or sensory handicap;

(ii) All recipients' rights of privacy and confidentiality shall be respected in the provision of chore services;

(iii) All recipients have the right to receive quality care provided with dignity and consideration from trained chore service workers who are able to communicate with the recipient; and

(iv) All recipients, or their legal guardians, shall have the right to take an active role in the planning and management of such services, including a reasonable choice of providers.

(4) \$15,006,000, of which \$10,444,000 shall be from federal funds, shall be expended for the provision of child day care payments.

(5) \$161,000 from state funds shall be provided to the department of personnel alcoholism program for state employees stationed in eastern Washington, except that this program shall be initiated in eastern Washington by January 1, 1980; otherwise the funds shall revert to the general fund.

(6) \$866,000, of which \$434,000 shall be from federal funds, shall be expended to provide enhancement of the foster care program, including the establishment of a foster parent's property damage or loss fund, an increase in the clothing allowance, and a children's needs assessment.

(7) Reimbursement to private child caring agencies responsible for foster care placement shall be increased from \$33 per month per child to \$50 per month per child.

NEW SECTION. Sec. 61. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—MEDICAL ASSISTANCE GRANTS PROGRAM

General Fund Appropriation—State	\$	201,114,000
General Fund Appropriation—Federal	\$	148,435,000
Total Appropriation	\$	349,549,000

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) \$23,743,000 (of which \$9,628,000 shall be from federal funds) shall be expended solely for inflationary increases for hospitals.

(2) \$23,236,000 (of which \$10,307,000 shall be from federal funds) shall be expended solely for inflationary increases for medical vendors other than hospitals.

NEW SECTION. Sec. 62. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—PUBLIC HEALTH PROGRAM

General Fund Appropriation—State	\$	20,556,000
General Fund Appropriation—Federal	\$	52,589,000
General Fund Appropriation—Local	\$	400,000
General Fund Appropriation—State and Local Improvements Revolving Account—Water Supply Facilities: Appropriated pursuant to chapter 128, Laws of 1972 ex. sess. (Referendum 27)— Reappropriation	\$	10,814,000
Total Appropriation	\$	84,359,000
Total FTE Staff Years		838

The appropriations contained in this section shall be subject to the following conditions and limitations:

- (1) \$1,266,000 from state funds shall be used solely for supplemental funding to kidney centers.
- (2) \$400,000 from state funds will be used solely to continue the contract for the purchase of cancer research.
- (3) Not less than \$674,000 (of which \$506,000 shall be from federal funds) and 42 FTE staff years shall be spent for administration of the early periodic screening, testing, diagnosis, and treatment program (EPSDT).
 - (a) Local offices are to provide outreach for the EPSDT program.
 - (b) The department shall develop a screening/billing form to be used by EPSDT providers as a requirement for payment.
 - (c) The department shall develop a reporting system which will enable follow-up to the EPSDT diagnosis and treatment process.
 - (d) 2 FTE's shall be used by the department for the coordination and management of the EPSDT program.

NEW SECTION. Sec. 63. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—VOCATIONAL REHABILITATION PROGRAM

General Fund Appropriation—State	\$	7,196,000
General Fund Appropriation—Federal	\$	35,741,000
Total Appropriation	\$	42,937,000
Total FTE Staff Years		658

The appropriation contained in this section shall be subject to the following condition or limitation: \$2,871,000 of which \$2,153,000 shall be federal funds shall be expended for the extended sheltered employment program.

NEW SECTION. Sec. 64. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—ADMINISTRATION AND SUPPORTING SERVICES PROGRAM

General Fund Appropriation—State	\$	52,875,000
General Fund Appropriation—Federal	\$	33,837,000
Total Appropriation	\$	86,712,000
Total FTE Staff Years		2,951

The appropriations contained in this section shall be subject to the following conditions and limitations:

- (1) Not more than \$14,003,000 of which \$8,359,000 shall be federal funds, and 702 FTE's shall be expended for support enforcement.
- (2) Not more than \$2,526,000 of which \$923,000 shall be federal funds, and 104 FTE's shall be expended for fair hearings.
- (3) Not more than \$17,628,000 of which \$5,371,000 shall be federal funds, and 526 FTE's shall be expended for information systems.
- (4) \$115,000 of which \$23,000 shall be federal funds shall be expended to increase the personal needs allowance to \$32.50 per month.

NEW SECTION. Sec. 65. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—COMMUNITY SERVICES ADMINISTRATION PROGRAM

General Fund Appropriation—State	\$	73,563,000
General Fund Appropriation—Federal	\$	103,324,000
Total Appropriation	\$	176,887,000
Total FTE Staff Years		7,792

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) Fifty-two FTE's shall be utilized in the delinquency prevention and crisis intervention intake services.

(2) Not more than 258 FTE staff years and \$7,852,000 (of which \$7,736,000 shall be from federal funds) shall be utilized in the disability insurance benefits section.

(3) Not more than 306 FTE staff years and \$13,844,000 (of which \$8,901,000 shall be from federal funds) shall be utilized in the medical assistance administration program.

(4) The department of social and health services shall obtain competitive bids from the private sector for the purpose of the administration of the dental program with medical assistance.

NEW SECTION. Sec. 66. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—REAPPROPRIATIONS

General Fund Appropriation—State	\$	21,357,000
General Fund Appropriation—Federal	\$	15,343,000
Total Appropriation	\$	36,700,000

The appropriations contained in this section shall be subject to the following condition or limitation: These general fund reappropriations shall be for services and supplies not in excess of the unexpended balance of the 1977-1979 allotments for such purpose.

NEW SECTION. Sec. 67. FOR THE DEPARTMENT OF VETERANS AFFAIRS

General Fund Appropriation—State	\$	13,386,000
General Fund Appropriation—Local	\$	1,593,000
Total Appropriation	\$	14,979,000

NEW SECTION. Sec. 68. FOR THE PLANNING AND COMMUNITY AFFAIRS AGENCY

General Fund Appropriation—State	\$	3,976,000
General Fund Appropriation—Federal	\$	10,024,000
Total Appropriation	\$	14,000,000

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) \$7,035,000 from federal funds and 18.0 FTE staff years shall be expended exclusively to provide support to local agencies' weatherization programs.

(2) \$200,000 from the general fund—state appropriation shall be expended and distributed to border towns within seven air miles of the Canadian border. These moneys shall be disbursed to these communities on the basis of border traffic and historical public impacts of law enforcement problems caused by the border on local budgets. No moneys in this subsection may be used by the planning and community affairs agency for its own purposes in administering these funds.

(3) \$110,000 from the general fund—state appropriation shall be utilized for a grant to the city of Port Angeles to design, construct, and equip a marine laboratory and support facility. Such funds are contingent upon the prior receipt of \$40,000 in private, local, or federal funds.

(4) Up to \$250,000 of the appropriation shall be used exclusively for the provision of the assistance of a special prosecutor on the investigation of indictments linking local government officials to criminal operations: PROVIDED, That the total assistance provided pursuant to this section and section 11, chapter 15, Laws of 1979 shall not exceed \$300,000. To the extent possible, this appropriation shall be used to match available federal and local funds for this purpose.

(5) Not more than \$83,000 from the general fund—state appropriation shall be provided as a grant to the city of Dayton to complete the restoration of the historic depot museum and grounds.

(6) Not more than \$380,000 from the state general fund shall be expended exclusively to provide a fifty percent state match for federal funds in the community services program. In the event the federal government requires a lesser state matching rate, an appropriate amount of state general funds shall be placed in allotment reserve for the remainder of the biennium.

(7) \$140,000 of the state general fund appropriation shall be expended exclusively for the continuation of programs of the Washington association of sheriffs and police chiefs.

NEW SECTION. Sec. 69. FOR THE HUMAN RIGHTS COMMISSION

General Fund Appropriation—State	\$	2,967,000
General Fund Appropriation—Federal	\$	340,000
Total Appropriation	\$	3,307,000

NEW SECTION. Sec. 70. FOR THE BOARD OF INDUSTRIAL INSURANCE APPEALS

General Fund Appropriation	\$	82,000
Accident Fund Appropriation	\$	1,526,000
Medical Aid Fund Appropriation	\$	1,525,000
Total Appropriation	\$	3,133,000

NEW SECTION. Sec. 71. FOR THE WASHINGTON STATE CRIMINAL JUSTICE TRAINING COMMISSION

General Fund—Criminal Justice Training Account		
Appropriation	\$	3,783,000

NEW SECTION. Sec. 72. FOR THE DEPARTMENT OF LABOR AND INDUSTRIES

General Fund Appropriation—State	\$	7,778,000
General Fund Appropriation—Federal	\$	110,000
General Fund—Crime Victims' Compensation		
Account Appropriation	\$	10,000
Accident Fund Appropriation—State	\$	28,276,000
Accident Fund Appropriation—Federal	\$	366,000
Electrical License Fund	\$	5,888,000
Medical Aid Fund Appropriation	\$	24,647,000
Plumbing Certificate Fund	\$	199,000
Pressure Systems Safety Fund	\$	499,000
Total Appropriation	\$	67,773,000

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) General fund expenditures for the Building and Construction Program together with associated indirect cost and salary increase costs shall not exceed general fund revenue from the Building and Construction Program.

(2) 30 FTE staff years may be expended for electrical licensing and regulation activity.

(3) Expenditures may be made from the general fund—electrical license account in lieu of the electrical license fund until chapter 67, Laws of 1979 1st ex. sess. (ESB 2295) takes effect.

NEW SECTION. Sec. 73. FOR THE BOARD OF PRISON TERMS AND PAROLES

General Fund Appropriation	\$	1,984,000
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NEW SECTION. Sec. 74. FOR THE HOSPITAL COMMISSION

General Fund Appropriation—State	\$	326,000
General Fund Appropriation—Federal	\$	528,000
General Fund—Hospital Commission Account Appropriation	\$	557,000
Total Appropriation	\$	1,411,000

The appropriations contained in this section shall be subject to the following condition or limitation: If the federally funded prospective reimbursement project is extended beyond September 30, 1980, state general funds shall be placed in reserve to the extent that state funds can be replaced by federal funds.

NEW SECTION. Sec. 75. FOR THE EMPLOYMENT SECURITY DEPARTMENT

General Fund Appropriation—State	\$	3,083,000
General Fund Appropriation—Federal	\$	173,441,000
General Fund Appropriation—Local	\$	684,000
Administrative Contingency Fund Appropriation— Federal	\$	428,000
Unemployment Compensation Administration Fund Appropriation	\$	81,180,000
Total Appropriation	\$	258,816,000

The appropriations contained in this section shall be subject to the following conditions and limitations:

- (1) Not more than \$133,000 of the general fund appropriation shall be expended for support of the Washington occupational information system.
- (2) Not more than \$68,000 shall be expended for the operation and maintenance of the Buena migrant housing camp.

NEW SECTION. Sec. 76. FOR THE COMMISSION FOR THE BLIND

General Fund Appropriation—State	\$	2,463,000
General Fund Appropriation—Federal	\$	5,090,000
Total Appropriation	\$	7,553,000

NEW SECTION. Sec. 77. FOR THE JAIL COMMISSION

General Fund Appropriation	\$	360,000
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NEW SECTION. Sec. 78. FOR THE STATE ENERGY OFFICE

General Fund Appropriation—State	\$	1,021,000
General Fund Appropriation—Federal	\$	5,140,000
Total Appropriation	\$	6,161,000

The appropriations contained in this section shall be subject to the following condition or limitation: \$1,167,000 of the general fund—federal appropriation shall be expended exclusively by schools, hospitals, units of local governments, and public care institutions for energy conservation programs pursuant to the provisions of the National Energy Conservation Policy Act.

NEW SECTION. Sec. 79. FOR THE OCEANOGRAPHIC COMMISSION

General Fund Appropriation	\$	384,000
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NEW SECTION. Sec. 80. FOR THE COLUMBIA RIVER GORGE COMMISSION

General Fund Appropriation—State	\$	5,000
General Fund Appropriation—Federal	\$	26,000
Total Appropriation	\$	31,000

NEW SECTION. Sec. 81. FOR THE DEPARTMENT OF ECOLOGY

General Fund Appropriation—State	\$	18,212,000
General Fund Appropriation—Federal	\$	8,907,000

General Fund—Special Grass Seed Burning Research Account Appropriation	\$	15,000
General Fund—Reclamation Revolving Account Appropriation	\$	874,000
General Fund—Litter Control Account Appropriation	\$	3,344,000
Stream Gaging Basic Data Fund Appropriation	\$	197,000
General Fund—State and Local Improvements Revolving Account—Waste Disposal Facilities: Appropriated pursuant to chapter 127, Laws of 1972 ex. sess. (Referendum 26)	\$	100,918,000
General Fund—Water Pollution Control Facilities Account Appropriation	\$	50,000
General Fund—State and Local Improvements Revolving Account—Water Supply Facilities: Appropriated pursuant to chapter 128, Laws of 1972 ex. sess. (Referendum 27)	\$	14,146,000
General Fund—Emergency Water Project Revolving Account Appropriation (These funds will be a reap- propriation of projects approved in the 1977-79 operating budget)	\$	200,000
Total Appropriation	\$	146,863,000

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) \$1,142,000 in state funds from this appropriation shall be expended by the department of ecology for matching purposes for activated air pollution control authorities, and if such authorities do not expend an equal amount to match these funds during the 1979-81 biennium, such unmatched unexpended state funds shall be available to the department.

(2) Up to \$1,464,000 from federal air pollution control grant funds shall be made available to activated air pollution control authorities in the state as directed by the federal environmental protection agency.

(3) \$235,000 of the general fund appropriation—state shall be expended within the field operations program for the Washington state conservation commission for ongoing commission staff functions, including those responsibilities related to the implementation phase of section 208, P.L. 92-500, the federal clean water act.

(4) On or before October 1, 1979, the department of ecology shall file with the ways and means committee of the senate and the appropriations committee of the house of representatives a master compilation by project type of those projects proposed for funding during the 1979-81 biennium from the appropriations for waste disposal facilities and municipal and industrial water supply facilities. The department shall submit updates for the master compilation to such committees at six month intervals during the 1979-81 biennium. The updates shall reflect project completions, deletions, substitutions, or additions made during the course of administering such projects. If the department proposes to change or modify any project list on the master compilation, it shall give the senate ways and means committee and the house appropriations committee thirty days written notice of such change or modification prior to the expenditure or obligation of any funds appropriated by this section. The department shall inform such committees as soon as practicable of emergent federal action which has any effect whatsoever on the appropriations for waste disposal facilities and water supply facilities.

(5) The appropriation from the state and local improvements revolving account—municipal and industrial water supply facilities may be expended to pay

up to fifty percent of the eligible cost of any project, as a grant or loan or combination thereof. Also, the department may loan up to one hundred percent of the eligible costs of preconstruction activities and the department may provide up to one hundred percent of the costs necessary to meet the conditions required to receive federal funds.

(6) The appropriation from the state and local improvements revolving account—waste disposal facilities may be expended by the department to pay for up to fifty percent of the eligible cost of any project, as a grant or loan or combination thereof, for waste water treatment or disposal, agricultural pollution, lake rehabilitation, or solid waste management facilities. The department is hereby authorized to provide up to one hundred percent of the costs necessary to meet the conditions required to receive federal funds.

(7) Not more than \$500,000 of the state general fund appropriations shall be expended for an auto emissions inspection program, contingent upon the passage of House Bill No. 298.

NEW SECTION. Sec. 82. FOR THE POLLUTION CONTROL HEARINGS BOARD

General Fund Appropriation	\$ 542,000
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NEW SECTION. Sec. 83. FOR THE ENERGY FACILITY SITE EVALUATION COUNCIL

General Fund Appropriation—State	\$ 505,000
General Fund Appropriation—Private/Local	\$ 863,000
Total Appropriation	\$ 1,368,000

NEW SECTION. Sec. 84. FOR THE SHORELINES HEARING BOARD

General Fund Appropriation	\$ 41,000
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The appropriation contained in this section shall be subject to the following condition or limitation: \$19,000 is to be used exclusively for court reporting costs.

NEW SECTION. Sec. 85. FOR THE STATE PARKS AND RECREATION COMMISSION

General Fund Appropriation—State	\$ 24,749,000
General Fund Appropriation—Federal	\$ 100,000
General Fund Appropriation—Private/Local	\$ 258,000
General Fund—Trust Land Purchase Account Appropriation	\$ 2,522,000
General Fund—Winter Recreation Parking Account Appropriation	\$ 64,000
General Fund—Outdoor Recreation Account Approp- riation	\$ 70,000
Motor Vehicle Fund Appropriation	\$ 800,000
Total Appropriation	\$ 28,563,000

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) No currently operating state park will be closed due to budgetary constraints.

(2) The commission shall make no contractual agreements or receive any donation of real property or an interest therein which commits the commission to either assuming on a current basis or to requesting funds at a future time for operating, development, or acquisition costs without prior approval of the senate ways and means committee and house appropriations committee.

(3) \$155,000 shall be expended within the park operation program for continuation of contractual agreements with Grays Harbor and Pacific counties for beach patrol and law enforcement on North Beach, South Beach, and Long Beach.

(4) Not more than \$900,000 of the trust land purchase account appropriation shall be expended to purchase the state-owned Heart Lake property located in section 36, township 35 north, range 1 east W.M. located in Skagit county if such amount is equal to or more than the fair market value of the property.

(5) Not more than \$15,000 shall be expended for the purpose of making a grant to the port of Skagit county for the operation of the historical railway from Sedro Woolley to Concrete. Any portion of the grant not spent ending June 30, 1981, shall be returned to the general fund of the state of Washington. Any net profit, up to the amount expended in the grant to the port of Skagit county for the operation of the historical railway, but not to exceed \$15,000, earned by the railway ending June 30, 1981, shall be reimbursed to the general fund of the state of Washington.

(6) Not more than \$228,000 shall be expended for an experimental campsite reservation system for Washington residents.

(7) Not more than \$80,000 shall be expended for operation of the Goldendale observatory.

NEW SECTION. Sec. 86. FOR THE OFFICE OF ARCHAEOLOGY AND HISTORIC PRESERVATION

General Fund Appropriation—State	\$	100,000
General Fund Appropriation—Federal	\$	2,340,000
General Fund—State and Local Improvements		
Revolving Account Appropriation—Public Recreation Facilities: Appropriated pursuant to section 4(3), chapter 129, Laws of 1972 ex. sess.	\$	432,000
Total Appropriation	\$	2,872,000

NEW SECTION. Sec. 87. FOR THE INTERAGENCY COMMITTEE FOR OUTDOOR RECREATION.

General Fund—Outdoor Recreation Account Appropriation	\$	27,997,000
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The appropriation contained in this section shall be subject to the following condition or limitation: Not more than \$1,094,000 is to be expended for administration.

NEW SECTION. Sec. 88. FOR THE DEPARTMENT OF COMMERCE AND ECONOMIC DEVELOPMENT

General Fund Appropriation—State	\$	3,777,000
General Fund Appropriation—Federal	\$	213,000
Motor Vehicle Fund Appropriation	\$	380,000
Total Appropriation	\$	4,370,000

NEW SECTION. Sec. 89. FOR THE DEPARTMENT OF FISHERIES

General Fund Appropriation—State	\$	35,288,000
General Fund Appropriation—Federal	\$	4,154,000
General Fund Appropriation—Private/Local	\$	1,241,000
General Fund—Lewis River Hatchery Account		
Appropriation	\$	28,000
Vessel, Gear, License, and Permit Reduction Fund		
Appropriation	\$	756,000
Total Appropriation	\$	41,467,000

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) Not more than \$348,000 of the general fund—state appropriation may be used for renovation of the Olympia office.

(2) The appropriations contained in this section shall include \$300,000 directed to a volunteer cooperative salmon enhancement program. No compensation shall be given by the department to volunteer participants in the program: PROVIDED, That fertilized salmon eggs and other necessary materials shall be furnished at no cost.

NEW SECTION. Sec. 90. FOR THE DEPARTMENT OF GAME

General Fund Appropriation—State	..... \$	29,000
General Fund—ORV (Off-Road Vehicle) Account		
Appropriation	..... \$	101,000
Game Fund Appropriation—State	..... \$	27,151,000
Game Fund Appropriation—Federal	..... \$	6,483,000
Game Fund Appropriation—Private/Local	..... \$	686,000
Game Special Wildlife Account Appropriation	..... \$	163,000
Total Appropriation	..... \$	34,613,000

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) \$42,000 of the state game fund—state appropriation shall be transferred to the Silver Lake flood control district in Cowlitz county to defray legal costs associated with construction and operation of a regulating structure stabilizing the level of water in Silver Lake.

(2) Not more than \$5,180,000 of this appropriation shall be expended in the administration program.

(3) The department shall make no contractual agreements or receive any donation of real property or an interest therein which commits the department to either assuming on a current basis or to requesting funds at a future time for operating, development, or acquisition costs without prior approval of the senate ways and means committee and house appropriations committee.

NEW SECTION. Sec. 91. FOR THE DEPARTMENT OF NATURAL RESOURCES

General Fund Appropriation—State	..... \$	21,652,000
General Fund Appropriation—Federal	..... \$	452,000
General Fund—ORV (Off-Road Vehicle) Account		
Appropriation	..... \$	2,583,000
General Fund—Forest Development Account		
Appropriation	..... \$	10,016,000
General Fund—State Timber Reserve Account		
Appropriation	..... \$	2,338,000
General Fund—Landowner Contingency Forest Fire		
Suppression Account Appropriation	..... \$	1,000,000
General Fund—Resource Management Cost Account		
Appropriation	..... \$	36,994,000
General Fund—Outdoor Recreation Account		
Appropriation	..... \$	1,201,000
Total Appropriation	..... \$	76,236,000

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) \$1,842,000 of the general fund—state appropriation shall be expended exclusively for emergency forest fire suppression. Such funds shall also be available for interfund loans with the landowners forest fire suppression account.

(2) The recreation program shall be split into two elements for accounting and allotment purposes: Maintenance and capital enhancement.

(3) \$250,000 of the general fund—state appropriation shall be expended by the department in a program directed toward the eradication of the star thistle weed

(centaurea solstitialis), knapweed (centaurea L.), and bindweed (convulvulus). The department shall provide a one-third state share for problem areas to such lands which are privately owned if participating counties and individual landowners provide their equal one-third shares, and not to exceed \$30,000 for cooperative studies for control, demonstration plots, application rates, and timing, with the department of forestry and range management at Washington State University.

(4) \$1,443,000 of the general fund—state appropriation, \$89,000 of the forest development account appropriation, and \$1,215,000 of the resource management cost account appropriation shall be expended within the forest rehabilitation program for the operation of Clearwater, Larch Mountain, Indian Ridge, and Skagit county honor camps. However, \$264,000 of the general fund—state appropriation, \$15,000 of the forest development account appropriation, \$219,000 of the resource management cost account appropriation and 9 FTE staff years shall not be expended until the Skagit county honor camp is fully constructed and operating in conjunction with the department of social and health services.

(5) Up to \$2,000,000 of the forest development account appropriation shall be used as available in place of the resource management cost account appropriation with the replaced resource management cost account reverting to reserve not to be expended for any purpose.

(6) Not more than \$1,700 shall be expended for costs associated with the state board of geographic names.

(7) The department shall submit a report to the legislature detailing the findings of the mineral resource inventory no later than January 1, 1981.

(8) The department shall not use any funds appropriated by this section to purchase the services of independent fee appraisers for the purpose of reappraising the value of leased lands located within harbor areas which are devoted principally to water-dependent recreational use, except where necessary in the defense of a legal proceeding brought against the department.

NEW SECTION. Sec. 92. FOR THE FOREST PRACTICES APPEALS BOARD

General Fund Appropriation	\$	68,000
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NEW SECTION. Sec. 93. FOR THE DEPARTMENT OF AGRICULTURE

General Fund Appropriation—State	\$	7,989,000
General Fund Appropriation—Federal	\$	498,000
General Fund—Feed and Fertilizer Account Approp- riation	\$	22,000
Fertilizer, Agricultural, Mineral and Lime Fund Approp- riation	\$	324,000
Commercial Feed Fund Appropriation—State	\$	314,000
Commercial Feed Fund Appropriation—Federal	\$	24,000
Seed Fund Appropriation	\$	763,000
Nursery Inspection Fund Appropriation	\$	266,000
Grain and Hay Inspection Fund Appropriation	\$	7,352,000
Total Appropriation	\$	17,552,000

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) Not more than \$180,000 of the general fund appropriation—state shall be expended by the department for its one-third share for the special tansy ragwort control program in conjunction with those county noxious weed control boards which have placed tansy ragwort on their noxious weed list. Continued state expenditures are conditioned on the continuation of payment of an equal one-third share by participating county noxious weed control boards and individual landowners. No county noxious weed control board or individual landowners shall be eligible for the state's

one-third share unless such board or landowner has developed a range management program approved by the department in cooperation with the appropriate local or other agency responsible for the conservation. \$30,000 of the \$180,000 shall be expended in cooperation with Washington State University for research into seed physiology and morphology as related to herbicide effects and the effects of mineral supplementation on pyrrolizidine alkaloid toxicity of tansy ragwort (*Senecio-Jacobaea*).

(2) \$10,000 of the general fund appropriation—state shall be expended for the continued implementation of the starling control program.

(3) Not more than \$460,000 of the general fund appropriation—state shall be expended to provide for brucellosis vaccinations, by veterinarians in private practice, to beef and dairy cattle in order to suppress the disease. Not more than \$40,000 of the general fund appropriation—state shall be expended for administration of this program. The department of agriculture shall make known the program and shall encourage beef and dairy cattle operations to participate. The department shall supply necessary vaccine and other materials certifying vaccination. The department shall adopt rules, including a schedule of costs, which shall not allow separate reimbursement to veterinarians of "trip" fees or mileage expense nor injection paraphernalia. Maximum reimbursement shall be \$2 per vaccination.

NEW SECTION. Sec. 94. FOR THE STATE PATROL

General Fund Appropriation	\$	9,994,000
Motor Vehicle Fund Appropriation	\$	69,897,000
Total Appropriation	\$	79,891,000

NEW SECTION. Sec. 95. FOR THE VEHICLE EQUIPMENT SAFETY COMMISSION

Highway Safety Fund Appropriation	\$	8,000
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NEW SECTION. Sec. 96. FOR THE TRAFFIC SAFETY COMMISSION

Highway Safety Fund Appropriation—State	\$	169,000
Highway Safety Fund Appropriation—Federal	\$	7,980,000
Total Appropriation	\$	8,149,000

NEW SECTION. Sec. 97. FOR THE DEPARTMENT OF LICENSING

General Fund Appropriation	\$	8,132,000
General Fund—Architects' License Account Approp- riation	\$	149,000
General Fund—Commercial Automobile Driver Training School Account Appropriation	\$	4,000
General Fund—Opticians' Account Appropriation	\$	28,000
General Fund—Optometry Account Appropriation	\$	74,000
General Fund—Professional Engineers' Account Appropriation	\$	418,000
General Fund—Real Estate Commission Account Appropriation	\$	2,312,000
General Fund—Sanitarians' Licensing Account Appropriation	\$	16,000
General Fund—Board of Psychological Examiners Account Appropriation	\$	36,000
Game Fund Appropriation	\$	85,000
Highway Safety Fund Appropriation	\$	24,508,000
Motor Vehicle Fund Appropriation	\$	21,058,000
Motor Vehicle Fund—Vehicle Title Guarantee Account Appropriation	\$	12,000
Total Appropriation	\$	56,832,000

The appropriations contained in this section shall be subject to the following condition or limitation: Not more than \$1,698,000 shall be expended for the business licensing center.

NEW SECTION. Sec. 98. FOR THE COUNTY ROAD ADMINISTRATION BOARD

Motor Vehicle Fund Appropriation \$ 190,000

NEW SECTION. Sec. 99. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION (INCLUDING THE STATE BOARD FOR EDUCATION)

General Fund Appropriation—State \$ 11,906,000

General Fund Appropriation—Federal \$ 6,288,000

General Fund—Traffic Safety Education Account
Appropriation \$ 378,000

Total Appropriation \$ 18,572,000

The appropriations contained in this section shall be subject to the following conditions and limitations:

- (1) Not more than \$378,000 shall be expended for the state office administration of the traffic safety education program.
- (2) Not more than \$30,000 shall be expended to collect enrollment data from all private elementary and secondary schools commencing with the 1979–80 school year.
- (3) The superintendent shall contract for services relating to proprietary educational clinics as an alternative education program for high school dropouts for not more than \$1,300,000 from funds appropriated by this section.
- (4) Local school districts may use funds appropriated pursuant to section 100 of this act for the support of instructional and public broadcasting.
- (5) Not more than \$600,000 from the appropriation contained in section 100 of this act shall be used exclusively to match federal funds allocated to the state under the provisions of sections 120 and 130 of Public Law 94–482 for the purpose of providing special vocational programs for the disadvantaged.
- (6) Not less than \$72,000 of state funds shall be expended to implement the provisions of chapter 28A.85 RCW.

NEW SECTION. Sec. 100. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—BASIC EDUCATION ALLOCATION FOR FISCAL YEARS 1980 AND 1981

General Fund Appropriation \$ 2,063,520,000

The appropriation contained in this section shall be subject to the following conditions and limitations:

- (1) No district may grant from any fund source whatsoever any percentage salary increase greater than that provided in sections 102, 103, and 106 of this act.
- (2) The allocation of moneys for a basic education allocation per annual average full time equivalent student for the 1979–80 school year shall be at 100% of formula and 100% of formula in the 1980–81 school year. One hundred percent of formula for each school district shall be determined by the superintendent of public instruction as follows:
 - (a) Respecting certificated employees: A numerical allocation of one certificated staff unit shall be established for each average annual twenty full time equivalent kindergarten, elementary, and secondary students; excluding secondary vocational full time equivalent students enrolled in a vocational program approved by the superintendent of public instruction.
 - (b) Respecting certificated employees: A numerical allocation of one certificated staff unit shall be established for each average annual sixteen and sixty-seven

one-hundredths full time equivalent students enrolled in a vocational education program approved by the superintendent of public instruction.

(c) Respecting certificated employees: Numerical allocations of certificated staff units shall be established for districts enrolling not more than one hundred average annual full time equivalent students and for small school plants within any school district, which such districts or small plants have been judged to be remote and necessary by the state board of education as follows:

(i) For grades K-6, for enrollments of not more than sixty annual average full time equivalent students, three certificated staff units;

(ii) For grades K-6, for enrollments above sixty annual average full time equivalent students, additional certificated staff units based upon a ratio of one certificated staff unit per twenty annual average full time equivalent students;

(iii) For grades 7 and 8, for enrollments of not more than twenty annual average full time equivalent students, one certificated staff unit;

(iv) For grades 7 and 8, for enrollment above twenty annual average full time equivalent students, additional certificated staff units based upon a ratio of one certificated staff unit per twenty annual average full time equivalent students.

(d) Respecting certificated employees: Numerical allocations of certificated staff units shall be established for districts operating high schools with enrollments of not more than three hundred average annual full time equivalent students as follows:

(i) Nine and one-half certificated staff units for the first sixty annual average full time equivalent students;

(ii) Additional certificated staff units based upon a ratio of one certificated staff unit per forty-three and one-half average annual full time equivalent students.

(e) Total certificated compensation entitlement for school year 1979-80 shall be the sum of the following subsections:

(i) Maintenance of compensation shall be calculated using each district's 1978-79 base salary established in section 101 of this act times the number of certificated staff units generated in subsection (2)(a) through (d) of this section in each district times each district's particular 1979-80 average staff mix factor improved by seven and forty-three hundredths percent;

(ii) Total salary increase compensation for each district shall be calculated by multiplying the 1978-79 base salary times the total number of staff units generated in subsection (2)(a) through (d) of this section times the 1979-80 average staff mix factor, times the percentage salary increase for each district pursuant to section 102 of this act improved by six and thirteen hundredths percent; and

(iii) Health benefits shall be calculated at the rate of \$85 per month per certificated full time equivalent staff units generated in subsection (2)(a) through (d) of this section.

(f) Total certificated compensation entitlement for school year 1980-81 shall be equal to the sum of the following subsections:

(i) Maintenance of compensation shall be calculated by using each district's 1978-79 base salary established in section 101 of this act improved by the percentage salary increase for each district pursuant to section 102 of this act, times the number of staff units generated in subsection (2)(a) through (d) of this section times each district's particular 1980-81 average staff mix factor improved by seven and seventy-eight hundredths percent;

(ii) Total salary increase compensation for each district shall be calculated by multiplying the 1978-79 base salary times the total number of staff units generated in subsection (2)(a) through (d) of this section times the 1980-81 average staff mix factor, improved by the percentage salary increase pursuant to section 102 of this act, times the percentage salary increase pursuant to section 103 of this act improved by six and forty-eight hundredths percent; and

(iii) Health benefits shall be calculated at the rate of \$95 per month per certificated full time equivalent staff units generated in subsection (2)(a) through (d) of this section.

(g) Respecting classified employees: A numerical allocation of one classified staff unit for each three certificated staff units as computed for the purposes of subsections (2) (a), (c) and (d) of this section, and one classified staff unit for each sixty vocational full time equivalent students, for each school district shall be established.

(h) Total 1979-80 basic education classified compensation entitlement for each district shall be equal to the sum of the following:

(i) Maintenance of classified compensation shall be equal to the staff units generated in subsection (2)(g) of this section times the 1978-79 average classified salary established in section 104 of this act improved by nineteen and thirty-one hundredths percent;

(ii) Total salary increase compensation shall be equal to the 1978-79 average classified salary established in section 104 of this act times the classified units established in subsection (2)(g) of this section times eight percent salary increase improved by thirteen and thirteen hundredths percent; and

(iii) Health benefits shall be calculated at the rate of \$85 per month per classified full time equivalent staff units generated in subsection (2)(g) of this section.

(i) Total 1980-81 basic education classified compensation entitlement for each district shall be equal to the sum of the following:

(i) Maintenance of classified compensation shall be equal to the staff units generated in subsection (2)(g) of this section times the 1978-79 average classified salary for each district improved by eight percent improved by nineteen and sixty-six hundredths percent;

(ii) Total salary increase compensation shall be equal to the 1978-79 average classified salary for each district improved by eight percent times the number of staff units established in subsection (2)(g) of this section, times six percent salary increase improved by thirteen and forty-eight hundredths percent; and

(iii) Health benefits shall be calculated at the rate of \$95 per month per classified full time equivalent staff units generated in subsection (2)(g) of this section.

(j) Respecting nonemployee related costs: The allocation of additional moneys for nonemployee related costs for the 1979-80 school year shall utilize the number of certificated staff units as computed for the purposes of subsections (2) (a), (c), and (d) of this section, multiplied by \$3,910 for each such certificated staff unit and shall utilize the number of certificated staff units computed for the purposes of subsection (2)(b) of this section, multiplied by \$6,893 for each such certificated staff unit.

(k) Respecting nonemployee related costs: The allocation of additional moneys for nonemployee related costs for the 1980-81 school year shall utilize the number of certificated staff units as computed for the purposes of subsections (2) (a), (c), and (d) of this section, multiplied by \$4,184 for each such certificated unit and shall utilize the number of certificated staff units computed for the purposes of subsection (2)(b) of this section multiplied by \$7,375 for each such certificated staff unit.

(3) Not more than \$10,460,000 of the appropriation contained in this section shall be expended for districts which experience an enrollment decline in the 1979-80 school year from the 1978-79 base enrollment level and in the 1980-81 school year from the 1979-80 base enrollment level. The superintendent of public instruction shall distribute funds based on certificated staff units in the 1979-80 and 1980-81 school years to such districts on the basis of current school year enrollment plus one-half the amount of the enrollment decline from the prior school year level. The superintendent of public instruction in ascertaining the full time equivalent enrollment under this section for any school district declining in enrollment at a rate of at

least four percent, or three hundred full time equivalent students, whichever is less, from the immediately preceding school year, shall increase the enrollment as otherwise herein computed by fifty percent of the full time equivalent pupil enrollment loss from the previous school year.

(4) The superintendent of public instruction shall distribute not more than \$19,507,000 of the funds appropriated by this section, outside of the basic education allocation to school districts as follows:

(a) For school district emergencies, not more than \$500,000.

(b) For fire protection districts at a rate of \$1.00 per year for each student attending a school located in an unincorporated area within a fire protection district as mandated by RCW 52.36.020; not more than \$280,000 for the 1979-80 school year and not more than \$280,000 for the 1980-81 school year.

(c) Not more than \$6,138,000 shall be expended for extracurricular and extended duty pay to be distributed on the basis of \$85 per certificated staff per year in the following programs: Basic education, general support, handicapped, and special needs.

(d) For substitute teachers, to be distributed to districts on the basis of the number of state supported employees who are classroom teachers; for fiscal year 1980, an amount not to exceed \$5,447,000 and for fiscal year 1981, an amount not to exceed \$6,562,000: PROVIDED, That such distribution shall be for not more than five days per classroom teacher and shall be reimbursable at a rate of forty dollars per day exclusively for sick leave days taken.

(e) Not more than \$300,000 for nonhigh school district billings for documented shortages caused by application of the levy lid act, chapter 325, Laws of 1977 ex. sess.

NEW SECTION. Sec. 101. For purposes of determining the 1978-79, 1979-80, and 1980-81 school year base certificated salary by district, the following definitions shall apply:

(1) Basic education certificated staff includes all full time equivalent certificated staff in the following programs:

(a) Basic education (program 00);

(b) Secondary vocational education (program 30);

(c) General support (program 97).

(2) Average 1978-79 basic education certificated staff salaries means the total 1978-79 actual salaries reimbursed such staff divided by the total number of such full time equivalent basic education certificated staff.

(3) The staff mix factor table developed by the legislative evaluation and accountability program committee (LEAP) (reference LEAP Document 1) shall be employed to calculate each district's base salary for basic education certificated staff.

(4) The average staff mix factor for 1978-79, 1979-80, and 1980-81 for each district shall be calculated using the staff referenced in subsection (1) of this section for the respective school year and the table referenced in subsection (3) of this section.

(5) Each district's particular 1978-79 certificated base salary shall be calculated by dividing each district's average basic education certificated staff salaries by each district's particular average staff mix factor.

NEW SECTION. Sec. 102. (1) Certificated base salary increases for the 1979-80 school year shall be calculated on the basis of each district's 1978-79 certificated base salaries as defined in section 101 of this act.

(2) The superintendent shall establish a 1978-79 state average certificated base salary.

(3) Those school districts whose certificated 1978-79 base salary is below the state average base salary shall be entitled to receive an eight and one-half percent increase.

(4) Those school districts having 1978-79 base certificated salaries above the state average base salary shall be entitled to a six percent increase.

NEW SECTION. Sec. 103. (1) Certificated base salary increases for the 1980-81 school year shall be calculated on the basis of each district's 1979-80 base salaries as defined in subsection (3) of this section.

(2) The 1979-80 average state certificated base salary shall equal the 1978-79 state average certificated base salary improved by 7.07%.

(3) The 1979-80 base salaries shall be derived using the 1978-79 certificated base salaries adjusted by salary increases authorized by section 102 of this act.

(4) Those school districts whose certificated 1979-80 base salary is below the state average base salary shall be entitled to receive an eight and one-half percent increase.

(5) Those school districts having 1979-80 base certificated salaries above the 1979-80 state base average salary shall be entitled to a six percent increase.

NEW SECTION. Sec. 104. For purposes of determining 1979-80 and 1980-81 school year classified salary by district, the following shall apply: School year 1978-79 basic education average classified salaries in each district shall be equal to the sum of each district's full time equivalent staff's classified salaries divided by the total number of such full time equivalent staff in the following programs:

- (1) Basic education (program 00);
- (2) General support (program 97);
- (3) Secondary vocational education (program 30).

NEW SECTION. Sec. 105. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

General Fund Appropriation \$ 34,852,000

The appropriation contained in this section shall be subject to the following condition or limitation: The appropriation contained in this section shall be expended for classified and certificated salary and fringe benefit increases and health benefits for state-funded classified and certificated staff not funded through the basic education allocation of section 100 of this act: **PROVIDED**, That certificated and classified staff of a district shall be eligible for the same percentage salary and fringe benefit increases and health benefit rates specified in this act for certificated and classified staff in a particular district funded through the basic education allocation: **PROVIDED FURTHER**, That certificated staff employed by an educational service district shall be entitled to salary and fringe benefit increases based on a 7% salary increase in each year.

NEW SECTION. Sec. 106. Notwithstanding any other provision of this act, local districts whose base salaries during the 1979-80 school year or 1980-81 school year are less than the state-wide average base salary for certificated staff, as determined in sections 102 and 103 of this act, may use: (1) Special levy funds, and/or (2) ending cash balances from the prior school year, to provide additional salary increases to state-funded certificated and classified employees, the total therefrom not to exceed one and one-half percent of the prior school year's actual average district salary.

NEW SECTION. Sec. 107. The appropriations, and all conditions and limitations to the appropriations, contained in sections 100 through 106 of this act are subject to the following: Each school district which receives fall 1979 or calendar year 1980 maintenance and operation excess tax levy collections, or both, shall reduce the levy and collection of any maintenance and operation excess tax levy now or hereafter authorized for collection in 1980 as a condition to the receipt of one

hundred percent of the district's state-funded portion of the district's basic education allocation for the 1979-80 school year, as follows:

(1) If a district receives maintenance and operation levy collections in the fall of 1979, an amount of funds from such collections equal to eight percent of the district's 1979-80 basic education allocation pursuant to RCW 28A.41.130 multiplied by such district's fall tax collection percentage rate as determined by the superintendent of public instruction or the amount of the district's fall 1979 collections, whichever amount is less, shall be held in an unencumbered status for expenditure for maintenance and operation relief in a subsequent school year: PROVIDED, That the amount of any 1980 maintenance and operation excess levy now or hereafter authorized and collectible in calendar year 1980 in accordance with RCW 84.52.053 and 84.52.0531 for collection in calendar year 1980 shall be reduced by the amount of eight percent of such district's 1979-80 basic education allocation or the amount authorized, whichever is less.

(2) The superintendent of public instruction shall withhold from each district's state funded basic education allocation entitlement for 1979-80 an amount equal to the amount the district's calendar year 1980 maintenance and operation excess tax levy is to be reduced pursuant to this section minus the amount in which the district actually reduced the levy and collection of any such taxes.

NEW SECTION. Sec. 108. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR PUPIL TRANSPORTATION

General Fund Appropriation \$ 145,847,000

The appropriation contained in this section shall be subject to the following conditions and limitations:

(1) The superintendent shall not distribute more than \$70,237,000 to local school districts for pupil transportation during the 1979-80 school year.

(2) Not more than \$534,000 shall be expended for regional transportation coordinators.

(3) Not more than \$77,000 shall be expended for driver training.

(4) \$261,000 shall be transferred to the department of transportation for allocation to existing mass transit municipalities to conduct feasibility studies to determine the advantages, if any, of consolidating or integrating all or any part of the K-12 pupil transportation system within the boundaries of the municipality: PROVIDED, That not less than \$30,000 shall be allocated to the Grays Harbor transportation authority to be used as a pilot study.

(5) Not more than \$105,000 shall be expended for the continued planning, development and evaluation of the regional transportation model by educational service district no. 121; and not more than \$60,000 shall be expended for administrative and organizational services by educational service district no. 121 in the implementation of the regional transportation model: PROVIDED, That the superintendent of public instruction shall explicitly approve such contracts: PROVIDED FURTHER, That regular reports shall be made to the legislative budget committee: PROVIDED FURTHER, That no funds for the implementation of the regional transportation model shall be expended without the recommendation of the legislative budget committee.

NEW SECTION. Sec. 109. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR VOCATIONAL-TECHNICAL INSTITUTES AND ADULT EDUCATION AT VOCATIONAL-TECHNICAL INSTITUTES

General Fund Appropriation \$ 34,706,000

NEW SECTION. Sec. 110. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR SCHOOL FOOD SERVICE PROGRAMS

General Fund Appropriation—State \$ 6,497,000

General Fund Appropriation—Federal \$ 60,893,000

Total Appropriation \$ 67,390,000

NEW SECTION. Sec. 111. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR HANDICAPPED EXCESS COSTS

General Fund Appropriation—State \$ 124,545,000
 General Fund Appropriation—Federal \$ 26,521,000
 Total Appropriation \$ 151,066,000

The appropriations contained in this section shall be subject to the following condition or limitation: The superintendent of public instruction shall implement for the 1980–81 school year a new full cost allocation model to fulfill the provisions of P.L. 94–142.

NEW SECTION. Sec. 112. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR THE TRAFFIC SAFETY PROGRAM

General Fund—Traffic Safety Education Account
 Appropriation \$ 13,614,000

The appropriation contained in this section shall be subject to the following condition or limitation: Not more than \$392,000 shall be expended for traffic safety education coordinators.

NEW SECTION. Sec. 113. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR EDUCATIONAL SERVICE DISTRICTS

General Fund Appropriation \$ 9,386,000

NEW SECTION. Sec. 114. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR THE SPECIAL NEEDS PROGRAM

General Fund Appropriation—State \$ 26,300,000
 General Fund Appropriation—Federal \$ 6,000,000
 Total Appropriation \$ 32,300,000

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) Not more than \$4,500,000 shall be expended for pupils whose primary language is other than English and whose English language skills are sufficiently deficient or absent to impair learning when taught only in English, but shall not include pupils who are equally or almost equally competent in English.

(2) Not more than \$12,000,000 of state general funds shall be expended for the implementation of Substitute House Bill No. 663.

(3) Not more than \$7,300,000 shall be expended to implement the provisions of RCW 28A.41.270 through 28A.41.290: PROVIDED, That not more than \$750,000 from this appropriation may be used for Project Excel community involvement pilot projects in selected school districts.

(4) Not more than \$2,500,000 shall be expended on programs for gifted students, of which the superintendent shall contract \$230,000 for services to support an approved gifted program to be conducted at Fort Worden state park.

NEW SECTION. Sec. 115. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR STATE INSTITUTIONAL EDUCATION PROGRAMS

General Fund Appropriation—State \$ 13,330,000
 General Fund Appropriation—Federal \$ 3,316,000
 Total Appropriation \$ 16,646,000

NEW SECTION. Sec. 116. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR CULTURAL ENRICHMENT PROGRAMS

General Fund Appropriation \$ 1,501,000

NEW SECTION. Sec. 117. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR THE PACIFIC SCIENCE CENTER

General Fund Appropriation \$ 300,000

NEW SECTION. Sec. 118. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR COMPREHENSIVE PLANNING AND DEVELOPMENT

General Fund Appropriation \$ 144,000

NEW SECTION. Sec. 119. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR THE ENUMERATED PURPOSES

General Fund Appropriation—Federal \$ 97,443,000

Elementary and Secondary

Education Act of 1965 \$ 93,338,000

Education of Indian Children \$ 1,625,000

Adult Basic Education \$ 2,480,000

NEW SECTION. Sec. 120. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR THE ENVIRONMENTAL EDUCATION PROGRAM

General Fund Appropriation \$ 576,000

The appropriation contained in this section shall be subject to the following condition or limitation: The revenue from fees received in conjunction with this program shall be retained by educational service district No. 113 for the exclusive support of the Cispus Environmental Education Center.

NEW SECTION. Sec. 121. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR THE ENCUMBRANCE OF FEDERAL GRANTS

General Fund Appropriation—Federal \$ 24,221,000

NEW SECTION. Sec. 122. COMMUNITY COLLEGE EDUCATION

The appropriations contained in sections 124 through 128 of this act shall be subject to the following conditions and limitations:

(1) The formula funding levels for each year of the biennium are:

(a) Instruction program:

(i) 72% of formula entitlement for faculty staffing;

(ii) 51.5% of formula entitlement for support staff and operations;

(b) Library program:

(i) 50% of formula entitlement for staffing;

(ii) 60% of formula entitlement for resources; and

(iii) 100% of formula entitlement for binding;

(c) Student services program 55.8% of formula entitlements; and

(d) Plant operation and maintenance program:

(i) 100% of formula entitlement for fixed costs; and

(ii) 60% of formula entitlement for variable costs.

(2) The state board for community college education is authorized to transfer up to 5% of the funds generated by the formula entitlements set forth in subsection (1) of this section between programs, upon review and approval by the office of financial management.

(3) The community college system shall cooperate with the state energy office and participate in the programs established by Title III of the National Energy Conservation Policy Act.

(4) The state board for community college education is authorized and directed to provide each student, upon payment of such student's tuition, a statement containing information showing the amount of dollar support provided by state taxpayers toward the cost of the education provided to an average full time equivalent student.

(5) The community college system may provide student employees equivalent percentage salary increases.

NEW SECTION. Sec. 123. FOR THE STATE BOARD FOR COMMUNITY COLLEGE EDUCATION—FOR THE ADMINISTRATION AND GENERAL EXPENSE PROGRAM

General Fund Appropriation \$ 2,428,000

NEW SECTION. Sec. 124. FOR THE STATE BOARD FOR COMMUNITY COLLEGE EDUCATION—FOR THE INSTRUCTIONAL SERVICES PROGRAM

General Fund Appropriation \$ 197,098,000

The appropriation contained in this section shall be subject to the following conditions and limitations:

(1) \$7,764,000 shall be expended for the purchase and repair of instructional equipment.

(2) \$2,148,000 shall be expended for the small school adjustment to Whatcom, Olympia Technical, Big Bend, Peninsula, Grays Harbor, Wenatchee Valley, Centralia, and Lower Columbia. The distribution of such funds shall be based on a percent of formula entitlement for faculty staffing which shall be increased at the rate of one percentage point above the 72% base level for each 100 FTE students below the 2,500 enrollment level, except that no college shall be funded in excess of 87% of formula.

NEW SECTION. Sec. 125. FOR THE STATE BOARD FOR COMMUNITY COLLEGE EDUCATION—FOR THE LIBRARY SERVICES PROGRAM

General Fund Appropriation \$ 15,962,000

NEW SECTION. Sec. 126. FOR THE STATE BOARD FOR COMMUNITY COLLEGE EDUCATION—FOR THE STUDENT SERVICES PROGRAM

General Fund Appropriation \$ 31,284,000

The appropriation contained in this section shall be subject to the following condition or limitation: Not more than \$105,000 shall be expended by the state board for community college education for the community college system minority affairs office.

NEW SECTION. Sec. 127. FOR THE STATE BOARD FOR COMMUNITY COLLEGE EDUCATION—FOR THE INSTITUTIONAL SUPPORT PROGRAM

General Fund Appropriation \$ 45,792,000

NEW SECTION. Sec. 128. FOR THE STATE BOARD FOR COMMUNITY COLLEGE EDUCATION—FOR THE PLANT OPERATIONS AND MAINTENANCE PROGRAM

General Fund Appropriation \$ 29,159,000

Community College Capital Projects Account Appropriation \$ 9,800,000

Total Appropriation \$ 38,959,000

NEW SECTION. Sec. 129. HIGHER EDUCATION

The appropriations contained in sections 130 through 163 of this act shall be subject to the following conditions and limitations:

(1) The formula funding levels, unless otherwise provided for, for each year of the biennium are:

(a) Instruction and departmental research—General program:

(i) 70% of formula entitlement for faculty staffing for the University of Washington and Washington State University;

(ii) 72% of formula entitlement for faculty staffing for the four-year state regional universities and The Evergreen State College; and

(iii) 75% of formula entitlement for faculty support;

(b) Libraries program—60% of formula entitlement for resources;

(c) Student services program—75% of formula entitlement: PROVIDED, That the formula shall not apply to The Evergreen State College;

(d) Plant operations and maintenance program:

(i) 60% of formula entitlement for variable costs; and

(ii) 100% of formula entitlement for fixed costs.

(2) The four-year institutions of higher education are authorized to transfer up to 5% of the amount appropriated for any specific program or programs upon review and approval by the office of financial management.

(3) No funds shall be used for the inauguration or operation of any new degree program until such program has been reviewed and favorably recommended by the council for postsecondary education.

(4) The four-year institutions of higher education shall cooperate with the state energy office and participate in the programs established by Title III of the National Energy Conservation Policy Act.

(5) The boards of regents of all institutions of higher education are authorized and directed to provide each student, upon payment of such student's tuition, a statement containing information showing the amount of dollar support provided by state taxpayers toward the cost of the education provided to an average full time equivalent student.

(6) The four-year institutions may provide graduate assistance, teaching assistance, and student employees equivalent percentage salary increases.

NEW SECTION. Sec. 130. FOR THE UNIVERSITY OF WASHINGTON—FOR THE INSTRUCTIONAL SERVICES PROGRAM

General Fund Appropriation	\$	185,247,000
Accident Fund Appropriation	\$	839,000
Medical Aid Fund Appropriation	\$	839,000
Total Appropriation	\$	186,925,000

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) \$2,724,000 shall be expended for instructional equipment replacement.

(2) \$532,000 shall be expended for the joint center for graduate study—Richland.

(3) \$1,500,000 shall be expended for family medicine education and residency programs provided for by chapter 70.112 RCW.

(4) \$320,000 shall be expended to meet federal title nine regulations for women's athletics.

NEW SECTION. Sec. 131. FOR THE UNIVERSITY OF WASHINGTON—FOR THE LIBRARIES PROGRAM

General Fund Appropriation	\$	19,050,000
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The funds appropriated by this section are based in part on a formula entitlement derived by the use of the libraries budget model and the funding level contained in this section is at 65% of such formula entitlement for binding and is at 89% of such formula entitlement for staffing for the 1979-81 biennium.

NEW SECTION. Sec. 132. FOR THE UNIVERSITY OF WASHINGTON—FOR THE STUDENT SERVICES PROGRAM

General Fund Appropriation	\$	12,114,000
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NEW SECTION. Sec. 133. FOR THE UNIVERSITY OF WASHINGTON—FOR THE UNIVERSITY HOSPITAL PROGRAM

General Fund Appropriation \$ 18,645,000

NEW SECTION. Sec. 134. FOR THE UNIVERSITY OF WASHINGTON—FOR THE INSTITUTIONAL SUPPORT PROGRAM

General Fund Appropriation \$ 23,533,000

NEW SECTION. Sec. 135. FOR THE UNIVERSITY OF WASHINGTON—FOR THE PLANT OPERATIONS AND MAINTENANCE PROGRAM

General Fund Appropriation \$ 14,653,000
 University of Washington Building Account Appropriation \$ 18,000,000
 Total Appropriation \$ 32,653,000

NEW SECTION. Sec. 136. FOR WASHINGTON STATE UNIVERSITY—FOR THE INSTRUCTIONAL SERVICES PROGRAM

General Fund Appropriation \$ 113,786,000

The appropriation contained in this section shall be subject to the following conditions and limitations:

- (1) \$2,186,000 shall be expended for instructional equipment replacement.
- (2) \$422,000 shall be expended for the Joint Center for Graduate Study—Richland.
- (3) \$724,000 shall be expended for the support of Washington State University's participation in the WAMI program.
- (4) \$30,000 shall be expended for Christmas tree research.
- (5) \$300,000 shall be expended to meet federal title nine regulations for women's athletics.
- (6) In addition to maintaining the types and levels of service provided during the 1977-79 biennium, \$300,000 shall be expended for equipment and improvements at the Southwest Washington research station.
- (7) \$25,000 shall be expended to research the protection and growing of grapes and wine production. Such funds shall not be expended until an additional \$25,000 is secured from private funding sources.
- (8) \$120,000 shall be expended to research health-related problems, including chronic pharyngitis, of racing and performing horses. Such funds shall not be expended until an additional \$40,000 is secured from private funding sources.
- (9) \$650,000 shall be expended for the Washington animal disease diagnostic laboratory.

NEW SECTION. Sec. 137. FOR WASHINGTON STATE UNIVERSITY—FOR THE LIBRARIES PROGRAM

General Fund Appropriation \$ 9,344,000

The funds appropriated by this section are based in part on a formula entitlement derived by the use of the libraries budget model and the funding level contained in this section is at 27.5% of such formula entitlement for binding and is at 72% of such formula entitlement for staffing for the 1979-81 biennium.

NEW SECTION. Sec. 138. FOR WASHINGTON STATE UNIVERSITY—FOR THE STUDENT SERVICES PROGRAM

General Fund Appropriation \$ 6,969,000

NEW SECTION. Sec. 139. FOR WASHINGTON STATE UNIVERSITY—FOR THE INSTITUTIONAL SUPPORT PROGRAM

General Fund Appropriation \$ 14,461,000

NEW SECTION. Sec. 140. FOR WASHINGTON STATE UNIVERSITY—FOR THE PLANT OPERATIONS AND MAINTENANCE PROGRAM

General Fund Appropriation	\$	19,099,000
Washington State University Building Account Appropriation	\$	3,500,000
Total Appropriation	\$	22,599,000

NEW SECTION. Sec. 141. FOR EASTERN WASHINGTON UNIVERSITY—FOR THE INSTRUCTIONAL SERVICES PROGRAM

General Fund Appropriation	\$	28,134,000
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The appropriation contained in this section shall be subject to the following condition or limitation: \$1,122,000 shall be expended for instructional equipment replacement.

NEW SECTION. Sec. 142. FOR EASTERN WASHINGTON UNIVERSITY—FOR THE LIBRARIES PROGRAM

General Fund Appropriation	\$	2,715,000
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The funds appropriated by this section are based in part on a formula entitlement derived by the use of the libraries budget model and the funding level contained in this section is at 87% of such formula entitlement for binding and is at 61% of such formula entitlement for staffing in the 1979-81 biennium.

NEW SECTION. Sec. 143. FOR EASTERN WASHINGTON UNIVERSITY—FOR THE STUDENT SERVICES PROGRAM

General Fund Appropriation	\$	2,929,000
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NEW SECTION. Sec. 144. FOR EASTERN WASHINGTON UNIVERSITY—FOR THE INSTITUTIONAL SUPPORT PROGRAM

General Fund Appropriation	\$	5,198,000
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NEW SECTION. Sec. 145. FOR EASTERN WASHINGTON UNIVERSITY—FOR THE PLANT OPERATIONS AND MAINTENANCE PROGRAM

General Fund Appropriation	\$	8,358,000
Eastern Washington University Capital Projects Account Appropriation	\$	700,000
Total Appropriation	\$	9,058,000

NEW SECTION. Sec. 146. FOR CENTRAL WASHINGTON UNIVERSITY—FOR THE INSTRUCTIONAL SERVICES PROGRAM

General Fund Appropriation	\$	24,730,000
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The appropriation contained in this section shall be subject to the following condition or limitation: \$1,060,000 shall be expended for instructional equipment replacement.

NEW SECTION. Sec. 147. FOR CENTRAL WASHINGTON UNIVERSITY—FOR THE LIBRARIES PROGRAM

General Fund Appropriation	\$	3,398,000
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The funds appropriated by this section are based in part on a formula entitlement derived by the use of the libraries budget model and the funding level contained in this section is at 95% of such formula entitlement for binding and is at 60% of such formula entitlement for staffing in the 1979-81 biennium.

NEW SECTION. Sec. 148. FOR CENTRAL WASHINGTON UNIVERSITY—FOR THE STUDENT SERVICES PROGRAM

General Fund Appropriation	\$	2,902,000
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NEW SECTION. Sec. 149. FOR CENTRAL WASHINGTON UNIVERSITY—FOR THE INSTITUTIONAL SUPPORT PROGRAM

General Fund Appropriation	\$	5,555,000
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NEW SECTION. Sec. 150. FOR CENTRAL WASHINGTON UNIVERSITY—FOR THE PLANT OPERATIONS AND MAINTENANCE PROGRAM

General Fund Appropriation	\$	6,964,000
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NEW SECTION. Sec. 151. FOR THE EVERGREEN STATE COLLEGE—FOR THE INSTRUCTIONAL SERVICES PROGRAM

General Fund Appropriation	\$	8,487,000
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The appropriation contained in this section shall be subject to the following condition or limitation: \$421,000 shall be expended for instructional equipment replacement.

NEW SECTION. Sec. 152. FOR THE EVERGREEN STATE COLLEGE—FOR THE LIBRARIES PROGRAM

General Fund Appropriation	\$	2,385,000
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The funds appropriated by this section are based in part on a formula entitlement derived by the use of the libraries budget model and the funding level contained in this section is at 10% of such formula entitlement for bindings and is at 64% of such formula entitlement for staffing in the 1979-81 biennium.

NEW SECTION. Sec. 153. FOR THE EVERGREEN STATE COLLEGE—FOR THE STUDENT SERVICES PROGRAM

General Fund Appropriation	\$	1,360,000
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NEW SECTION. Sec. 154. FOR THE EVERGREEN STATE COLLEGE—FOR THE INSTITUTIONAL SUPPORT PROGRAM

General Fund Appropriation	\$	3,367,000
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NEW SECTION. Sec. 155. FOR THE EVERGREEN STATE COLLEGE—FOR THE PLANT OPERATIONS AND MAINTENANCE PROGRAM

General Fund Appropriation	\$	4,535,000
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NEW SECTION. Sec. 156. FOR THE EVERGREEN STATE COLLEGE—FOR A MASTER'S DEGREE PROGRAM

General Fund Appropriation	\$	296,000
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NEW SECTION. Sec. 157. FOR WESTERN WASHINGTON UNIVERSITY—FOR THE INSTRUCTIONAL SERVICES PROGRAM

General Fund Appropriation	\$	33,105,000
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The appropriation contained in this section shall be subject to the following condition or limitation: \$653,000 shall be expended for instructional equipment replacement.

NEW SECTION. Sec. 158. FOR WESTERN WASHINGTON UNIVERSITY—FOR THE LIBRARIES PROGRAM

General Fund Appropriation	\$	4,221,000
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The funds appropriated by this section are based in part on a formula entitlement derived by the use of the libraries budget model and the funding level contained in this section is at 35% of such formula entitlement for binding and is at 75% of such formula entitlement for staffing in the 1979-81 biennium.

NEW SECTION. Sec. 159. FOR WESTERN WASHINGTON UNIVERSITY—FOR THE STUDENT SERVICES PROGRAM

General Fund Appropriation \$ 4,173,000

NEW SECTION. Sec. 160. FOR WESTERN WASHINGTON UNIVERSITY—FOR THE INSTITUTIONAL SUPPORT PROGRAM

General Fund Appropriation \$ 6,727,000

NEW SECTION. Sec. 161. FOR WESTERN WASHINGTON UNIVERSITY—FOR THE PLANT OPERATIONS AND MAINTENANCE PROGRAM

General Fund Appropriation \$ 5,835,000
 Western Washington University Capital Projects
 Account Appropriation \$ 1,400,000
 Total Appropriation \$ 7,235,000

NEW SECTION. Sec. 162. FOR THE COMPACT FOR EDUCATION

General Fund Appropriation \$ 53,000

NEW SECTION. Sec. 163. FOR THE COUNCIL FOR POSTSECONDARY EDUCATION

General Fund Appropriation—State \$ 13,836,000
 General Fund Appropriation—Federal \$ 3,515,000
 Total Appropriation \$ 17,351,000

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) The council shall make the largest possible distribution of financial aid funds to the state work study program consistent with student employment opportunities.

(2) \$350,000 of the general fund appropriation shall be expended solely to implement a displaced homemakers program.

(3) The council shall develop a faculty salary schedule or schedules accommodating the full time regular faculty members of the public universities and The Evergreen State College, taking into consideration periodic longevity increments and traditional faculty rank differences. The proposal shall be submitted to the house and senate higher education committees and the house appropriation and senate ways and means committees for review and consideration by June 1, 1980.

(4) The council shall review the compensation policy for students and graduate assistant employees at the state's higher education institutions. The council shall develop recommendations for uniform compensation policy at the respective institutions and shall report back to the senate ways and means and house appropriations committees no later than November 1, 1980.

(5) From such funds as are included for policy analysis, the council shall prepare a manual explaining, documenting, and defining current formula procedures in the institutions of higher education for the instruction, libraries, student services, and plant operation and maintenance programs.

NEW SECTION. Sec. 164. FOR THE COMMISSION FOR VOCATIONAL EDUCATION

General Fund Appropriation—State \$ 3,243,000
 General Fund Appropriation—Federal \$ 21,416,000

Total Appropriation \$ 24,659,000

The appropriations contained in this section shall be subject to the following condition or limitation: No state funds shall be expended by the advisory council for vocational education.

NEW SECTION. Sec. 165. FOR THE HIGHER EDUCATION PERSONNEL BOARD

Higher Education Personnel Board Service Fund
Appropriation \$ 1,151,000

NEW SECTION. Sec. 166. FOR THE STATE LIBRARY

General Fund Appropriation—State \$ 6,343,000
General Fund Appropriation—Federal \$ 2,057,000
General Fund Appropriation—Private/Local \$ 876,000
Washington Library Network Computer System
Revolving Fund Appropriation—Private/Local \$ 7,460,000
Total Appropriation \$ 16,736,000

NEW SECTION. Sec. 167. FOR THE WASHINGTON STATE ARTS COMMISSION

General Fund Appropriation—State \$ 1,218,000
General Fund Appropriation—Federal \$ 907,000
General Fund—Indian Cultural Center Construction
Account Appropriation—State \$ 1,000,000
Total Appropriation \$ 3,125,000

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) Not more than \$10,000 shall be expended for a portrait of former governor Daniel J. Evans.

(2) The Indian Cultural Center Construction Account Appropriation contained in this section shall be expended exclusively for a grant to the city of Seattle for the development of a regional Indian cultural, educational, tourist, and economic development facility by the United Indians of All Tribes Foundation designated as the "People's Lodge."

(3) If \$2,700,000 or more in additional federal and/or private funding is not secured within five years of the effective date of this 1979 act and applied towards the completion of the "People's Lodge," ownership of the property and/or facility developed with this appropriation shall be transferred to the state.

NEW SECTION. Sec. 168. FOR THE WASHINGTON STATE HISTORICAL SOCIETY

General Fund Appropriation \$ 531,000

NEW SECTION. Sec. 169. FOR THE EASTERN WASHINGTON STATE HISTORICAL SOCIETY

General Fund Appropriation \$ 495,000

NEW SECTION. Sec. 170. FOR THE STATE CAPITAL HISTORICAL ASSOCIATION

General Fund Appropriation \$ 436,000
General Fund—State Capital Historical Association
Museum Account Appropriation \$ 49,000
Total Appropriation \$ 485,000

NEW SECTION. Sec. 171. FOR THE STATE TREASURER—TRANSFERS

General Fund Appropriation: For transfer to the Reserve for Accrued Revenue Account pursuant to

chapter 70, Laws of 1975-'76 2nd ex. sess.	\$	45,978,000
General Fund—Trust Land Purchase Account Appropriation: For transfer to the general fund on or before June 29, 1981, an amount up to \$1,800,000 in excess of the cash requirements in the trust land purchase account, as determined by the office of financial management	\$	1,800,000
General Fund Appropriation: For transfer to the Salmon Enhancement Construction Account to allow for the completion of approved projects	\$	600,000
General Fund—Investment Reserve Account Appropriation: For transfer to the general fund on or before June 29, 1981, an amount up to \$22,000,000 pursuant to chapter 50, Laws of 1969	\$	22,000,000
Motor Vehicle Fund Appropriation: For transfer to the Tort Claims Revolving Fund for claims paid on behalf of the Department of Transportation and the Washington State Patrol during the period July 1, 1979, through June 30, 1981	\$	3,000,000
State Treasurer's Service Fund Appropriation: For transfer to the general fund on or before July 20, 1981, an amount up to \$6,000,000 in excess of the cash requirements in the State Treasurer's Service Fund for fiscal year 1982, for credit to the fiscal year in which earned	\$	6,000,000

NEW SECTION. Sec. 172. FOR BELATED CLAIMS

The following sums, or so much thereof as shall severally be found necessary, are hereby appropriated and authorized to be expended out of the several funds indicated, for the period from the effective date of this act to June 30, 1981, except as otherwise noted.

To reimburse the general fund for expenditures from belated claims appropriations to be disbursed on vouchers approved by the office of financial management:

General Fund—Electrical License Account	\$	1,209.30
General Fund—State Timber Reserve Account	\$	44,448.93
General Fund—Optometry Account	\$	391.55
General Fund—Public Facilities Construction Loan and Grant Revolving Account	\$	1,148.00
General Fund—Real Estate Commission Account	\$	1,640.73
General Fund—Reclamation Revolving Account	\$	10,602.30
General Fund—Sanitations Licensing Account	\$	560.35
General Fund—Landowners' Forest Fire Suppression Account	\$	18,173.52
General Fund—Motor Transport Account	\$	1,494.41
General Fund—Aeronautics Account	\$	72,609.00
General Fund—Resource Management Cost Account	\$	12,500.53
General Fund—Litter Control Account	\$	1,207.35
General Fund—Traffic Safety Education Account	\$	483.77
General Fund—State and Local Improvements Revolving Account—Waste Disposal Facilities	\$	28.15
General Fund—Outdoor Recreation Account	\$	5,381.57
General Fund—State Building Authority Construction Account	\$	1,475.00
General Fund—Vehicle Title Guarantee Account	\$	3,300.00
Fertilizer, Agriculture, Mineral and Lime Fund	\$	74.00

Seed Fund	\$	16.00
Seattle Armory Fund	\$	1,372.84
State Game Fund	\$	22,762.36
Grain and Hay Inspection Fund	\$	54.00
Highway Safety Fund	\$	1,490.51
Motor Vehicle Fund	\$	31,683.91
Public Service Revolving Fund	\$	4,009.25
Unemployment Compensation Administration Fund	\$	41,775.63
Clark-McNary Fund	\$	25,338.83
State Treasurer's Service Fund	\$	1,070.59
State Coastal Protection Fund	\$	262.98
General Administration Facilities and Services Revolving Fund	\$	9,946.27
Liquor Revolving Fund	\$	2,282.93
Accident Fund	\$	6,999.73
Medical Aid Fund	\$	2,497.78
Retirement System Expense Fund	\$	1,641.30
Teachers' Retirement Fund	\$	413.42
The Retirement System Fund	\$	587.21
Total Appropriation	\$	330,934.00

NEW SECTION. Sec. 173. The following sums, or so much thereof as shall severally be found necessary, are hereby appropriated and authorized to be expended out of the several funds indicated, for the period July 1, 1979, to June 30, 1981.

SUNDRY CLAIMS

General Fund Appropriations, except as otherwise provided, for relief of various individuals, firms, and corporations for sundry claims and for the reason that the state of Washington recognizes a moral obligation to these claimants. These appropriations are to be disbursed on vouchers approved by the chief fiscal officer of the executive branch, except as otherwise provided, as follows:

- (1) HAROLD GIVENS, CARL KASZYCKI, Judgment against the state in Residents for a Planned Peninsula et al. vs. DSHS
- (2) ARCHITECTURAL WOODS, INC., Judgment against the state in Architectural Woods vs. the State: PROVIDED, That the chief fiscal officer of the executive branch is authorized and directed to draw up a separate voucher, such voucher to be presigned by Architectural Woods, Inc. or by its directors prior to the release of the warrant, which voucher shall state: "By the acceptance of this amount the undersigned release the state of Washington and all political subdivisions thereof, and their agents, from any further claims, except that the state may become liable for interest payment accruing from October 27, 1977, if, and only if, it is so ordered by the Supreme Court of Washington."
- (3) DAVID PARKER AND DENTON P. ANDREWS, Payment of writ of mandate for costs assessed against the state in State vs. David C. Parker
- (4) EVERGREEN PLAZA INVESTORS AND EVERGREEN DEVELOPMENT CORP., Judgment against the state in Evergreen Plaza Investors

	vs. Washington State Higher Education Assistance Authority, et al., for breach of contract	\$	7,937.70
(5)	LLOYD STEWART AND JOE McADAMS, Payment of costs assessed against the state in State vs. Lloyd Paul Stewart	\$	24.74
(6)	THOMAS M. WRIGHT, Payment of costs assessed against the state in State ex rel. Seeze vs. Thomas Marion Wright	\$	92.00
(7)	MOE BIRNBAUM, Payment of guardian ad litem services performed for the state: PROVIDED, That the state shall have subrogation rights to payment of such services against the defendant in State ex rel. Evon vs. David S. F. Fijalka	\$	200.00
(8)	GRACIE BROCK AND JOHN A. BARLOW, Payment of costs assessed against the state in dismissal of murder charge	\$	774.70
(9)	CHRISTIANSEN BROTHERS, INC., Judgment on settlement agreement, together with accrual of interest at 8% per annum from June 6, 1977: PROVIDED, That payment come from the State Higher Education Construction Account	\$	204,120.00
(10)	STEVE TROUTMAN, Payment of cost bill and remittitur No. 44748 from Washington Supreme Court in State vs. Troutman	\$	522.94
(11)	UNION PACIFIC RAILROAD, Payment of settled amount for demurrage charges	\$	33,940.00
(12)	PHYLLIS ALM, Payment of retirement contributions: PROVIDED, That payment shall come from the Retirement Systems Fund	\$	211.27
(13)	EUGENIA STOWE, Payment of retirement contributions: PROVIDED, That payment shall come from the Retirement Systems Fund	\$	90.39
(14)	NARAMORE, BAIN, BRADY AND JOHANSON, ARCHITECTS, Final payment due on contract: PROVIDED, That payment shall come from the State Higher Education Construction Account: PROVIDED FURTHER, That the chief fiscal officer of the executive branch is directed and authorized to draw up a separate voucher, such voucher to be presigned by Naramore, et al., or its directors, prior to the release of the warrant, which voucher shall state: "By the acceptance of this amount the undersigned release the state of Washington and all political subdivisions thereof, and their agents, from any further claims with regard to the contract for services upon the physical sciences building at WSU."	\$	44,771.68
(15)	DAVID WEBB, Payment for unjust imprisonment: PROVIDED, That the chief fiscal officer of the executive branch is authorized and directed to draw up a separate voucher to be presigned by David Webb prior to the release of the warrant, which voucher shall state: "By the acceptance of this amount the undersigned releases the state of		

	Washington and all political subdivisions thereof, and their agents, from any further claims with regard to payment of relief for unjust imprisonment."	\$	20,000.00
(16)	DAVID ABRAHAM BLOCH, Judgment for costs of dismissal of felony charge in State vs. Bloch	\$	110.00
(17)	RUTH PALMER, Payment pursuant to order of mandamus for costs assessed against the state in Palmer et al. vs. State Personnel Board	\$	107.00
(18)	BURRELL FINDLAY, Payment of claim for damage to certain heavy machinery incurred while performing voluntary emergency services for the highway department: PROVIDED, That the chief fiscal officer of the executive branch is authorized and directed to draw up a separate voucher to be presigned by Mr. Burrell Findlay prior to the release of the warrant, which voucher shall state: "By the receipt of this amount, the undersigned releases the state of Washington and all political subdivisions thereof, and their agents, from any further claim with regard to property damage incurred while performing volunteer services for the highway department."	\$	13,000.00
(19)	DEPARTMENT OF SOCIAL AND HEALTH SERVICES, Payment for claims outstanding submitted to the department after the 60-day statutory limit: PROVIDED, That such claims shall be paid at fifty percent of their approved value: PROVIDED FURTHER, That \$90,000 shall be from federal sources	\$	1,100,000.00
(20)	EDMOND WARD, Payment for loss of personal tools while such were under security protection of department of transportation	\$	167.84
(21)	RUSSELL E. JOHNSON, Payment for loss of personal tools while such were under security protection of department of transportation	\$	421.77
(22)	MRS. HARRY FOSTER, Payment of balance of deceased husband's retirement contributions: PROVIDED, That such payment shall represent full and complete satisfaction of this obligation by the state: PROVIDED FURTHER, That payment shall come from the Judges' Retirement Systems Fund	\$	1,488.99
(23)	MRS. DEL CARY SMITH, Payment in full of deceased husband's retirement contributions, such payment to come from the Judges' Retirement Systems Fund	\$	15,836.36
(24)	WILLIAM VAN KLAVEREN, Payment of retirement contributions: PROVIDED, That payment shall come from the Retirement Systems Fund	\$	550.72
(25)	FLORENCE R. STANDING, Payment for relief, plus interest, for death of the husband of Florence Standing in the amount which would have been payable under the Victims of Crimes Act if section 8, chapter 302, Laws of 1977 ex. sess. had been made		

retroactive to apply to Florence Standing's claim: PROVIDED, That this retroactive payment of relief measured by the Victims of Crimes Act does not preclude the claimant from seeking additional judicial relief.

	\$	10,290.00
(26) VIRGIL PRICE, Payment for watch stolen during holdup of state liquor store: PROVIDED, That payment shall come from the Liquor Revolving Fund—State	\$	150.00
(27) GRACE AND GEORGE BURTON, For relief of the death of their daughter, payment of the amount provided for under the Victims of Crimes Act: PROVIDED, That this retroactive payment of relief does not preclude the claimant from seeking additional judicial relief.	\$	1,182.00
(28) UNITED NURSING HOMES, ET AL., Plaintiffs in Thurston County Superior Court cases 55007 and 55613, to be disbursed by the court upon recommendation of the settlement reviewer pursuant to agreed judgment entered on December 28, 1978: PROVIDED, That not more than \$4,100,000 shall be from state funds	\$	8,200,000.00

NEW SECTION. Sec. 174. FOR THE DEPARTMENT OF GENERAL ADMINISTRATION

(1) Acquire land and construct modular building to provide temporary space during campus remodeling, and for longer range industrial-type use.

		Reappropriation	Appropriation
GF, State Bldg Constr Acct—State		-0-	7,000,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	7,000,000	7/80

(2) Complete remodeling and renovation of Old Capitol Building and provide for increased costs due to delays.

		Reappropriation	Appropriation
GF, State Bldg Constr Acct—State		3,558,000	713,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	4,271,000	9/82

(3) Complete remodeling and renovation of Insurance Building—Phase II.

		Reappropriation	Appropriation
GF, State Bldg Constr Acct—State		986,000	-0-
Project Costs Through	Estimated Costs 7/1/81 and	Estimated Total Costs	Estimated Completion Date

6/30/79	Thereafter		
14,000	-0-	1,000,000	1/82

(4) Provide for increased costs due to delays in remodeling and renovation of Insurance Building.

		Reappropriation	Appropriation
GF, Cap Bldg Constr Acct—State		554,000	834,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	1,388,000	1/82

(5) Complete air conditioning of west campus buildings.

		Reappropriation	Appropriation
GF, Cap Bldg Constr Acct—State		687,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
400,000	-0-	1,087,000	6/81

(6) Complete capitol campus safety circulation and master plan implementation and provide for cost increases: PROVIDED, That the department of general administration shall insure in the demolition of the courthouse that the artwork in the front of the building (the eagles) is not destroyed or damaged and such items shall be made available to the city of Tenino.

		Reappropriation	Appropriation
GF, Cap Bldg Constr Acct—State		532,000	277,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
43,000	-0-	852,000	6/81

(7) Install hardware to monitor energy consumption in state offices.

		Reappropriation	Appropriation
GF, Cap Bldg Constr Acct—State		300,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
655,000	-0-	955,000	6/81

(8) Replace power house equipment.

		Reappropriation	Appropriation
GF, Cap Bldg Constr Acct—State		-0-	126,000
Project Costs	Estimated Costs	Estimated Total	Estimated Completion

Through 6/30/79	7/1/81 and Thereafter	Costs	Date
-0-	-0-	126,000	6/81

(9) Miscellaneous repairs and renovations on the capitol campus.

		Reappropriation	Appropriation
GF, Cap Bldg Constr Acct		300,000	885,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
157,150	-0-	1,342,150	6/81

(10) Various mechanical and electrical repairs on the capitol campus.

		Reappropriation	Appropriation
GF, Cap Bldg Constr Acct—State		-0-	951,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	951,000	6/81

(11) Major electrical—rewire old buildings, rebalance and install new panels, and revise campus loop system.

		Reappropriation	Appropriation
GF, State Bldg Constr Acct—State		-0-	2,722,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	2,722,000	6/81

(12) Elevator and escalator repairs and modifications.

		Reappropriation	Appropriation
GF, Cap Bldg Constr Acct—State		-0-	506,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	506,000	7/82

(13) Correct garage and plaza leaks—Phase I.

		Reappropriation	Appropriation
GF, Cap Purch & Dev Acct—State		-0-	590,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	220,000	810,000	6/85

(14) Clean and seal exterior of Legislative Building.

		Reappropriation	Appropriation
GF, Cap Bldg Constr Acct—State		—0—	357,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
—0—	—0—	357,000	6/80

(15) Complete construction of Office Building No. 2.

		Reappropriation	Appropriation
GF, State Bldg Constr Acct		35,000	—0—
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
171,700	—0—	207,000	6/80

(16) Rehabilitate Capitol Lake by dredging lake bottom, disposing of sediment, and constructing settling basin and waterway improvements.

		Reappropriation	Appropriation
GF, State Bldg Constr Acct		65,000	—0—
General Fund—ORA (Int. 215)		56,000	—0—
General Fund—ORA (LWCF)		55,000	—0—
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
1,845,300	—0—	2,022,000	6/80

(17) Install central chiller plant, air conditioning, and remodel legislative facilities.

		Reappropriation	Appropriation
GF, State Bldg Constr Acct		12,000	—0—
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
41,000	—0—	53,000	6/80

(18) Remodel campus buildings to ensure that all areas of the campus are accessible to the physically handicapped.

		Reappropriation	Appropriation
GF, Cap Bldg Constr Acct		60,000	—0—
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
140,000	—0—	200,000	6/80

(19) To provide minor building alterations or renovations for section 504 hand-icapped access compliance to existing facilities on or surrounding the capitol campus.

		Reappropriation	Appropriation
GF, Cap Bldg Constr Acct		-0-	290,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	290,000	6/81

(20) For design and construction of a general office building.

		Reappropriation	Appropriation
GF, State Bldg Constr Acct		-0-	1,800,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	27,200,000	29,000,000	6/81

(21) To construct visitor parking facilities and an information center on the west capitol campus.

		Reappropriation	Appropriation
GF, Cap Bldg Constr Acct		-0-	266,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	266,000	6/81

(22) Develop recreational site at Capitol Lake.

		Reappropriation	Appropriation
General Fund—ORA (HJR 52)		-0-	30,000
General Fund—ORA (LWCF)		-0-	30,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	60,000	6/81

(23) Legislative chambers art work.

		Reappropriation	Appropriation
GF, Cap Bldg Constr Acct		-0-	200,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	200,000	6/81

(24) Defense costs for two claims by contractors against the state dealing with construction of Office Building No. 2.

		Reappropriation	Appropriation
GF, Cap Bldg Constr Acct—State		—0—	250,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
—0—	—0—	250,000	6/81

NEW SECTION. Sec. 175. FOR THE MILITARY DEPARTMENT

(1) Construct and equip a 600-man armory at Camp Murray.

		Reappropriation	Appropriation
GF, State Bldg Constr Acct—State		225,000	—0—
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
300,000	—0—	525,000	7/79

(2) Acquire land for 400-man armory in Vancouver.

		Reappropriation	Appropriation
General Fund—State		50,000	—0—
GF, State Bldg Constr Acct—State		50,000	—0—
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
—0—	—0—	563,000	6/81

(3) Provide preconstruction funds to plan for federally funded or partial federally funded projects state-wide.

		Reappropriation	Appropriation
General Fund—State		10,000	—0—
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
29,000	20,000	59,000	6/85

(4) Acquire land for 200-man armory in Walla Walla.

		Reappropriation	Appropriation
GF, State Bldg Constr Acct—State		—0—	138,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
10,000	622,000	770,000	9/83

(5) Replace furnace fire units at various armories.

		Reappropriation	Appropriation
General Fund—State		-0-	59,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	59,000	6/81

(6) Schematic planning for future projects.

		Reappropriation	Appropriation
General Fund—State		-0-	20,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
20,000	30,000	70,000	6/85

(7) Provide for minor construction and site improvement projects.

		Reappropriation	Appropriation
General Fund—State		56,000	70,000
GF, State Bldg Constr Acct—State		36,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
1,330	85,000	248,230	6/85

(8) Heating system and minor repairs for Tacoma armory.

		Reappropriation	Appropriation
GF, State Bldg Constr Acct—State		-0-	200,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	200,000	1/80

NEW SECTION. Sec. 176. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—FOR THE ADMINISTRATIVE AND SUPPORT SERVICES PROGRAM (HEADQUARTERS)

(1) To construct and equip community social and health services facilities (Referendum 29).

		Reappropriation	Appropriation
GF, LIRA, DSHS Fac		4,200,000	-0-
Project Costs Through	Estimated Costs 7/1/81 and	Estimated Total Costs	Estimated Completion Date

6/30/79	Thereafter		
20,800,000	-0-	25,000,000	7/81

(2) To repair and improve utilities and facilities—Omnibus.

		Reappropriation	Appropriation
DSHS Constr Acct		300,000	2,458,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
1,900,000	-0-	4,658,000	6/81

(3) To provide contingency expenses on department of social and health services construction projects.

		Reappropriation	Appropriation
DSHS Constr Acct		5,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
497,000	-0-	502,000	9/79

(4) To provide for preplanning funds on future construction projects.

		Reappropriation	Appropriation
DSHS Constr Acct		103,000	750,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
80,000	-0-	933,000	6/81

(5) To provide for demonstration design and testing for solar heating and energy conservation in department of social and health services construction.

		Reappropriation	Appropriation
DSHS Constr Acct		130,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
586,000	-0-	716,000	1/80

(6) To provide for renovation at the Northern State facility to permit use for mental health programs.

		Reappropriation	Appropriation
DSHS Constr Acct		1,000,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and	Estimated Total Costs	Estimated Completion Date

6/30/79	Thereafter		
500,000	-0-	1,500,000	9/79

(7) To provide new water supply facilities for Medical Lake institutions.

		Reappropriation	Appropriation
DSHS Constr Acct		-0-	520,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	520,000	4/80

(8) To provide funding for department of social and health services compliance with section 504 relating to handicapped access to facilities.

		Reappropriation	Appropriation
DSHS Constr Acct		-0-	562,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	562,000	6/81

NEW SECTION. Sec. 177. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—FOR THE ADULT CORRECTIONS PROGRAM

(1) To construct and equip one 100-bed honor camp.

		Reappropriation	Appropriation
DSHS Constr Acct		3,260,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
40,000	-0-	3,300,000	7/80

(2) To renovate and repair roofs, Washington Corrections Center.

		Reappropriation	Appropriation
DSHS Constr Acct		255,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
521,000	-0-	776,000	10/79

(3) To remodel food service area and replace obsolete equipment, Washington State Penitentiary; except that, if construction has not begun by 3/1/80, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
DSHS Constr Acct		1,993,000	-0-
Project Costs	Estimated Costs	Estimated Total	Estimated Completion

Through 6/30/79	7/1/81 and Thereafter	Costs	Date
-0-	-0-	1,993,000	1/81

(4) For remodeling of dental areas, Washington State Penitentiary; except that, if construction has not begun by 2/1/80, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
CEP & RI Acct		145,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	145,000	6/80

(5) To improve security, facilities, and utilities, Washington State Penitentiary; except that, if construction has not begun by 9/1/80, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
DSHS Constr Acct		-0-	5,924,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
101,000	6,966,000	12,991,000	6/84

(6) To construct and equip two 120-bed medium security units, Washington Corrections Center; except that, if construction has not begun by 5/1/80, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
DSHS Constr Acct		42,000	6,850,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
25,000	-0-	6,917,000	9/81

(7) To convert 300-bed minimum security building at Walla Walla to medium security facility; except that, if construction has not begun by 8/1/80, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
DSHS Constr Acct		100,000	5,275,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
53,000	1,690,000	7,118,000	6/83

(8) To convert former women's quarters to 100-bed minimum custody unit, Washington State Penitentiary; except that, if construction has not begun by

5/1/80, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
DSHS Constr Acct		321,000	1,073,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
19,000	-0-	1,412,000	3/81

(9) To construct and equip maximum security facility, Washington State Reformatory.

		Reappropriation	Appropriation
DSHS Constr Acct		8,342,000	1,654,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
2,058,000	-0-	12,054,000	7/81

(10) To provide fire and safety improvements, Washington State Penitentiary; except that, if construction has not begun by 5/1/80, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
General Fund—State		23,000	-0-
DSHS Constr Acct		-0-	749,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
128,000	-0-	900,000	1/81

(11) To provide fire and safety improvements, Washington State Reformatory; except that, if construction has not begun by 11/1/80, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
DSHS Constr Acct		-0-	1,304,000
CEP & RI Acct		350,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
27,000	-0-	1,681,000	9/81

(12) To renovate and expand visiting/dining/recreation facilities, Washington State Reformatory; except that, if construction has not begun by 12/1/80, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
DSHS Constr Acct		-0-	1,524,000

Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	1,524,000	2/82

(13) To renovate and convert gang showers to individual showers, Washington State Penitentiary; except that, if construction has not begun by 6/1/80, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
DSHS Constr Acct		-0-	402,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	402,000	3/81

(14) To provide three prefabricated steel buildings, Washington State Reformatory; except that, if construction has not begun by 3/15/80, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
DSHS Constr Acct		-0-	386,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	386,000	8/80

(15) To construct and equip multipurpose building, Pine Lodge Correction Center; except that, if construction has not begun by 9/1/80, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
DSHS Constr Acct		-0-	248,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	248,000	4/81

(16) To renovate and expand Industries Building, Washington State Penitentiary; except that, if construction has not begun by 5/1/80, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
General Fund—Federal		-0-	414,000
DSHS Constr Acct		-0-	305,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	719,000	11/80

(17) To renovate and repair roofs, Washington Corrections Center; except that, if construction has not begun by 11/1/79, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
DSHS Constr Acct		273,000	346,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
503,000	-0-	1,122,000	8/80

(18) To repair perimeter walls, Washington State Reformatory; except that, if construction has not begun by 7/1/80, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
DSHS Constr Acct		-0-	617,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	617,000	11/80

(19) To purchase and install an electronic perimeter security system, Washington Corrections Center.

		Reappropriation	Appropriation
DSHS Constr Acct		300,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
76,000	-0-	376,000	7/79

(20) To renovate and open work training release facility, Geiger Field.

		Reappropriation	Appropriation
DSHS Constr Acct		600,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
20,000	-0-	620,000	1/80

(21) To renovate and repair roofs, Women's Treatment Center; except that, if construction has not begun by 6/1/80, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
DSHS Constr Acct		-0-	112,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date

6/30/79	Thereafter		
-0-	-0-	112,000	10/80

NEW SECTION, Sec. 178. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—FOR THE JUVENILE REHABILITATION PROGRAM

(1) To expand and upgrade water system, Mission Creek Youth Camp; except that, if construction has not begun by 7/1/79, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
CEP & RI Acct		44,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
1,000	-0-	45,000	6/80

(2) To construct, and/or purchase and equip a group home in Eastern Washington in other than a class A county; except that, if construction has not begun by 10/1/80, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
DSHS Constr Acct		-0-	423,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	988,600	9/81

(3) To replace security windows, Maple Lane School; except that, if construction has not begun by 6/1/80, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
DSHS Constr Acct		-0-	231,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	231,000	9/80

(4) To construct and equip academic/vocational building, Naselle Youth Camp; except that, if construction has not begun by 8/1/80, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
DSHS Constr Acct		-0-	1,851,000
Project Costs Through	Estimated Costs 7/1/81 and	Estimated Total Costs	Estimated Completion Date

6/30/79	Thereafter		
-0-	-0-	1,851,000	5/81

(5) To construct and equip multiservice building, Maple Lane School; except that, if construction has not begun by 7/1/80, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
DSHS Constr Acct		-0-	2,640,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	2,640,000	1/82

(6) To renovate and replace steam plant, Maple Lane School; except that, if construction has not begun by 1/1/80, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
DSHS Constr Acct		24,000	2,965,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
16,000	-0-	3,005,000	6/81

(7) To renovate and repair roofs, Maple Lane School; except that, if construction has not begun by 5/1/80, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
DSHS Constr Acct		-0-	321,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	321,000	9/80

(8) To renovate and repair roofs, Green Hill School; except that, if construction has not begun by 5/1/80, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
DSHS Constr Acct		-0-	502,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	502,000	9/80

(9) To provide fire and safety improvements, Maple Lane School; except that, if construction has not begun by 3/1/80, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
DSHS Constr Acct		-0-	318,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	318,000	10/80

(10) For remodeling of dormitories, Mission Creek Youth Camp; except that, if construction has not begun by 11/1/79, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
CEP & RI Acct		13,000	-0-
DSHS Constr Acct		-0-	293,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
2,000	-0-	308,000	6/80

NEW SECTION. Sec. 179. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—FOR THE MENTAL HEALTH PROGRAM

(1) To provide matching funds to construct and equip a mental health wing at Children's Orthopedic Hospital.

		Reappropriation	Appropriation
DSHS Constr Acct		177,000	-0-
General Fund—Federal		289,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
1,723,000	-0-	2,189,000	4/80

(2) To improve security of the mentally ill offenders facility at Eastern State Hospital.

		Reappropriation	Appropriation
DSHS Constr Acct		50,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
50,000	-0-	100,000	9/79

(3) Construct covered fuel storage and conveyor system, Western State Hospital; except that, if construction has not begun by 8/1/79, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
DSHS Constr Acct		350,000	230,000
Project	Estimated	Estimated	Estimated

Costs Through 6/30/79	Costs 7/1/81 and Thereafter	Total Costs	Completion Date
4,000	-0-	584,000	4/80

(4) To renovate for accreditation, Western State Hospital.

		Reappropriation	Appropriation
DSHS Constr Acct		1,200,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
300,000	-0-	1,500,000	1/80

(5) Design, construct, and equip 225-bed modular facility for nonoffender populations, Western State Hospital; except that, if construction has not begun by 6/1/80, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
DSHS Constr Acct		372,000	21,293,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
328,000	-0-	21,993,000	6/82

(6) Design, construct, and equip 130-bed modular facility for nonoffender populations, Eastern State Hospital; except that, if construction has not begun by 7/1/80, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
DSHS Constr Acct		100,000	12,035,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
200,000	-0-	12,335,000	7/82

(7) Renovate per accreditation requirements, Eastern State Hospital; except that, if construction has not begun by 4/1/80, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
DSHS Constr Acct		-0-	487,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	487,000	6/81

(8) Preliminary design and working drawings to construct elevated water tower, Western State Hospital.

		Reappropriation	Appropriation
DSHS Constr Acct		40,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
10,000	-0-	50,000	9/79

(9) Repair roofs, Western State Hospital; except that, if construction has not begun by 2/1/80, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
DSHS Constr Acct		-0-	1,031,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	1,031,000	12/80

NEW SECTION. Sec. 180. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—FOR THE DEVELOPMENTAL DISABILITIES PROGRAM

(1) To provide fire and safety improvements and secondary source of power, School for the Deaf; except that, if construction has not begun by 9/15/79, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
General Fund—State		38,000	-0-
DSHS Constr Acct		-0-	381,000
CEP & RI Acct		41,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
12,000	-0-	472,000	3/80

(2) To upgrade utilities and complete Phase I, Rainier School.

		Reappropriation	Appropriation
DSHS Constr Acct		1,400,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
1,791,000	-0-	3,191,000	6/81

(3) To renovate kitchen, primary area, and administration building, School for the Blind.

Reappropriation	Appropriation
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General Fund—State		1,000	—0—
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
319,000	—0—	320,000	4/80

(4) To renovate and repair facilities and utility system, School for the Blind.

DSHS Constr Acct		Reappropriation	Appropriation
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
163,000	—0—	383,000	4/80

(5) Supplemental funding to complete construction and provide equipment for Phase I, Lakeland Village.

DSHS Constr Acct		Reappropriation	Appropriation
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
4,240,000	—0—	6,152,000	4/80

(6) To design and construct Phase II, Lakeland Village.

DSHS Constr Acct		Reappropriation	Appropriation
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
—0—	—0—	9,421,000	3/82

(7) To design and construct Phase II, Rainier School; except that, if construction has not begun by 5/1/80, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

DSHS Constr Acct		Reappropriation	Appropriation
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
—0—	—0—	16,832,000	6/82

(8) Roof repair for Cerebral Palsy Center, Rainier School; except that, if construction has not begun by 7/1/79, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

Reappropriation	Appropriation
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DSHS Constr Acct		-0-	379,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	379,000	2/80

(9) Repair and upgrade utilities, Phase III, Fircrest School.

DSHS Constr Acct		Reappropriation	Appropriation
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
400,000	-0-	3,890,000	1/82

(10) Renovation of Primary and Administration buildings, Phase II, School for the Blind; except that, if construction has not begun by 10/15/79, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

DSHS Constr Acct		Reappropriation	Appropriation
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	619,000	4/80

(11) Renovate heating and ventilation system, Interlake School; except that, if construction has not begun by 1/1/81, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

DSHS Constr Acct		Reappropriation	Appropriation
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	527,000	8/81

(12) Purchase land, complete preliminary design and construct one cottage, Frances Haddon Morgan Children's Center; except that, if preliminary drawings have not begun by 10/1/79, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

DSHS Constr Acct		Reappropriation	Appropriation
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	5,389,000	6,556,000	6/83

(13) Design and construction funds for Yakima Valley School.

		Reappropriation	Appropriation
DSHS Constr Acct		-0-	1,546,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	2,193,000	3,626,000	8/82

(14) To replace roofs at Rainier School; except that, if construction has not begun by 3/1/80, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
DSHS Constr Acct		-0-	564,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	564,000	9/80

(15) New water service, School for the Blind; except that, if construction has not begun by 8/15/79, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
CEP & RI Acct		-0-	139,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	139,000	11/79

(16) Renovate laundry, Fircrest School; except that, if construction has not begun by 10/1/80, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
DSHS Constr Acct		-0-	422,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	422,000	4/81

(17) Enclose courtyards, Fircrest School; except that, if construction has not begun by 11/15/79, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
CEP & RI Acct		10,000	136,000
Project Costs	Estimated Costs	Estimated Total	Estimated Completion

Through 6/30/79	7/1/81 and Thereafter	Costs	Date
-0-	-0-	146,000	4/80

(18) To provide site development of a community recreation and horticulture training center for the handicapped, to be located at the former NIKE-Ajax site in South King County.

		Reappropriation	Appropriation
DSHS Constr Acct		-0-	500,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	500,000	1/81

NEW SECTION. Sec. 181. FOR THE DEPARTMENT OF VETERANS AFFAIRS

(1) To provide fire safety and health improvements at the Veterans' Home and Soldiers' Home including construction of a 78-bed nursing facility at the Veterans' Home and a 40-bed nursing addition at the Soldiers' Home.

		Reappropriation	Appropriation
General Fund—Federal		1,674,000	-0-
CEP & RI Acct		30,000	-0-
DSHS Constr Acct		853,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
5,065,000	-0-	7,622,000	9/79

(2) To replace boilers, Soldiers' Home.

		Reappropriation	Appropriation
CEP & RI Acct		119,000	758,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
50,000	-0-	927,000	7/82

(3) To repair and improve utilities and facilities—Omnibus.

		Reappropriation	Appropriation
CEP & RI Acct		-0-	705,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	705,000	6/81

(4) To install underground sprinkler system, Soldiers' Home.

Reappropriation	Appropriation
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CEP & RI Acct		-0-	222,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	222,000	6/80

(5) To construct and equip laundry facility, Veterans' Home.

		Reappropriation	Appropriation
CEP & RI Acct		-0-	1,094,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	1,094,000	9/81

(6) To construct activities therapy facility, Veterans' Home.

		Reappropriation	Appropriation
CEP & RI Acct		-0-	347,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	347,000	9/80

NEW SECTION. Sec. 182. FOR THE JAIL COMMISSION

		Reappropriation	Appropriation
GF, LJICA		-0-	106,000,000

NEW SECTION. Sec. 183. FOR THE DEPARTMENT OF ECOLOGY

(1) To drill four test-observation wells in the 1979-81 fiscal period and additional wells as required in ensuing bienniums.

		Reappropriation	Appropriation
General Fund—Emergency Water Project Revolving Fund—State		-0-	400,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
781,000	1,060,000	2,241,000	6/81

(2) Construct sanitary facilities at various state parks and department of social and health services institutions to include sewage and sink waste disposal and sewage treatment facilities.

		Reappropriation	Appropriation
General Fund—State and Local Improvement Revolving Account—Waste Disposal Facilities: Appropriated pursuant to chapter 127, Laws of 1972 ex. sess. (Ref. 26)		2,928,000	181,000

Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
1,806,000	-0-	4,915,000	6/81

(3) Construct water supply facilities at various state parks to ensure adequate supplies of water which meet water quality standards.

		Reappropriation	Appropriation
General Fund—State and Local Improvement Revolving Account— Water Supply Facilities: Appropriated pursuant to chapter 128, Laws of 1972 ex. sess. (Ref. 27)			
		490,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
247,000	-0-	737,000	6/81

NEW SECTION. Sec. 184. FOR THE STATE PARKS AND RECREATION COMMISSION

(1) Modernization and improvements of various state parks—State-wide.

		Reappropriation	Appropriation
General Fund—State and Local Improvement Revolving Account— Public Recreation Facilities: Appropriated pursuant to section 4(3), chapter 129, Laws of 1972 ex. sess. (Ref. 28)			
		2,290,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
3,664,000	-0-	5,954,000	6/81

(2) Acquisition and development of recreation sites—State-wide: PROVIDED, That the commission place first priority on the completion of development of recreation sites.

		Reappropriation	Appropriation
General Fund—ORA (LWCF)		876,000	-0-
General Fund—ORA (Ref. 28)		1,671,000	-0-
General Fund—ORA (Int. 215)		12,000	-0-
General Fund—ORA (Ref. 18)		84,000	-0-
General Fund—ORA (ATV)		48,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
1,512,000	-0-	4,203,000	6/81

(3) Funds required to pay unanticipated expenditures such as emergency repairs of existing facilities, contract cost overruns, and acquisition of inholdings, easements, etc.

		Reappropriation	Appropriation
General Fund—State and Local Improvement Revolving Account—Public Recreation Facilities: Appropriated pursuant to section 4(3), chapter 129, Laws of 1972 ex. sess. (Ref. 28)			
		-0-	300,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	300,000	6/81

(4) Acquire approximately 122 acres of land at Dash Point south of Dash Point State Park.

		Reappropriation	Appropriation
General Fund—ORA (HJR 52)		-0-	118,000
General Fund—ORA (LWCF)		187,000	117,000
General Fund—ORA (Ref. 18)		188,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	610,000	1/80

(5) To install insulation for residences located in various parks throughout the system.

		Reappropriation	Appropriation
General Fund—State and Local Improvement Revolving Account—Public Recreation Facilities: Appropriated pursuant to section 4(3), chapter 129, Laws of 1972 ex. sess. (Ref. 28)			
		-0-	150,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	150,000	6/81

(6) Acquire approximately 330 acres and three miles of river bank at Green River Gorge.

		Reappropriation	Appropriation
General Fund—ORA (HJR 52)		-0-	516,000
General Fund—ORA (LWCF)		-0-	516,000
Project Costs Through	Estimated Costs 7/1/81 and	Estimated Total Costs	Estimated Completion Date

6/30/79	Thereafter		
3,200,000	768,000	5,000,000	6/85

(7) Acquire approximately 80 acres and 1,500 feet of lakefront at Pearrygin Lake.

		Reappropriation	Appropriation
General Fund—ORA (HJR 52)		-0-	187,000
General Fund—ORA (LWCF)		-0-	187,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
150,000	1,000,000	1,524,000	6/85

(8) Acquire inholdings at Conconully State Park.

		Reappropriation	Appropriation
General Fund—ORA (HJR 52)		-0-	8,000
General Fund—ORA (LWCF)		-0-	8,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	16,000	7/80

(9) Renovate and expand day use facility for ocean beach access at Copalis and Joe Creek.

		Reappropriation	Appropriation
General Fund—ORA (HJR 52)		-0-	187,000
General Fund—ORA (LWCF)		-0-	186,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	373,000	11/80

(10) Develop 50-unit campground, roadway, and parking facilities at Green River Gorge.

		Reappropriation	Appropriation
General Fund—ORA (HJR 52)		-0-	524,000
General Fund—ORA (LWCF)		-0-	476,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	21,000	1,021,000	4/81

(11) Construct parking area for overflow periods at Battle Ground Lake.

		Reappropriation	Appropriation
General Fund—ORA (HJR 52)		-0-	21,000
General Fund—ORA (LWCF)		-0-	20,000

Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	41,000	6/81

(12) Develop 50-unit camping area with associated facilities at Manchester.

	Reappropriation	Appropriation
General Fund—ORA (HJR 52)	-0-	208,000
General Fund—ORA (LWCF)	-0-	207,000

Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	415,000	6/80

(13) Construct two additional boat launch ramps at Fort Canby State Park.

	Reappropriation	Appropriation
General Fund—ORA (Int. 215)	-0-	44,000
General Fund—ORA (LWCF)	-0-	44,000

Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	88,000	5/81

(14) Develop campground facilities at Spencer Spit.

	Reappropriation	Appropriation
General Fund—ORA (HJR 52)	-0-	319,000
General Fund—ORA (LWCF)	-0-	319,000

Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	638,000	11/80

(15) Acquire land and trail easements for trailhead facilities at Squak Mountain.

	Reappropriation	Appropriation
General Fund—ORA (HJR 52)	-0-	39,000
General Fund—ORA (LWCF)	-0-	39,000

Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	78,000	7/80

(16) Acquire the Bradley site in central Puget Sound.

	Reappropriation	Appropriation
General Fund—ORA (HJR 52)	-0-	600,000

General Fund—ORA (LWCF)		-0-	600,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	1,200,000	6/81

(17) To design, construct, and equip a Lewis and Clark interpretive center at Chief Timothy park.

General Fund—ORA (HJR 52)		Reappropriation -0-	Appropriation 160,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	160,000	6/81

(18) Acquire the Goldendale observatory site.

General Fund—ORA (HJR 52)		Reappropriation -0-	Appropriation 100,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	100,000	6/81

(19) Renovate the day use area at Camp Wooten State Park.

General Fund—ORA (HJR 52)		Reappropriation -0-	Appropriation 55,000
General Fund—ORA (LWCF)		-0-	54,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	109,000	6/81

(20) Acquire frontage at or near the abandoned townsite of Frankfort on the Columbia River.

General Fund—ORA (HJR 52)		Reappropriation -0-	Appropriation 150,000
General Fund—ORA (LWCF)		-0-	150,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	700,000	1,000,000	1/81

(21) Acquire additional property for Scenic Beach State Park in Kitsap county.

Reappropriation	Appropriation
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General Fund—ORA (HJR 52)		-0-	175,000
General Fund—ORA (LWCF)		-0-	175,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	350,000	6/81

(22) Acquire the Matelich site in central Puget Sound.

		Reappropriation	Appropriation
General Fund—ORA (HJR 52)		-0-	150,000
General Fund—ORA (LWCF)		-0-	150,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	300,000	6/81

(23) Acquire approximately five acres of the property known as Kubota Gardens.

		Reappropriation	Appropriation
General Fund—ORA (HJR 52)		-0-	125,000
General Fund—ORA (LWCF)		-0-	125,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	250,000	6/81

(24) Acquire portions of river bank on the Green River.

		Reappropriation	Appropriation
General Fund—ORA (HJR 52)		-0-	375,000
General Fund—ORA (LWCF)		-0-	375,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	750,000	6/81

(25) Construct day-use facilities at Clallam Bay spit.

		Reappropriation	Appropriation
General Fund—ORA (HJR 52)		-0-	90,000
General Fund—ORA (LWCF)		-0-	89,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	179,000	6/81

(26) Acquire recreational property at Beards Hollow.

		Reappropriation	Appropriation
General Fund—ORA (HJR 52)		-0-	400,000
General Fund—ORA (LWCF)		-0-	400,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	800,000	6/81

(27) Acquire additional property for Penrose Point State Park.

		Reappropriation	Appropriation
General Fund—ORA (HJR 52)		-0-	175,000
General Fund—ORA (LWCF)		-0-	175,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	350,000	6/81

(28) Acquire approximately 700 feet of waterfront and 65 acres of uplands at Haley Property.

		Reappropriation	Appropriation
General Fund—ORA (HJR 52)		-0-	150,000
General Fund—ORA (LWCF)		-0-	150,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
300,000	300,000	900,000	6/81

NEW SECTION. Sec. 185. FOR THE DEPARTMENT OF COMMERCE AND ECONOMIC DEVELOPMENT

(1) \$5,000,000 for the planning, design, construction, furnishing and landscaping of a multi-theatre international performing arts facility designated as the "Pacific Northwest festival facility" located in south King county in the vicinity of Federal Way. The appropriation contained in this section shall not be expended until the state is in receipt of \$15,000,000 from the federal government and/or other sources. Should federal legislation dictate that the facility be owned by the federal government, the state moneys shall be granted to such federal administering agency which is representing the federal government.

		Reappropriation	Appropriation
GF, Pacific Northwest Festival Facility Constr Acct		-0-	5,000,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	5,000,000	6/81

(2) To provide matching grants for the planning, design, construction, furnishing, and landscaping of two regionally based performing arts facilities, to be known as the "Washington center for the performing arts" facility located in Thurston county within the area of the city of Olympia, and "the Pantages theatre" facility located in Pierce county within the area of the city of Tacoma.

		Reappropriation	Appropriation
GF, Cultural Facilities Constr Acct		-0-	3,000,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	3,000,000	6/81

NEW SECTION. Sec. 186. FOR THE DEPARTMENT OF FISHERIES

(1) Renovate and make improvements to meet safety, health, and environmental regulations.

		Reappropriation	Appropriation
GF, Fish Cap Proj Acct		455,000	2,440,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
4,726,000	725,000	8,346,000	6/81

(2) Provide necessary replacement and alterations to facilities at various hatchery locations state-wide.

		Reappropriation	Appropriation
GF, Fish Cap Proj Acct		1,271,000	1,635,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
1,131,000	250,000	4,287,000	6/81

(3) Improve operation and production efficiency of existing facilities state-wide.

		Reappropriation	Appropriation
General Fund—Federal		-0-	575,000
GF, Fish Cap Proj Acct		743,000	941,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
625,000	958,000	3,842,000	6/81

(4) Complete various enhancements projects, state-wide.

		Reappropriation	Appropriation
GF, Sal Enhmt Constr Acct		24,060,000	3,541,000
General Fund—Federal		1,024,000	650,000
Project	Estimated	Estimated	Estimated

Costs Through 6/30/79	Costs 7/1/81 and Thereafter	Total Costs	Completion Date
5,125,000	-0-	34,400,000	9/81

(5) Complete various recreation projects funded through the interagency committee for outdoor recreation.

		Reappropriation	Appropriation
General Fund—ORA (Ref. 28)		573,000	-0-
General Fund—ORA (LWCF)		1,136,000	-0-
General Fund—ORA (Int. 215)		160,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
933,000	-0-	2,802,000	6/81

(6) Complete capital facility improvements to support the shellfish research and production program state-wide.

		Reappropriation	Appropriation
GF, Fish Cap Proj Acct		103,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
155,000	-0-	258,000	6/80

(7) Construct four additional saltwater rearing pens for research and enhancement of juvenile lingcod and mussel cultures.

		Reappropriation	Appropriation
GF, Fish Cap Proj Acct		-0-	71,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	71,000	6/80

(8) Construct artificial reef structures in ten locations in Puget Sound and Hood Canal for use by recreational fishermen.

		Reappropriation	Appropriation
General Fund—ORA (HJR 52)		-0-	205,000
General Fund—ORA (LWCF)		-0-	205,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	410,000	6/81

(9) Construct wooden walkways on top of breakwater structures at Westhaven Cove Marina in Westport to improve safety and ease of access for recreational fishermen.

		Reappropriation	Appropriation
General Fund—ORA (HJR 52)		-0-	62,000
General Fund—ORA (LWCF)		-0-	62,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	124,000	5/81

(10) Construct access walkway and fishing pier atop and extending from the breakwater at the Port of Peninsula Boat Basin at Nahcotta.

		Reappropriation	Appropriation
General Fund—ORA (HJR 52)		-0-	61,000
General Fund—ORA (LWCF)		-0-	60,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	121,000	5/81

(11) Construct access walkway and stairs to east end of Hood Canal bridge, including sanitary facilities, parking, and artificial reef for recreational fishing.

		Reappropriation	Appropriation
General Fund—ORA (HJR 52)		-0-	190,000
General Fund—ORA (LWCF)		-0-	190,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	380,000	12/80

(12) Develop breakwater launch ramp, loading and tie-up floats, sanitary facilities, parking, and other related facilities for recreational fishing at Snow Creek. Upon completion of construction, the department of fisheries shall contract with the state parks and recreation commission for operation of the facility with no user fee charged for use by the general public.

		Reappropriation	Appropriation
General Fund—ORA (Int.215)		-0-	323,000
General Fund—ORA (LWCF)		-0-	322,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	645,000	3/80

(13) Develop parking area for 100 cars for use with Edmonds fishing pier.

Reappropriation	Appropriation
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General Fund—ORA (HJR 52)		—0—	14,000
General Fund—ORA (LWCF)		—0—	13,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
—0—	—0—	27,000	3/80

(14) Complete construction of Seattle and Tacoma fishing piers.

		Reappropriation	Appropriation
General Fund—ORA (HJR 52)		—0—	245,000
General Fund—ORA (LWCF)		—0—	245,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
—0—	—0—	490,000	9/80

NEW SECTION. Sec. 187. FOR THE DEPARTMENT OF GAME

(1) Critical resource acquisition, acquire lands for wildlife habitat, wildlife recreation, and public hunting state-wide.

		Reappropriation	Appropriation
General Fund—ORA (LWCF)		6,000	—0—
General Fund—ORA (Ref. 28)		64,000	—0—
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
83,000	—0—	153,000	6/80

(2) Critical resource development, develop lands to provide recreational opportunities for the public state-wide.

		Reappropriation	Appropriation
General Fund—ORA (LWCF)		56,000	—0—
General Fund—ORA (Ref. 28)		90,000	—0—
General Fund—ORA (Int. 215)		40,000	—0—
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
54,000	—0—	240,000	12/79

(3) Freshwater shorelands development, development of facilities to provide public access to inland waters state-wide.

		Reappropriation	Appropriation
General Fund—ORA (LWCF)		3,000	—0—
General Fund—ORA (Ref. 28)		55,000	—0—
General Fund—ORA (Int. 215)		63,000	—0—
Project	Estimated	Estimated	Estimated

Costs Through 6/30/79	Costs 7/1/81 and Thereafter	Total Costs	Completion Date
89,000	-0-	210,000	12/79

(4) Naches Hatchery, water supply development for raceways and hatcheries.

		Reappropriation	Appropriation
Game Fund—State		107,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
30,000	-0-	137,000	10/79

(5) To construct pollution abatement facilities at the Beaver Creek Hatchery.

		Reappropriation	Appropriation
Game Fund—Federal		561,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
20,000	-0-	581,000	10/79

(6) To construct an equipment and storage shop at Wells Wildlife Recreation Area.

		Reappropriation	Appropriation
Game Fund—Local		14,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
18,000	-0-	32,000	12/79

(7) To construct a seed storage facility at McNary Wildlife Recreation Area.

		Reappropriation	Appropriation
Game Fund—Federal		1,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
2,000	-0-	3,000	12/79

(8) To construct habitat area and wildlife recreation area boundary fencing state-wide.

		Reappropriation	Appropriation
Game Fund—State		29,000	-0-
Game Fund—Federal		110,000	-0-
Project Costs	Estimated Costs	Estimated Total	Estimated Completion

Through 6/30/79	7/1/81 and Thereafter	Costs	Date
48,000	-0-	187,000	11/79

(9) To construct shop and storage area for equipment at the McNary Wildlife Recreation Area.

		Reappropriation	Appropriation
Game Fund—State		2,000	-0-
Game Fund—Federal		7,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
9,000	-0-	18,000	12/79

(10) Remodel existing storage area at Olympia warehouse to provide additional office space and parking.

		Reappropriation	Appropriation
Game Fund—State		100,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
9,000	-0-	109,000	10/79

(11) Sell Auburn Game Farm and distribute existing facilities to Whidbey Island, South Tacoma, and Lewis County Game Farms.

		Reappropriation	Appropriation
Game Fund—State		235,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	235,000	6/81

(12) Relocate Auburn shop activities to Olympia after sale of Auburn Game Farm.

		Reappropriation	Appropriation
Game Fund—State		200,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	200,000	6/81

(13) Provide for repair or replacement under emergency conditions.

		Reappropriation	Appropriation
Game Fund—State		-0-	100,000
Project	Estimated	Estimated	Estimated

Costs Through 6/30/79	Costs 7/1/81 and Thereafter	Total Costs	Completion Date
-0-	200,000	300,000	6/81

(14) Replace 29 sets of outdoor toilets located on game department access areas state-wide.

		Reappropriation	Appropriation
Game Fund—State		-0-	163,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	198,000	361,000	6/81

(15) Provide sedimentation basins at five hatcheries that will collect solid waste from used water for pollution control.

		Reappropriation	Appropriation
Game Fund—State		-0-	218,000
Game Fund—Federal		-0-	22,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	240,000	7/80

(16) Construct an 8-foot high chain link fence to protect rainbow broodstock from vandalism and theft at Tokul Creek Hatchery.

		Reappropriation	Appropriation
Game Fund—State		-0-	11,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	11,000	12/79

(17) Purchase fishing sites and easements to mitigate the fishery loss related to Wells Dam construction.

		Reappropriation	Appropriation
Game Special Wildlife Account		-0-	69,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	69,000	6/81

(18) Design and construct a three bedroom residence with garage, utilities, and roadway plus holding pen for 750 birds at Wells WRA.

		Reappropriation	Appropriation
Game Special Wildlife Account		-0-	108,000

Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	108,000	9/80

(19) Repair pipeline from Lake Whatcom that supplies hatchery with production water.

		Reappropriation	Appropriation
Game Fund—State		-0-	36,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	36,000	9/80

(20) Provide for maintenance and construction of boundary, drift and habitat area fencing and property surveys.

		Reappropriation	Appropriation
Game Fund—Federal		-0-	146,000
Game Fund—State		-0-	49,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	481,000	676,000	7/81

(21) Replace 80 wood troughs and supports at Lake Whatcom Hatchery.

		Reappropriation	Appropriation
Game Fund—State		-0-	38,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	38,000	3/80

(22) Repair or replace fish screens at lake outlets preventing out migration of planted trout.

		Reappropriation	Appropriation
Game Fund—Federal		-0-	53,000
Game Fund—State		-0-	18,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	71,000	6/81

(23) Replace old holding pens, brooder runs, and woven wire fencing to prevent game bird escapement.

Reappropriation	Appropriation
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Game Fund—State		-0-	195,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	526,000	721,000	4/81

(24) Replace three wood wall dirt bottom raceways with three 10-foot by 100-foot concrete raceways at South Tacoma Hatchery.

		Reappropriation	Appropriation
Game Fund—State		-0-	67,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	67,000	3/81

(25) Repair leaks in hatchery pond and raceways at Arlington Hatchery.

		Reappropriation	Appropriation
Game Fund—State		-0-	49,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	49,000	5/81

(26) Replace roofing at Skamania Hatchery.

		Reappropriation	Appropriation
Game Fund—Federal		-0-	18,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	18,000	6/81

(27) Provide preplanning and design funds for future biennia capital projects.

		Reappropriation	Appropriation
Game Fund—State		-0-	50,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	100,000	150,000	6/81

(28) Construct small parking area and related user facilities at Scatter Creek WRA.

		Reappropriation	Appropriation
General Fund—ORA (HJR 52)		-0-	11,000
General Fund—ORA (LWCF)		-0-	11,000

Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	22,000	9/79

(29) Construct parking area, launch ramp, and related user facilities at Lake Ki in Snohomish county.

		Reappropriation	Appropriation
General Fund—ORA (Int. 215)		-0-	36,000
General Fund—ORA (LWCF)		-0-	36,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	72,000	7/80

(30) Redevelop and construct boat launching facilities at Potholes Reservoir, Campbell Lake, Fazon Lake, Burke Lake, Badger Lake, Loon Lake, Humptulips River, and Chambers Lake.

		Reappropriation	Appropriation
General Fund—ORA (HJR 52)		-0-	15,000
General Fund—ORA (Int. 215)		-0-	214,000
General Fund—ORA (LWCF)		-0-	229,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
39,000	-0-	497,000	6/81

(31) Construct parking area and related user facilities at Tokul Creek.

		Reappropriation	Appropriation
General Fund—ORA (HJR 52)		-0-	12,000
General Fund—ORA (LWCF)		-0-	12,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	24,000	11/80

(32) Construct an "A" Frame warming hut designed to provide essential facilities for snowmobilers during cold or emergency conditions.

		Reappropriation	Appropriation
General Fund—State		-0-	33,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	33,000	9/80

(33) Construct .34 acre parking area surface with ballast at Wooten WRA.

		Reappropriation	Appropriation
General Fund—State		-0-	14,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	14,000	7/80

(34) Construct a one-half acre parking area and install timber bridge for snowmobilers at Sherman Creek WRA.

		Reappropriation	Appropriation
General Fund—State		-0-	19,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	19,000	7/80

(35) Acquire Delfeld property as an addition to Chiliwist WRA.

		Reappropriation	Appropriation
General Fund—ORA (HJR 52)		-0-	159,000
General Fund—ORA (LWCF)		-0-	159,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	318,000	6/81

NEW SECTION. Sec. 188. FOR THE DEPARTMENT OF NATURAL RESOURCES

(1) Construct 15,000 square feet of lath house at the Bellingham Nursery to provide holding area for seedlings.

		Reappropriation	Appropriation
GF, Res Mgmt Cost Acct		30,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	30,000	10/79

(2) Webster Nursery—Land reclamation.

		Reappropriation	Appropriation
GF, Res Mgmt Cost Acct		50,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and	Estimated Total Costs	Estimated Completion Date

6/30/79	Thereafter		
-0-	-0-	50,000	10/79

(3) Upgrade domestic water systems at various locations.

		Reappropriation	Appropriation
General Fund—State		-0-	65,000
General Fund—CEP & RI Acct		-0-	13,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	78,000	9/80

(4) Provide for emergency exit at Olympic Area Headquarters.

		Reappropriation	Appropriation
GF, Res Mgmt Cost Acct		-0-	6,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	6,000	11/79

(5) Acquire and improve surplus federal installation on Budd Inlet for seaweed research laboratory.

		Reappropriation	Appropriation
GF, Res Mgmt Cost Acct		-0-	228,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	228,000	2/80

(6) Provides funding for implementation of Senate Bill No. 2200 (chapter 109, Laws of 1977 ex. sess.) to establish land bank.

		Reappropriation	Appropriation
GF, For Dev Acct		-0-	1,000,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	2,000,000	3,000,000	6/81

(7) Construct and improve roads and bridges into state-owned timberlands, state-wide.

		Reappropriation	Appropriation
GF, For Dev Acct		-0-	426,000
GF, Res Mgmt Cost Acct		2,240,000	1,040,000
Project Costs	Estimated Costs	Estimated Total	Estimated Completion

Through 6/30/79	7/1/81 and Thereafter	Costs	Date
1,559,000	4,000,000	9,265,000	6/81

(8) Convert arid lands into productive lands for crop growing through development or irrigation systems.

		Reappropriation	Appropriation
GF, Res Mgmt Cost Acct		3,770,000	1,940,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
2,497,000	4,000,000	12,207,000	6/81

(9) Acquire access for management of timber and agricultural lands.

		Reappropriation	Appropriation
GF, For Dev Acct		-0-	175,000
GF, Res Mgmt Cost Acct		-0-	691,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
900,000	1,300,000	3,066,000	6/81

(10) Provides shops for maintenance and repair of equipment used in the honor camp program in Skagit county.

		Reappropriation	Appropriation
General Fund—CEP & RI Acct		-0-	536,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	536,000	6/80

(11) Replace old lookout structures at rate of one per biennium.

		Reappropriation	Appropriation
General Fund—State		-0-	15,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
10,000	34,000	59,000	6/81

(12) Rebuild gas house and expand parking at Chehalis Compound.

		Reappropriation	Appropriation
General Fund—State		-0-	17,000
Project Costs Through	Estimated Costs 7/1/81 and	Estimated Total Costs	Estimated Completion Date

6/30/79	Thereafter		
-0-	-0-	17,000	6/81

(13) Provide air exchange and cooling system to reduce heat buildup at South-west Area Headquarters.

		Reappropriation	Appropriation
GF, Res Mgmt Cost Acct		-0-	7,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	7,000	6/80

(14) Construct roads and bridges to state lands in Cavanaugh Block.

		Reappropriation	Appropriation
GF, For Dev Acct		-0-	475,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	475,000	6/81

(15) Construct dry storage facility at Larch Mountain warehouse.

		Reappropriation	Appropriation
General Fund—CEP & RI Acct		-0-	47,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	47,000	6/80

(16) Prepare sites for commercial leases, state-wide.

		Reappropriation	Appropriation
GF, Res Mgmt Cost Acct		1,570,000	2,449,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
196,000	3,000,000	7,215,000	6/81

(17) Provide facilities to house three-man fire crews at Beaver and Sekiu.

		Reappropriation	Appropriation
General Fund—State		-0-	46,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	46,000	5/80

(18) Construct and improve campsites, roads, trails, and other recreation projects, including off-road vehicles and snowmobile facilities.

		Reappropriation	Appropriation
General Fund—ORA (Ref. 28)		733,000	-0-
General Fund—ORA (Ref. 18)		19,000	-0-
General Fund—ORA (Int. 215)		187,000	-0-
General Fund—ORA (LWCF)		412,000	-0-
General Fund—State		-0-	31,000
General Fund—ORV Acct—State		-0-	1,994,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
1,448,000	4,900,000	9,724,000	6/81

(19) Drill well to provide water for Ahtanum Camp.

		Reappropriation	Appropriation
General Fund—ORA (HJR 52)		-0-	6,000
General Fund—ORA (LWCF)		-0-	6,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	12,000	10/79

(20) Drill two wells and install powerline at Black Rock Irrigation Project.

		Reappropriation	Appropriation
GF, Res Mgmt Cost Acct		-0-	290,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	290,000	6/81

(21) Rebuild old Mule Spur road to provide access for reforestation.

		Reappropriation	Appropriation
GF, For Dev Acct		-0-	75,000
GF, Res Mgmt Cost Acct		-0-	225,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	300,000	6/81

(22) Improve road to Elbe Hills for timber sales activities.

		Reappropriation	Appropriation
GF, For Dev Acct		-0-	405,000
GF, Res Mgmt Cost Acct		-0-	135,000
Project	Estimated	Estimated	Estimated

Costs Through 6/30/79	Costs 7/1/81 and Thereafter	Total Costs	Completion Date
-0-	-0-	540,000	6/81

(23) Purchase materials for use in camp road maintenance programs.

General Fund—CEP & RI Acct		Reappropriation	Appropriation
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	45,000	65,000	6/80
		-0-	20,000

(24) Provide housing for radio equipment at Little Summit presently in old military surplus trailer.

General Fund—State GF, Res Mgmt Cost Acct		Reappropriation	Appropriation
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	7,000	3/81
		-0-	3,000
		-0-	4,000

(25) Reconstruct gas house and enlarge parking area at Northwest Area Headquarters Compound.

General Fund—State GF, Res Mgmt Cost Acct		Reappropriation	Appropriation
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	33,000	12/79
		-0-	16,000
		-0-	17,000

(26) Construct building on Orcas Island to store fire control supplies.

General Fund—State		Reappropriation	Appropriation
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	16,000	10/80

(27) Construct cyclone fencing at two area headquarter sites.

General Fund—State		Reappropriation	Appropriation
Project	Estimated	Estimated	Estimated
		-0-	33,000

Costs Through 6/30/79	Costs 7/1/81 and Thereafter	Total Costs	Completion Date
-0-	-0-	33,000	3/80

(28) Construct a block masonry cold storage building to store seedlings at Webster Nursery.

GF, Res Mgmt Cost Acct		Reappropriation	Appropriation
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	70,000	9/80

(29) Construct wells and powerline to irrigate 600 acres at Smith Irrigation Project.

GF, Res Mgmt Cost Acct		Reappropriation	Appropriation
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	275,000	6/81

(30) Construct a block masonry cold storage facility as storage for six million seedlings at Webster Nursery.

GF, Res Mgmt Cost Acct		Reappropriation	Appropriation
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	500,000	9/80

(31) Construct three corrugated fiberglass growing houses to protect grafted trees at seed orchard.

GF, Res Mgmt Cost Acct		Reappropriation	Appropriation
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	97,000	2/80

(32) Improve access to large blocks of state land at Marckworth for timber removal.

GF, For Dev Acct		Reappropriation	Appropriation
		-0-	171,000
GF, Res Mgmt Cost Acct		Reappropriation	Appropriation
		-0-	73,000

Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	244,000	6/81

(33) Remove dangerous abandoned structures from state tidelands.

		Reappropriation	Appropriation
GF, Res Mgmt Cost Acct		-0-	150,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	150,000	6/81

(34) Acquire recreational property at Mount Si.

		Reappropriation	Appropriation
General Fund—ORA (HJR 52)		-0-	900,000
General Fund—ORA (LWCF)		-0-	900,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	1,800,000	6/81

NEW SECTION. Sec. 189. FOR THE UNIVERSITY OF WASHINGTON.

(1) To provide for the completion of the expansion and renovation of existing teaching hospital.

		Reappropriation	Appropriation
St Bldg Auth Constr Acct		180,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
12,413,000	-0-	12,593,000	5/79

(2) A continuation of the renovation of mechanical and electrical systems; renovation and remodeling of departmental space; elevator extension and access improvement for handicapped for Department of Chemistry and School of Pharmacy at Bagley Hall.

		Reappropriation	Appropriation
UW Bldg Acct		4,350,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
150,000	-0-	4,500,000	5/80

(3) A continuation of building systems renovation and replacement including mechanical and electrical systems, remodeling of spaces for more intensive use, and repairs to correct code deficiencies at Health Science Building.

		Reappropriation	Appropriation
UW Bldg Acct		2,800,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	2,800,000	3/80

(4) To construct additional locker rooms, service areas, and multipurpose gymnasium to provide comparable athletic facilities for men and women at Edmundson Pavilion.

		Reappropriation	Appropriation
UW Bldg Acct		395,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
1,967,000	-0-	2,362,000	7/79

(5) To construct a new building providing offices, classrooms, speech and hearing clinics, media center, library, and laboratories for School of Social Work and Department of Speech & Hearing Sciences.

		Reappropriation	Appropriation
UW Bldg Acct		5,200,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
1,450,000	-0-	6,650,000	6/80

(6) To construct and equip major utility and building renovations for operating efficiencies, safety improvements, and preservation of existing facilities.

		Reappropriation	Appropriation
UW Bldg Acct		1,450,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
5,189,000	-0-	6,139,000	6/81

(7) To provide minor building alterations or renovations for section 504 handicapped access compliance.

		Reappropriation	Appropriation
St H Ed Constr Acct		-0-	1,538,000
Project Costs	Estimated Costs	Estimated Total	Estimated Completion

Through 6/30/79	7/1/81 and Thereafter	Costs	Date
-0-	-0-	1,538,000	6/81

(8) To provide for improvements for high priority academic needs, improved energy utilization, remodeling and refurbishing of classrooms, repairs to sports facilities, and continuing real estate contract payments.

		Reappropriation	Appropriation
UW Bldg Acct		-0-	2,692,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	12,748,000	14,438,000	6/81

(9) To plan and construct utility projects including power plant modifications, utility extensions to new buildings, electrical distribution system improvements, supervisory control system extension and upper campus sewer separation.

		Reappropriation	Appropriation
UW Bldg Acct		-0-	2,248,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	6,733,000	8,981,000	6/81

(10) To design laboratory facilities at Big Beef Creek.

		Reappropriation	Appropriation
UW Bldg Acct		-0-	200,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	200,000	8/83

(11) To design a new facility to house the center for extension and continuing education.

		Reappropriation	Appropriation
UW Bldg Acct		-0-	236,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	236,000	6/83

(12) To replace obsolete and outmoded scientific, instruction and support equipment.

		Reappropriation	Appropriation
UW Bldg Acct		-0-	5,000,000

Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	5,000,000	6/81

(13) To remodel certain areas for the Department of Speech and Hearing Sciences when the School of Social Work vacates the building at Eagleson Hall.

		Reappropriation	Appropriation
H Ed Constr Acct		-0-	537,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	537,000	1/81

(14) To renovate and remodel interior spaces to accommodate new program requirements of School of Nutritional Sciences and Textiles, correct code deficiencies, and install an elevator to make the building accessible to the handicapped at Raitt Hall.

		Reappropriation	Appropriation
H Ed Constr Acct		-0-	3,024,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	3,024,000	9/82

(15) To construct and equip laboratory and service facilities for instruction in biology, botany, zoology, and genetics.

		Reappropriation	Appropriation
H Ed Constr Acct		-0-	10,978,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
566,000	-0-	11,544,000	9/81

(16) To provide new ventilation and air handling systems, water piping, code deficiency correction, and general upgrading at Health Sciences Building.

		Reappropriation	Appropriation
H Ed Constr Acct		-0-	1,806,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	1,806,000	12/80

(17) To remodel the existing clinic to make it more usable as a practice clinic, provide professional practice instruction and better services to dental patients at Dental Clinic.

		Reappropriation	Appropriation
H Ed Constr Acct		-0-	437,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	437,000	4/80

(18) To replace heating system, improve ventilation, change partitions, install elevator and bring existing staff personnel office building up to code after it is vacated by the Speech and Hearing Sciences Clinics.

		Reappropriation	Appropriation
H Ed Constr Acct		-0-	646,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	646,000	3/81

(19) Design funds to upgrade heating, ventilation, plumbing, and electrical systems; to make code corrections; and to remodel a portion of the gym for more intensive use of space for new program emphasis at Hutchinson Hall.

		Reappropriation	Appropriation
H Ed Constr Acct		-0-	153,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	2,401,000	2,554,000	12/81

(20) Funds to repair or replace building systems, make safety and code corrections, replace window frames and door hardware at Health Science Building, wings E and F.

		Reappropriation	Appropriation
H Ed Constr Acct		-0-	360,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	3,398,000	3,758,000	6/83

(21) To construct addition to existing structure to relieve overcrowding of existing staff in Physical Plant and Facilities Planning and Construction.

		Reappropriation	Appropriation
H Ed Constr Acct		-0-	434,000
Project	Estimated	Estimated	Estimated

Costs Through 6/30/79	Costs 7/1/81 and Thereafter	Total Costs	Completion Date
-0-	-0-	434,000	9/81

(22) To construct addition to existing structure to adequately house existing staff in Purchasing, General Accounting, and Grant and Contract Accounting.

H Ed Constr Acct		Reappropriation	Appropriation
		-0-	1,003,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	1,003,000	9/81

(23) To construct a new mechanical room underground to serve Health Sciences Building wings E, F, and G and add some adjacent space for office use.

H Ed Constr Acct		Reappropriation	Appropriation
		-0-	1,580,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	1,580,000	6/80

(24) To restore Johnson Hall Annex to sound condition meeting current code requirements.

H Ed Constr Acct		Reappropriation	Appropriation
		-0-	250,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	250,000	5/81

(25) To renovate the Showboat, Penthouse, and Playhouse Theaters, including structural repairs, electrical rewiring, sound system replacement, general repainting and refurbishing.

UW Bldg Acct		Reappropriation	Appropriation
		-0-	300,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	300,000	4/81

(26) To design and construct a laboratory building and dormitory at Pack Forest.

UW Bldg Acct		Reappropriation	Appropriation
		-0-	544,000

Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	544,000	8/81

(27) Design and construct two dormitories of 20 double rooms each and one apartment building with 10 one-bedroom apartments to increase student capacity at Friday Harbor.

		Reappropriation	Appropriation
UW Bldg Acct		-0-	717,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	717,000	6/81

NEW SECTION. Sec. 190. FOR WASHINGTON STATE UNIVERSITY

(1) To construct and equip modifications to existing utility production and distribution systems.

		Reappropriation	Appropriation
WSU Bldg Acct		2,830,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
2,115,000	-0-	4,945,000	6/81

(2) To construct and equip the Computer Sciences and Mathematics Building.

		Reappropriation	Appropriation
WSU Constr Acct		431,000	-0-
St H Ed Constr Acct		1,320,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
8,235,000	-0-	9,986,000	12/79

(3) To construct and equip the Intercollegiate Center for Nursing Education.

		Reappropriation	Appropriation
St H Ed Constr Acct		1,084,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
2,648,000	-0-	5,679,000	6/80

(4) To construct and equip classroom, laboratory, and office building for veterinary sciences.

Reappropriation	Appropriation
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St H Ed Constr Acct		193,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
13,836,000	-0-	14,029,000	10/79

(5) To provide minor alterations or renovations to buildings and utilities in order to make safety improvements, increase building efficiency, or extend the useful life of facilities.

		Reappropriation	Appropriation
WSU Bldg Acct		904,000	5,041,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
2,339,000	10,285,000	20,573,000	6/85

(6) To provide minor building alterations or renovations for section 504 handicapped access compliance.

		Reappropriation	Appropriation
St H Ed Constr Acct		-0-	2,965,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	2,965,000	6/81

(7) To design, remodel, equip, and construct an addition to Wegner Hall: PROVIDED, That \$2,881,000 shall be from federal funding sources.

		Reappropriation	Appropriation
H Ed. Constr Acct		-0-	5,847,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
388,000	-0-	9,116,000	7/81

(8) To design, remodel, and equip Morrill Hall.

		Reappropriation	Appropriation
H Ed Constr Acct		-0-	1,952,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
19,000	-0-	1,971,000	1/82

(9) To design, construct, and equip an animal holding facility.

	Reappropriation	Appropriation
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H Ed Constr Acct		-0-	2,018,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	2,018,000	8/82

(10) To design, construct, and equip a receiving and delivery building.

H Ed Constr Acct		Reappropriation	Appropriation
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
21,000	-0-	674,000	6/80

NEW SECTION. Sec. 191. FOR EASTERN WASHINGTON UNIVERSITY

(1) To construct and equip new physical education field house.

St H Ed Constr Acct		Reappropriation	Appropriation
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
2,092,000	-0-	2,457,000	12/79

(2) To perform minor capital improvements to comply with current fire and safety codes, and provide for handicap access.

EWU Cap Proj Acct		Reappropriation	Appropriation
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
278,000	-0-	456,000	6/80

(3) To provide minor building alterations or renovations for section 504 handicapped access compliance.

St H Ed Constr Acct		Reappropriation	Appropriation
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	441,000	6/81

(4) To perform minor capital improvements to correct facility deficiencies and improve utilization.

		Reappropriation	Appropriation
EWU Cap Proj Acct		360,000	2,472,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
429,000	-0-	3,925,000	6/81

(5) To construct and equip utility loop system and implement facility energy conservation improvements.

		Reappropriation	Appropriation
EWU Cap Proj Acct		163,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
2,000	-0-	165,000	6/80

(6) To design, remodel, renovate, and equip Martin Hall.

		Reappropriation	Appropriation
H Ed Constr Acct		-0-	3,100,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	3,100,000	4/82

(7) To design, construct, and equip an aquatics building.

		Reappropriation	Appropriation
H Ed Constr Acct		-0-	1,765,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
72,000	-0-	1,837,000	2/81

NEW SECTION. Sec. 192. FOR CENTRAL WASHINGTON UNIVERSITY

(1) Alterations to facilities that will effect efficiencies in operations, extend useful life, and make needed safety correction.

		Reappropriation	Appropriation
CWU Cap Proj Acct		160,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
216,000	-0-	286,000	1/80

(2) To effect repairs and alterations to utility system for improved efficiencies, implementation of safety codes, and extension of lifetime.

		Reappropriation	Appropriation
CWU Cap Proj Acct		230,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
160,000	-0-	390,000	6/81

(3) Renovation and remodeling of vacated library building to house communications, mass media, computer sciences, special pathology, executive offices, and audio-visual services in Bouillon Hall.

		Reappropriation	Appropriation
St H Ed Constr Acct		450,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
1,665,000	-0-	2,115,000	3/80

(4) Installation of central ventilation system to supply and exhaust air to Randall Hall.

		Reappropriation	Appropriation
CWU Cap Proj Acct		70,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
14,000	-0-	84,000	11/79

(5) To provide minor building alterations or renovations for section 504 handicapped access compliance.

		Reappropriation	Appropriation
St H Ed Constr Acct		-0-	532,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	532,000	6/81

(6) Construction of new greenhouse adjacent to Dean Science Building.

		Reappropriation	Appropriation
H Ed Constr Acct		-0-	481,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
3,000	-0-	485,000	8/80

(7) Conformance to safety health standards.

		Reappropriation	Appropriation
CWU Cap Proj Acct		100,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
19,000	-0-	119,000	6/82

(8) Modifications for the handicapped.

		Reappropriation	Appropriation
CWU Cap Proj Acct		120,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
42,000	-0-	162,000	12/79

(9) Minor renovations and additions for better facility utilization and meet changes in program needs.

		Reappropriation	Appropriation
CWU Cap Proj Acct.		40,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
60,000	-0-	100,000	11/79

(10) Planning funds to restore and remodel Barge Hall.

		Reappropriation	Appropriation
CWU Cap Proj Acct		10,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
8,000	-0-	18,000	8/79

(11) Complete design of McConnell Hall for renovation and remodeling to add a multiform theater and associated components and to remodel Wildcat Shop for computer services.

		Reappropriation	Appropriation
H Ed Constr Acct		-0-	3,499,000
St H Ed Constr Acct		40,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
261,000	-0-	3,780,000	3/81

(12) Minor capital improvements and land acquisition to upgrade university buildings, facilities, and grounds.

		Reappropriation	Appropriation
CWU Cap Proj Acct		-0-	2,217,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	325,000	2,542,000	6/81

(13) To improve, extend, and modify underground utilities and services.

		Reappropriation	Appropriation
CWU Cap Proj Acct		-0-	1,026,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	1,026,000	6/81

(14) To provide funding which will enable the university to share costs with the city of Ellensburg in fire pumper truck purchase.

		Reappropriation	Appropriation
CWU Cap Proj Acct		-0-	40,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	40,000	12/79

NEW SECTION, Sec. 193. FOR THE EVERGREEN STATE COLLEGE

(1) To construct and equip a Communications Laboratory.

		Reappropriation	Appropriation
St H Ed Constr Acct		150,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
8,305,000	-0-	8,455,000	6/81

(2) To provide minor building alterations or renovations for section 504 handicapped access compliance.

		Reappropriation	Appropriation
St H Ed Constr Acct		-0-	136,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	136,000	6/81

(3) To provide emergency repairs and renovations for the library building.

		Reappropriation	Appropriation
TESC Cap Proj Acct		-0-	111,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	111,000	7/80

(4) To further develop outdoor recreation fields.

		Reappropriation	Appropriation
TESC Cap Proj Acct		-0-	328,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	328,000	11/80

NEW SECTION. Sec. 194. FOR WESTERN WASHINGTON UNIVERSITY

(1) Old Main renovation, including structural, mechanical, and electrical upgrading.

		Reappropriation	Appropriation
WWU Cap Proj Acct		103,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
3,401,000	-0-	3,504,000	6/81

(2) To construct and equip space for technology in applied art and provided equipment for home economics.

		Reappropriation	Appropriation
St H Ed Constr Acct		25,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
1,462,000	-0-	1,487,000	12/79

(3) To provide minor building alterations or renovations for section 504 handicapped access compliance.

		Reappropriation	Appropriation
St H Ed Constr Acct		-0-	327,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date

6/30/79	Thereafter		
-0-	-0-	327,000	6/81

(4) Construct and equip south campus fields and complete deferred improvements to south campus streets, walks, lighting, and landscaping.

		Reappropriation	Appropriation
St H Ed Constr Acct		-0-	2,300,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
107,000	-0-	2,407,000	5/81

(5) Improvements to academic buildings to provide for changing program requirements, improve instruction, space efficiency, and protect original investment.

		Reappropriation	Appropriation
WWU Cap Proj Acct		100,000	214,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
131,000	700,000	1,145,000	6/81

(6) Complete design to improve access to service facilities on south campus physical plant site including hazardous materials storage for nonacademic needs.

		Reappropriation	Appropriation
St H Ed Constr Acct		21,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
102,000	-0-	123,000	12/79

(7) Planning and construction funds for College of Business and Economics building.

		Reappropriation	Appropriation
H Ed Constr Acct		-0-	4,500,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	4,500,000	6/81

(8) Minor improvements to grounds to reduce operating costs, reduce danger from injury, increase safety, and protect original investment.

		Reappropriation	Appropriation
WWU Cap Proj Acct		35,000	217,000
Project Costs	Estimated Costs	Estimated Total	Estimated Completion

Through 6/30/79	7/1/81 and Thereafter	Costs	Date
40,000	300,000	592,000	6/81

(9) Make improvements to utility systems to reduce operating costs and increase efficiency.

WWU Cap Proj Acct		Reappropriation	Appropriation
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
2,190,000	-0-	2,577,000	6/81

(10) Fire and physical safety improvements.

WWU Cap Proj Acct		Reappropriation	Appropriation
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
231,000	40,000	557,000	6/81

(11) Art acquisition fund.

St Bldg Auth Constr Acct		Reappropriation	Appropriation
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
4,037,000	-0-	4,504,000	6/81

(12) To purchase property in accordance with WWU Board of Trustees campus land use plan.

WWU Cap Proj Acct		Reappropriation	Appropriation
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	250,000	280,000	6/81

(13) To provide several cost-effective improvements to conserve energy consumption.

WWU Cap Proj Acct		Reappropriation	Appropriation
Project Costs Through	Estimated Costs 7/1/81 and	Estimated Total Costs	Estimated Completion Date
		-0-	81,000

6/30/79	Thereafter		
-0-	-0-	81,000	6/81

(14) Improvements to academic facilities to protect property and equipment.

		Reappropriation	Appropriation
WWU Cap Proj Acct		-0-	72,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	30,000	102,000	6/81

(15) Construct fire station for use by city of Bellingham to provide more adequate fire and ambulance equipment and personnel availability to Western Washington University.

		Reappropriation	Appropriation
St H Ed Constr Acct		-0-	490,000
WWU Cap Proj Acct		-0-	318,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	808,000	6/81

NEW SECTION. Sec. 195. FOR THE STATE BOARD FOR COMMUNITY COLLEGE EDUCATION

The appropriations contained in this section adhere to the major projects priority list established by the state board and assume that the 1981-83 biennium priority listing will have the 8th priority through the 33rd priority projects of the 1979-81 biennium as the 1st through the 26th priority projects of the 1981-83 biennium. The budget also assumes Big Bend Community College will construct a \$2,500,000 physical education facility of which \$2,100,000 shall be from local funds and \$400,000 shall be from the sale proceeds of the South Campus to the Moses Lake School District.

(1) Reappropriations of projects approved and funded in previous biennia.

		Reappropriation	Appropriation
Com Col Cap Impvmt Acct		735,000	-0-
Com Col Cap Proj Acct		510,000	-0-
Com Col Cap Constr Acct		4,045,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
18,665,000	-0-	23,955,000	2/81

(2) To provide minor building alterations or renovations for section 504 handicapped access compliance to be allocated to each district by the state board.

		Reappropriation	Appropriation
St H Ed Constr Acct		-0-	4,329,000

Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	4,329,000	6/81

(3) Repair and reconstruct roofs on six community college campuses.

		Reappropriation	Appropriation
Com Col Cap Constr Acct		-0-	2,083,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	2,083,000	1/81

(4) To complete the design, construction, and equipping of three code-compliance projects at Clark College.

		Reappropriation	Appropriation
Com Col Cap Constr Acct		-0-	2,209,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
124,000	-0-	2,333,000	6/81

(5) To provide for minor capital improvements to correct facility deficiencies and improve utilization, to be allocated to each district by the state board.

		Reappropriation	Appropriation
Com Col Cap Constr Acct		-0-	1,949,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	1,949,000	6/81

(6) To provide for unforeseen emergency capital repairs, to be administered by the state board.

		Reappropriation	Appropriation
Com Col Cap Constr Acct		-0-	500,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	500,000	6/81

(7) To provide for unforeseen emergency roof repairs, to be administered by the state board.

		Reappropriation	Appropriation
Com Col Cap Constr Acct		-0-	800,000

Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	800,000	6/81

(8) To perform community college master planning, to be administered by the state board.

		Reappropriation	Appropriation
Com Col Cap Impvmt Acct		-0-	200,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	200,000	6/81

(9) To perform fire and ventilation improvements on three campuses.

		Reappropriation	Appropriation
Com Col Cap Impvmt Acct		-0-	538,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	538,000	8/80

(10) To perform minor capital improvement repairs and renovations on nine campuses.

		Reappropriation	Appropriation
Com Col Cap Constr Acct		-0-	2,196,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	2,305,000	2/81

(11) The state board for community college education shall execute an agreement with the municipality of Bremerton within which is located the campus of community college district three for the transfer of municipally owned property within the campus to the state pursuant to state laws governing vacation of city rights of way and for the transfer of state owned property to the municipality: PROVIDED, That such an agreement shall result in a net increase in acreage of the campus and that the property transferred from the state to the municipality is used exclusively for the purpose of traffic flow and access to, through, and around the campus. Once the agreement has been executed, the appropriation provided in this subsection shall be granted by the board to the municipality.

		Reappropriation	Appropriation
Com Col Cap Proj Acct		-0-	375,000
Project Costs Through	Estimated Costs 7/1/81 and	Estimated Total Costs	Estimated Completion Date

6/30/79	Thereafter		
-0-	-0-	375,000	6/81

(12) To perform four minor utility and mechanical systems improvements at three campuses.

		Reappropriation	Appropriation
Com Col Cap Constr Acct		-0-	250,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	250,000	10/79

(13) To replace, repair, restore, install, and construct heating, ventilation, and air conditioning systems at five campuses.

		Reappropriation	Appropriation
Com Col Cap Proj Acct		-0-	2,005,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	2,005,000	2/81

(14) To perform three feasibility studies for two colleges.

		Reappropriation	Appropriation
Com Col Cap Proj Acct		-0-	104,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	104,000	4/80

(15) Design, remodel, equip, and construct an addition to the Science and Vocational Instruction facilities at Shoreline Community College.

		Reappropriation	Appropriation
Com Col Cap Constr Acct		-0-	2,043,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	2,043,000	5/81

(16) Design, construct, and equip a vocational instruction building for industrial electronics at Peninsula College.

		Reappropriation	Appropriation
Com Col Cap Constr Acct		-0-	500,000
Project Costs Through	Estimated Costs 7/1/81 and	Estimated Total Costs	Estimated Completion Date

6/30/79	Thereafter		
-0-	-0-	500,000	9/80

(17) Design, construct, and equip an addition to vocational facilities at Olympia Technical Community College.

		Reappropriation	Appropriation
Com Col Cap Impvmt Acct		-0-	652,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	652,000	12/80

(18) To design a gymnasium at North Seattle.

		Reappropriation	Appropriation
Com Col Cap Constr Acct		-0-	267,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	3,448,000	3,715,000	12/81

(19) To design, construct, raze, remodel, and renovate vocational facilities at the Duwamish branch of the South Seattle Community College.

		Reappropriation	Appropriation
Com Col Cap Constr Acct		-0-	3,070,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	3,070,000	5/81

(20) To acquire and develop land, design, remodel, and construct facilities for maintenance and vocational instruction at Centralia College.

		Reappropriation	Appropriation
Com Col Cap Constr Acct		-0-	3,528,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	3,528,000	8/81

(21) To purchase a building and land, renovate existing facilities, and design and construct a vocational building at Lower Columbia Community College.

		Reappropriation	Appropriation
Com Col Cap Constr Acct		-0-	4,265,000
Com Col Cap Impvmt Acct		-0-	10,000
Com Col Cap Proj Acct		-0-	56,000
Project	Estimated	Estimated	Estimated

Costs Through 6/30/79	Costs 7/1/81 and Thereafter	Total Costs	Completion Date
-0-	1,867,000	6,198,000	11/82

NEW SECTION. Sec. 196. FOR THE BOARD OF EDUCATION—SUPERINTENDENT OF PUBLIC INSTRUCTION

To provide for planning, construction, remodeling, and demolition of public school facilities: PROVIDED, That of this appropriation not more than \$8,000,000 shall be to provide minor building alterations or renovations for section 504 handicapped access compliance pursuant to procedures and requirements established by the state board which shall be separate and apart from the procedures and requirements of chapter 28A.47 RCW and chapter 180-30 WAC, each as now or hereafter amended, which govern the allocation of the balance of this appropriation item: PROVIDED, That notwithstanding any provision contained in chapter 28A.47 RCW and/or RCW 28A.47.800 through 28A.47.811, inclusive, as now or hereafter amended, or any regulation of the state board of education or the state superintendent of public instruction adopted after January 1, 1979, all school districts which passed a bond issue or special levy for capital construction or capital purposes, including a vocational-technical institute, on or before April 5, 1979, shall remain eligible for state matching funds on the same basis as provided under statutes and/or state board of education regulations in effect on or before January 1, 1979, and each such district application shall receive the same priority it would have received under state law and/or state board of education rules and regulations in effect at the time any such bond issue or special levy was approved by the voters: PROVIDED FURTHER, That this condition shall apply only to bond issues or capital levies for capital purposes approved by the voters prior to April 5, 1979, and shall not be construed as preventing future modifications of space standards for districts which pass a bond issue or special levy for capital construction or capital purposes after April 5, 1979.

Com Sch Constr Fund	Reappropriation	Appropriation
	76,123,000	318,000,000
Project Costs Through 6/30/79	Estimated Total Costs	Estimated Completion Date
83,875,000	Estimated Total Costs	Estimated Completion Date
	292,000,000	769,998,000
		6/81

NEW SECTION. Sec. 197. FOR THE STATE PATROL

(1) Construct and equip facility for district command and detachment personnel, communications, dispatching, and VIN Inspection in Vancouver.

MV Fund—State	Reappropriation	Appropriation
	150,000	56,000
Project Costs Through 6/30/79	Estimated Total Costs	Estimated Completion Date
657,000	Estimated Total Costs	Estimated Completion Date
	864,000	8/79

(2) Construct and equip weigh station facility on I-82 near the Washington-Oregon border at Plymouth to ensure truck compliance with existing laws and regulations.

		Reappropriation	Appropriation
MV Fund—State		-0-	320,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	320,000	12/80

(3) Construct VIN Inspection building at Kennewick to inspect out-of-state vehicles prior to licensing.

		Reappropriation	Appropriation
MV Fund—State		-0-	102,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	102,000	7/80

(4) Provide minor alterations and modifications to increase efficiency and useful life to existing facilities.

		Reappropriation	Appropriation
MV Fund—State		-0-	165,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	165,000	7/80

(5) Design funds for mobile radio relay sites at Octopus, Neilton Point/Salmon River Ridge, Republic, Pateros, and Okanogan.

		Reappropriation	Appropriation
MV Fund—State		-0-	3,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	1,134,000	1,137,000	6/83

(6) Design funds to construct mobile radio relay sites at Gardiner, Pullman, and Blue Mountain.

		Reappropriation	Appropriation
MV Fund—State		-0-	2,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	813,000	814,000	6/85

(7) Install chain link security fencing at Skamania, Stacker Butte, Roosevelt, Clyde, Lind, Chehalis, Kalama, Bellevue, and Gold Mountain.

		Reappropriation	Appropriation
MV Fund—State		-0-	27,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	27,000	10/79

(8) Relocate weigh station facility on SR 20 west of Mt. Vernon.

		Reappropriation	Appropriation
MV Fund—State		-0-	82,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	82,000	12/80

NEW SECTION. Sec. 198. FOR THE ARTS COMMISSION—ART WORK ALLOWANCE

In accordance with RCW 43.17.200, all state agencies or departments shall expend, as a nondeductible item, out of any moneys appropriated for the original construction of any state building, an amount of one-half of one percent of the appropriation for the acquisition of works of art which may be an integral part of the structure, attached to the structure, detached within or outside of the structure, or can be exhibited by the agency in other public facilities. In case the amount shall not be required in toto or in part for any project, such unrequired amounts may be accumulated and expended for art in other projects of the agency. For the purpose of this section, "building" does not include highway construction sheds, warehouses, or other buildings of a temporary nature.

NEW SECTION. Sec. 199. The director of general administration shall transfer to the department of social and health services the facility known as Northern State Hospital, along with all attached real estate under the jurisdiction of the department of general administration.

NEW SECTION. Sec. 200. Notwithstanding the provisions of chapter 82, Laws of 1973 1st ex. sess., the house of representatives, the senate, and the permanent statutory committees shall pay expenses quarterly to the department of general administration facilities and services revolving fund for services rendered by the department for operations, maintenance, and supplies relating to buildings, structures, and facilities utilized by the legislature for the biennium beginning July 1, 1979.

NEW SECTION. Sec. 201. The word "agency" used herein means and includes every state government office, officer, each institution, whether educational, correctional, or other, and every department, division, board, and commission, except as otherwise provided in this act.

The phrase "agencies headed by elective officials" used herein means those executive offices or departments of the state which are directly supervised, administered, or controlled by the governor, lieutenant governor, secretary of state, treasurer, auditor, attorney general, superintendent of public instruction, commissioner of public lands, or insurance commissioner, but it does not include those boards, commissions, or committees on which one or more of the above-mentioned officials serve.

NEW SECTION. Sec. 202. In order to carry out the provisions of these appropriations and the state budget, the director of the office of financial management, with the approval of the governor, may:

(1) Allot all or any portion of the funds herein appropriated or included in the state budget, to the various agencies by such periods as he shall determine and may place any funds not so allotted in reserve available for subsequent allotment: **PROVIDED**, That the director of the office of financial management shall not alter allotment requests filed with him, nor shall he place in reserve any funds, for the following: Washington State Apple Advertising Commission; Washington State Fruit Commission; Washington Dairy Products Commission or any agricultural commodity commission created under chapter 15.66 RCW; the legislative branch of state government including the legislative budget committee, the statute law committee, and any legislative committee; or the judicial branch of state government: **PROVIDED FURTHER**, That the aggregate of allotments for any agency shall not exceed the total of applicable appropriations and local funds available to the agency concerned. It shall be unlawful for any officer or employee to incur obligations in excess of approved appropriations or to incur a deficiency and any obligations so made shall be deemed invalid. Nothing in this section or in chapter 328, Laws of 1959, shall prevent revisions of any allotment when necessary to prevent the making of expenditures under appropriations in this act in excess of available revenues;

(2) Issue rules and regulations to establish uniform standards and business practices throughout the state service, including regulation of travel by officers and employees and the conditions under which per diem shall be paid, so as to improve efficiency and conserve funds;

(3) Prescribe procedures and forms to carry out the above; and

(4) Allot funds from appropriations in this act in advance of July 1, 1979, for the sole purpose of authorizing agencies to order goods, supplies, or services for delivery after July 1, 1979: **PROVIDED**, That no expenditures may be made from the appropriations contained in this act, except as otherwise provided, until after July 1, 1979.

NEW SECTION. Sec. 203. In the event that receipts are less than those appropriated in the budget from any source, expenditures shall be limited to the amount received and allotments made as provided in section 202 of this act. Receipts for purposes of this section include amounts realized within one calendar month following the close of a fiscal period and applicable to expenditures of that period. The amount of such payment shall be credited to and shall be treated for all purposes as having been collected during the fiscal period.

NEW SECTION. Sec. 204. State funds appropriated for the specific purpose of matching federal funds and which are not required wholly or in part to qualify for such federal funds shall be placed in reserve and shall revert to the fund from which appropriated at the end of the respective fiscal year.

NEW SECTION. Sec. 205. Any programs which are supported in whole or in part by federal funds shall not receive any additional state funds for the programs in the event that federal funds are reduced or eliminated for the program.

NEW SECTION. Sec. 206. Unless otherwise provided for by this act with respect to any specific agency, program, or revenue source, any receipts from federal or other sources, or from gifts or grants, in excess of estimates for the budget expenditures as approved by the legislature and which are not otherwise available for general governmental purposes, may be received and allotted by the governor in accordance with RCW 43.79.260 through 43.79.282.

NEW SECTION. Sec. 207. If a scheduled program or project funded by the appropriations contained in this act has not been fully implemented during any quarter of the respective fiscal year, then the office of financial management shall

withhold the equivalent amount of the appropriation and full time equivalent staff years from such program or project and shall place the same in reserve.

NEW SECTION. Sec. 208. Agencies are authorized to make refunds of erroneous or excessive payments and in the case of other refunds, which may be provided by law, without express appropriation therefor.

NEW SECTION. Sec. 209. Whenever allocations are made from the governor's emergency appropriation to an agency which is financed by other than general fund moneys, the director of the office of financial management shall direct the repayment of such allocated amount to the general fund from any balance in the fund or funds which finance such agency. No appropriation shall be necessary to effect such repayment.

NEW SECTION. Sec. 210. In addition to the amounts appropriated in this act for revenue for distribution, bond retirement and interest, and interest on registered warrants, there is also appropriated such further amounts as may be required or available for these purposes under any statutory formula or under any proper bond covenant made in accordance with law.

NEW SECTION. Sec. 211. Amounts received by an agency as reimbursements pursuant to RCW 39.34.130 shall be considered as returned loans of materials supplied or services rendered. Such amounts may be expended as a part of the original appropriation of the fund to which it belongs, without further or additional appropriation, subject to conditions and procedures prescribed by the director of the office of financial management, which shall provide for determination of full costs, disclosure of such reimbursements in the governor's budget, maximum interagency usage of data processing equipment and services, and such restrictions as will promote more economical operations of state government without incurring continuing costs beyond those reimbursed.

NEW SECTION. Sec. 212. The chairmen of the senate committee on ways and means and the house appropriations committee shall review monthly reports of state agency expenditures prepared by the legislative evaluation and accountability program and shall advise their respective committee members of substantial deviations from an agency's allotment expenditure plan. The chairmen may request from an agency, or the office of financial management, such information as may be necessary to determine the reasons for such deviations.

NEW SECTION. Sec. 213. The office of financial management shall place in reserve status 3% of the general fund—state appropriations contained in this act. Such moneys shall remain in reserve status and may not be authorized for expenditure through the allotment process in any fiscal quarter unless the governor determines that projected economic conditions warrant additional expenditures: PROVIDED, That for institutions of higher education the requirements of this section are in addition to any enrollment reserve requirements set forth in section 214 of this act.

The provisions of this section shall not apply to sections 34, 38, or 100 of this act.

NEW SECTION. Sec. 214. In accordance with the provisions of this section, the office of financial management shall use the allotment process during the 1979-81 biennium to control the funding of the formula portion of the instruction services program of all the institutions of higher education. For the purpose of the controls outlined in this section, deviations in the formula entitlements for faculty staffing shall be the controlling factor for the four-year institutions of higher education while full time equivalent student enrollment will be the controlling factor for the community college system. For the purpose of this section, the "contract level" is defined as the level upon which the budget is based, and the "base level" is defined as the level corresponding to the prior year's actual enrollment level. Controls shall be applied to each four-year institution separately and to the community college

system as a total entity. "Growth funding" is defined as that portion of the state general fund appropriation by which the contract level exceeds the base level. Growth funds may be allotted or placed in reserve at the option of the institution or system. Unearned growth funds will be reverted to the state general fund prior to the end of the fiscal year in which such growth fails to materialize. If The Evergreen State College's enrollments for the first year of the biennium exceed the contract level, additional funding will be considered. Olympia Technical Community College shall not become comprehensive and shall offer only courses essential to vocational education. Expenditures shall be authorized for the rental of off-campus classroom facilities by community college district number twelve when such rentals would not reduce the current utilization of facilities already constructed on either of its campuses.

Reversions are not required when an institution's faculty formula entitlement as generated by actual enrollment, or in the case of the community colleges the actual annual average full time equivalent student enrollment, is within a set range of the contracted level. The allowable tolerances are as follows: University of Washington, Washington State University, and the community colleges as a system, 1 percent; Central Washington University, Eastern Washington University, and Western Washington University, 2 percent; and The Evergreen State College, 3 percent.

Contract enrollments for the second year of the biennium will be renegotiated if the first year's actual enrollment falls below the base level of the first year of the biennium.

NEW SECTION. Sec. 215. Real property leases with purchase options are prohibited without prior legislative approval.

NEW SECTION. Sec. 216. It is the expressed intention of the legislature that agency operational activity shall be regularly monitored by the office of financial management, under its statutory authority relating to the allotment control function, in order to limit fluctuations in the respective fiscal year spending patterns which tend to inflate the expenditures in the second fiscal year of the biennium. Particular control emphasis shall be placed on those instances in which the full time equivalent staff years authorization is deliberately delayed in order to increase the agency's full time equivalent staff years as substantiation for the second fiscal year of the ensuing biennial request. Unanticipated receipts, which are authorized by the governor and expended by any state agency, shall be allotted, monitored, and controlled.

NEW SECTION. Sec. 217. The superintendent of public instruction and the director of the state board for community college education, in conjunction with the director of the office of financial management, shall develop rules and regulations directing placement of local educational units' employees with nonstandard teaching certificates on the state-wide education and experience schedules.

NEW SECTION. Sec. 218. Any rate increases proposed for the legal services revolving fund or the general administration facilities and services revolving fund, or any change in the method of calculating changes from those funds, shall be subject to approval by the director of the office of financial management prior to implementation.

NEW SECTION. Sec. 219. To obtain maximum interagency use of aircraft, the aeronautics division in the department of transportation, in accordance with chapter 39.34 RCW, is hereby authorized to lease, purchase, or otherwise acquire suitable aircraft which shall be utilized for the purposes of the department of transportation and also by other state agencies which have a need for an aircraft to carry out agency assigned responsibilities: PROVIDED, That the department of transportation is further authorized to enter into contractual agreements with other state agencies in order to acquire aircraft, establish rental rates for aircraft under their control, provide pilot services, aircraft maintenance, and make such other provisions

as necessary to provide aircraft and related services for multi-agency use: PROVIDED FURTHER, That in order to achieve economy in the use of the appropriations contained within this act, no state agency may purchase or otherwise acquire an aircraft or enter into a flying service or aircraft rental contract without first seeking such service from the department of transportation and without prior approval of the director of the office of financial management.

NEW SECTION. Sec. 220. If any part of this act shall be found to be in conflict with federal requirements which are a prescribed condition to the allocation of federal funds to the state, such conflicting part of this act is hereby declared to be inoperative solely to the extent of such conflict, and such finding or determination shall not affect the operation of the remainder of this act; the rules and regulations under this act shall meet federal requirements which are a necessary condition to the receipt of federal funds by the state.

NEW SECTION. Sec. 221. State agencies shall not receive or make a contractual agreement to receive any donation of real property or an interest therein which commits the agency to assume on a current basis or request at a future time appropriated funds for operating, development, or acquisition costs without prior approval of the legislative budget committee or the senate ways and means committee and house appropriations committee if the legislature is in session.

NEW SECTION. Sec. 222. Any capital improvements or capital project involving construction or major expansion of a state office facility, to include district headquarters, detachment offices, and off-campus faculty offices shall be reviewed by the department of general administration for possible consolidation and compliance with state office standards prior to allotment of funds. The intent of the requirement imposed by this section is to eliminate duplication and reduce total office space requirements where feasible, while ensuring proper service to the public.

NEW SECTION. Sec. 223. As used in this act the following phrases shall have the following meanings:

(1) "GF, Cap Bldg Constr Acct" means General Fund—Capital Building Construction Account;

(2) "GF, State Bldg Constr Acct" means General Fund—State Building Construction Account;

(3) "GF, Fish Cap Proj Acct" means General Fund—Fisheries Capital Projects Account;

(4) "General Fund—ORA (HJR 52)" means General Fund—Outdoor Recreation Account, House Joint Resolution 52;

(5) "General Fund—ORA (LWCF)" means General Fund—Outdoor Recreation Account, Federal Land and Water Conservation Fund;

(6) "General Fund—ORA (Int. 215)" means General Fund—Outdoor Recreation Account, Initiative 215;

(7) "General Fund—ORA (Ref. 28)" means General Fund—Outdoor Recreation Account, Referendum 28;

(8) "General Fund—ORA (Ref. 18)" means General Fund—Outdoor Recreation Account, Referendum 18;

(9) "General Fund—ORA (ATV)" means General Fund—Outdoor Recreation Account, All Terrain Vehicle Fund;

(10) "Sal Enhmt Constr Acct" means Salmon Enhancement Construction Account;

(11) "GF, For Dev Acct" means General Fund—Forest Development Account;

(12) "GF, Res Mgmt Cost Acct" means General Fund—Resource Management Cost Account;

(13) "GF, LJICA" means General Fund—Local Jail Improvement and Construction Account;

(14) "GF, LIRA, DSHS Fac" means General Fund—Local Improvements Revolving Account—Department of Social and Health Services Facilities;

(15) "DSHS Constr Acct" means State Social and Health Services Construction Account;

(16) "CEP & RI Acct" means Charitable, Educational, Penal, and Reformatory Institutions Account;

(17) "MV Fund—State" means Motor Vehicle Fund—State;

(18) "WSU Bldg Acct" means Washington State University Building Account;

(19) "St H Ed Constr Acct" means State Higher Education Construction Account;

(20) "H Ed Constr Acct" means Higher Education Construction Account;

(21) "Off/Lab Constr Acct" means Office/Laboratory Construction Account;

(22) "Com Sch Constr Fund" means Common School Construction Fund;

(23) "EWU Cap Proj Acct" means Eastern Washington University Capital Projects Account;

(24) "TESC Cap Proj Acct" means The Evergreen State College Capital Projects Account;

(25) "Com Col Cap Impvmt Acct" means Community College Capital Improvement Account;

(26) "Com Col Cap Proj Acct" means Community College Capital Projects Account;

(27) "Com Col Cap Constr Acct" means 1975 Community College Capital Construction Account;

(28) "CWU Cap Proj Acct" means Central Washington University Capital Projects Account;

(29) "UW Bldg Acct" means University of Washington Building Account;

(30) "St Bldg Auth Constr Acct" means State Building Authority Construction Account;

(31) "WWU Cap Proj Acct" means Western Washington University Capital Projects Account;

(32) "WSU Constr Acct" means Washington State University Construction Account;

(33) "GF, Cap Purch & Dev Acct" means General Fund—Capitol Purchase and Development Account;

(34) "GF, Pacific Northwest Festival Facility Constr Acct" means General Fund—Pacific Northwest Festival Facility Construction Account;

(35) "GF, Cultural Facilities Constr Acct" means General Fund—Cultural Facilities Construction Account; and

(36) The words "capital improvements" or "capital projects" used herein shall mean acquisition of sites, easements, rights of way, or improvements thereon and appurtenances thereto, construction and initial equipment, reconstruction, demolition, or major alterations of new or presently owned capital assets.

NEW SECTION. Sec. 224. Expenditure of moneys appropriated by section 174 of this act shall be made in consultation with the prior approval of the state capitol committee in accordance with the provisions of chapter 79.24 RCW. In addition, the department of general administration shall consult with and obtain the approval of the joint legislative committee on capitol facilities prior to expenditure of moneys appropriated by this section on projects involving capitol buildings occupied wholly or in part by the legislature.

NEW SECTION. Sec. 225. To effectively carry out the provisions of this act, the governor may assign responsibility for planning, engineering, construction, and other related activities to any appropriate agency.

NEW SECTION. Sec. 226. Reappropriations shall be limited to the unexpended balances remaining June 30, 1979, in the current appropriation for each project.

NEW SECTION. Sec. 227. Notwithstanding any other provisions of law, for the 1981-83 biennium, state treasurer transfers of reimbursement to the general fund from the community college capital projects account for debt service payments made under the provisions of Title 28B RCW shall occur only after such debt service payment shall have been made and only to the extent that funds are actually available in the account. Any unpaid reimbursements shall be a continuing obligation against the community college capital projects account until paid. Beginning with the 1979-81 biennium, the state board for community college education need not accumulate any specific balance in the community college capital projects account in anticipation of transfers to reimburse the general fund.

NEW SECTION. Sec. 228. The governor, through the director of the office of financial management, may authorize a transfer of appropriation authority provided for a capital project which is in excess of the amount required for the completion of such project to another capital project for which the appropriation is insufficient. No such transfer shall be used to expand the capacity of any facility beyond that intended by the legislature in making the appropriation. Such transfers may be effected only between capital appropriations to a specific department, commission, agency, or institution of higher education and only between capital projects which are funded from the same fund or account.

Nothing in this section shall prevent the governor, through the director of the office of financial management, from authorizing the transfer of appropriation authority for capital projects for the parks and recreation commission, department of fisheries, department of game, department of natural resources, and the interagency committee for outdoor recreation which utilize the following funds: General Fund—ORA (Ref. 28), General Fund—ORA (Ref. 18), General Fund—ORA (Int. 215), and General Fund—ORA (LWCF). The governor, through the director of the office of financial management, may authorize similar transfers which utilize General Fund—ORA (HJR 52) funds, but only with the prior approval of the senate ways and means committee and the house appropriations committee if the legislature is in session, or the legislative budget committee if the legislature is not in session. Such transfers shall only be made to maximize the use of the funds within the limits of the appropriations.

A report of any transfer effected under this section shall be filed with the legislative auditor by the director of the office of financial management within thirty days of the date the transfer is effected. The legislative auditor shall review and compile these filings and periodically report thereon to the legislative budget committee and the appropriate standing committees of the house and senate.

NEW SECTION. Sec. 229. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected.

NEW SECTION. Sec. 230. This act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect July 1, 1979."

On page 1, line 1 of the title, after "budget;" strike the remainder of the title and insert "making appropriations and authorizing expenditures for the operations of state agencies for the fiscal biennium beginning July 1, 1979, and ending June 30, 1981; making appropriations and authorizing expenditures for capital improvements; authorizing certain projects; designating effective dates for certain appropriations; providing an effective date; and declaring an emergency."

Signed by: Senators Donohue, Chairman; McDermott, Vice Chairman; Bausch, Fleming, Gaspard, Goltz, Marsh, Odegaard, Rasmussen, Ridder, Shinpoch, Walgren, Wojahn.

MOTIONS

On motion of Senator Walgren, the rules were suspended, Engrossed Substitute House Bill No. 236 was advanced to second reading and placed on the second reading calendar for today.

On motion of Senator Walgren, the Senate resolved itself into a Committee of the Whole, Senator Henry in the Chair, for the purpose of considering Engrossed Substitute House Bill No. 236.

COMMITTEE OF THE WHOLE

Engrossed Substitute House Bill No. 236 was considered in the Committee of the Whole and reported back to the Senate, Senator Henry presiding, with the recommendation that it do pass as amended.

On motion of Senator Walgren, the report of the committee was adopted.

On motion of Senator Walgren, the reading had in the Committee of the Whole was considered the second reading of Engrossed Substitute House Bill No. 236.

MOTION

On motion of Senator Walgren, the rules were suspended, Engrossed Substitute House Bill No. 236, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute House Bill No. 236, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 29; nays, 19; excused, 1.

Voting yea: Senators Bausch, Bottiger, Conner, Day, Donohue, Fleming, Gaspard, Goltz, Hansen, Henry, Lysen, Marsh, McDermott, Moore, Odegaard, Peterson, Rasmussen, Ridder, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Williams, Wilson, Wojahn, Woody—29.

Voting nay: Senators Benitz, Bluechel, Clarke, Gallagher, Gould, Guess, Hayner, Jones, Lee, Lewis, Matson, Morrison, Newschwander, North, Pullen, Quigg, Scott, Sellar, Wanamaker—19.

Excused: Senator Keefe—1.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 236, as amended by the Senate, 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 bill.

MOTIONS

On motion of Senator Walgren, Engrossed Substitute House Bill No. 236, as amended by the Senate, was ordered immediately transmitted to the House.

On motion of Senator Walgren, the Senate dispensed with the Call of the Senate.

MOTION

On motion of Senator Walgren, the Senate commenced consideration of the House Message on Substitute Senate Bill No. 2434.

MESSAGE FROM THE HOUSE

May 4, 1979.

Mr. President: The House has passed SUBSTITUTE SENATE BILL NO. 2434 with the following amendments:

On page 3, line 34, strike "solely" and insert "primarily".

On page 7, line 12, following "fee" strike "of two hundred dollars" and insert "equal to the amount necessary to pay all of the agency's costs generated by the educational institution's registration as such amount is determined by the agency".

On page 7, line 14, following "fee" strike "of one hundred dollars" and insert "equal to the amount necessary to pay all of the agency's costs generated by the educational institution's registration as such amount is determined by the agency. The agency shall set such registration fees as may be necessary to insure that this 1979 act is self funding", and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

MOTION

On motion of Senator Goltz, the Senate concurred in the House amendment to page 3, line 34 and refused to concur in the House amendments to page 7, lines 12 and 14 to Substitute Senate Bill No. 2434 and asks the House to recede therefrom.

MOTION

On motion of Senator Walgren, the Senate commenced consideration of the House Message on Substitute Senate Bill No. 2442.

MESSAGE FROM THE HOUSE

May 4, 1979.

Mr. President: The House has passed SUBSTITUTE SENATE BILL NO. 2442 with the following amendments:

On page 1, line 1, strike "and".

On page 1, line 4, after "RCW 43.21G.040" insert "; and making an appropriation"

On page 5, after line 7, add the following section:

"NEW SECTION. Sec. 2. There is hereby appropriated to the state energy office from the general fund, the sum of two hundred fifty-one thousand dollars or so much thereof as shall be necessary for the biennium ending June 30, 1981. The appropriation provided for in this section shall be expended exclusively for the additional staff which may be needed to handle fuel allocation requirements. If federal funds are received for this purpose an equal amount of this appropriation shall be placed in reserve.", and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

MOTION

On motion of Senator Bottiger, the Senate concurred in the House amendments to Substitute Senate Bill No. 2442.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 2442, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 45; nays, 2; absent or not voting, 1; excused, 1.

Voting yea: Senators Bausch, Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Donohue, Gallagher, Gaspard, Goltz, Gould, Hansen, Hayner, Henry, Jones, Lee, Lewis, Lysen, Marsh, Matson, McDermott, Moore, Morrison, Newschwander, North, Odegard, Peterson, Quigg, Rasmussen, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—45.

Voting nay: Senators Guess, Pullen—2.

Absent or not voting: Senator Fleming—1.

Excused: Senator Keefe—1.

SUBSTITUTE SENATE BILL NO. 2442, as amended by the House, 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.

SIGNED BY THE PRESIDENT

The President signed:

SENATE BILL NO. 2506,

SENATE BILL NO. 2852,

SENATE CONCURRENT RESOLUTION NO. 106.

MOTIONS

On motion of Senator Walgren, the Senate advanced to the sixth order of business.

On motion of Senator Walgren, the Senate commenced consideration of Substitute House Bill No. 1196.

SECOND READING

SUBSTITUTE HOUSE BILL NO. 1196, by Committee on Commerce (originally sponsored by Representative Struthers):

Implementing law relating to gambling.

The Senate resumed consideration of Substitute House Bill No. 1196 as amended by the Senate, on Thursday, May 3, 1979. The following amendment by Senator Talley had been moved for adoption at that time:

On page 12, line 34 of the printed bill, after "more than" and before "each" strike "twice" and insert "((twice)) six times in"

The motion by Senator Talley failed and the amendment was not adopted.

Senator Pullen moved adoption of the following amendment:

On page 3, section 1, line 34 after "purposes" strike all material through and including "amended," on line 36.

Debate ensued.

POINT OF INQUIRY

Senator Bottiger: "Senator, when we originally wrote this bill some years ago, one of the questions that we tried to address was that we did not want somebody setting up nonprofit corporations—purported nonprofit—for purposes of running gambling devices, so we researched the law out and put in the two conditions. Now you are striking one of them and I have got an old kind of rule around here is that an amendment is either doing something for somebody or to somebody, and I am wondering who it is you are doing it to or for. Is this the Red Cross or a college alumni fund or who have you got in mind that you want to affect by this amendment?"

Senator Pullen: "In answer to your question, this would do something to someone."

Senator Bottiger: "Do you mind sharing with us who you are after?"

Senator Pullen: "Basically, the way I read this, this would qualify the type of nonprofit organization that we are dealing with. The trouble is, as you correctly understand, many nonprofit corporations can range from here to there. They can be advocacy organizations, for that matter, and are not the kind of nonprofit corporations that the people had in mind when they adopted the gambling act."

Senator Bottiger: "Senator, you are usually not that vague. Who have you got in mind?"

Senator Pullen: "I feel that the proper concept of a non-profit corporation should include, for example, charitable organizations."

Senator Bottiger: "The language you are striking, Senator, is 'or that the organization is not otherwise exempt from payment of federal income tax purposes pursuant to the Internal Revenue Code of 1954 as amended.'"

Senator Pullen: "That is correct."

Senator Bottiger: "Now, that is they have got their clearance. They are exempt. Then they do not have to go through the hearing. But your striking amendment would say that even though they have got that clearance, they still have to go through the hearing. Now who is it you are after?"

Senator Pullen: "The way you have to look at what is being stricken and what is left, and . . ."

Senator Bottiger: "Senator, I always have a rule down here that if somebody cannot give me a direct answer, I just vote no, and that would be the recommendation I would make."

The motion by Senator Pullen failed and the amendment was not adopted.

An amendment by Senator Van Hollebeke to page 9, line 16 on the desk of the Secretary of the Senate was withdrawn by Senator Bottiger.

Senator Bottiger moved adoption of the following amendment by Senator Van Hollebeke:

On page 9, following line 16, insert the following paragraph:

"An organization to which chapter 29.42 RCW is applicable may establish its own criteria for membership and, so long as such membership is not primarily for the purpose of participation in the management or operation of a gambling activity, such members shall be members for the purposes of this chapter."

POINT OF INQUIRY

Senator Guess: "Senator Bottiger, this is the one that I asked Senator Van Hollebeke the other day what he meant and he said he did not know. I have done some research on it in the meantime and so has Senator Van Hollebeke and I would like to ask you the question: Will this permit the Republican Central Committee, the Democratic Central Committee, to establish full-time, twelve months out of the year, bingo parlors on a permanent basis?"

Senator Bottiger: "Senator, no, it would fall under the same requirements as any other bona fide charitable organization and have to get their permits as they do, as all others do. They are in the same class with the grange, anybody else. It is a great way to raise money from a lot of people with no strings attached and it is money that you can accept and use in your campaign and never owe anybody anything."

Senator Guess: "Senator, the next question would be, 'may establish its criteria for membership.' Can you give me an idea how they are going to do that? Normally we do not see card carrying Republicans or card carrying Democrats. They just usually say they vote like they want to when they get in the polls. Now are we going to have to issue membership cards to each one of these people?"

Senator Bottiger: "Senator, we do in Pierce County. Each one of us is very proud of the card that we get from the Democrat Party. Fifty cents goes to the local

club and fifty cents to the Central Committee. We have all got them, Senator Gaspard and I and Senator Wojahn. It is a good idea. You ought to try it."

Senator Guess: "Senator Newschwander says he has never gotten one."

Senator Bottiger: "If he will give me a dollar, I will see that he has one in the return mail."

Senator Guess: "The next question I would like to ask is, will each of the precinct committee organizations be able to operate bingo parlors on a twelve month basis?"

Senator Bottiger: "No, Senator, the chapter that you are referring to refers to the district, the county and the state."

Senator Guess: "It will not permit the local district or precinct organizations then to have bingo nights?"

Senator Bottiger: "Senator, I am sorry, I am not an expert on your side of the aisle on how it is organized, but on our side there is a district club, a district organization, a county organization and a state organization, all of which are mentioned in 29.42, and each of which would be able to have a function."

Senator Guess: "This is a new departure from what we have done in the past. Is this the reason necessary for the amendment?"

Senator Bottiger: "Not that I know of. It is a clarifying amendment to make sure that we are not violating the law and that we are doing it above board."

Senator Guess: "Thank you."

Debate ensued.

POINT OF INQUIRY

Senator Pullen: "Senator Bottiger, could you give me examples of some of the organizations that that chapter is applicable to?"

Senator Bottiger: "Any legitimate political party, Senator. It refers to the major political parties which would be any party that received, I believe, five percent of the vote in the preceding election."

Senator Pullen: "Nothing other than the political parties then?"

Senator Bottiger: "That section applies directly to political parties. If you will look above, we have picked up the grange, the fairs. I can remember Senator Morrison and I working to make sure the county fair got in. All those people are in. This section, 29.42, is major political parties."

The motion by Senator Bottiger carried and the amendment by Senator Van Hollebeke was adopted.

On motion of Senator Van Hollebeke, the following amendments were considered and adopted simultaneously. The amendment to page 12, line 33 was sponsored by Senators Hansen, Van Hollebeke and Quigg; the amendment to page 12, line 14 was sponsored by Senator Hansen:

On page 12, line 33, strike "once" and insert "((once)) twice"

On page 12, line 34, strike "twice" and insert "((twice)) four times"

Senator Van Hollebeke moved adoption of the following amendment by Senators Talley and Hansen:

On page 13, line 13 of the printed bill, after "((five))" strike "ten" and insert "fifteen"

Debate ensued.

The motion by Senator Van Hollebeke carried and the amendment was adopted.

On motion of Senator Pullen, the following amendments by Senators Pullen, Gould, Lee, North, Hayner and Van Hollebeke were considered and adopted simultaneously:

On page 15, line 26, after "premises" strike all of the underlined material through "center," on line 27.

On page 15, after line 31, insert

"(5) The legislature hereby authorizes any person, association, or organization operating an established business primarily engaged in the operation of a bowling center to utilize punch boards and pull-tabs as a commercial stimulant to such business when licensed and utilized or operated pursuant to the provisions of this chapter and rules and regulations adopted pursuant thereto."

On motion of Senator Lewis, the following amendment by Senators Lewis and Bausch was adopted:

On page 20, beginning on line 23 of the printed bill, add new subsections to read as follows:

"(11) The legislature hereby authorizes bona fide charitable or nonprofit golfing organizations to conduct, without the necessity of obtaining a permit or license to do so from the commission, golfing calcuttas which are conducted only in the following manner:

(a) The outcome of the golfing calcutta is dependent on the score or the playing ability of the individual players or teams of players;

(b) Wagers are placed by purchasing players or teams of players through an auction conducted by the golfing organization sponsoring the golfing calcutta. Moneys raised from the auction shall be used only as winners' proceeds and to defray the expenses of the golfing calcutta;

(c) Participation is limited to members of the sponsoring organization and their bona fide guests; and

(d) Only bona fide members of the golfing organization, who are not paid for such services, may participate in the management or operation of the calcutta.

(12) The legislature hereby authorizes bona fide charitable or nonprofit gun club organizations to conduct, without the necessity of obtaining a permit or license to do so from the commission, gun calcuttas which are conducted only in the following manner:

(a) The outcome of the gun calcutta is dependent on the score or the playing ability of the individual participants or teams of participants;

(b) Wagers are placed by purchasing participants or teams of participants through an auction conducted by the gun club organization sponsoring the gun calcutta. Moneys raised from the auction shall be used only as winners' proceeds and to defray the expenses of the gun club calcutta;

(c) Participation is limited to members of the sponsoring organization and their bona fide guests; and

(d) Only bona fide members of the gun club organization, who are not paid for such services, may participate in the management or operation of the calcutta.

(13) The legislature hereby authorizes bona fide charitable or nonprofit tennis club organizations to conduct, without the necessity of obtaining a permit or license to do so from the commission, tennis calcutta which are conducted only in the following manner:

(a) The outcome of the tennis calcutta is dependent on the score or the playing ability of the individual participants or teams of participants;

(b) Wagers are placed by purchasing participants or teams of participants through an auction conducted by the tennis club organization sponsoring the tennis calcutta. Moneys raised from the auction shall be used only as winners' proceeds and to defray the expenses of the tennis club calcutta;

(c) Participation is limited to members of the sponsoring organization and their bona fide guests; and

(d) Only bona fide members of the tennis organization, who are not paid for such services, may participate in the management or operation of the calcutta."

Senator Quigg moved adoption of the following amendment:

On page 20, after line 22, add a new subsection to read as follows:

"(11) The legislature hereby authorizes bona fide charitable or nonprofit motorcycle clubs to conduct, without the necessity of obtaining a permit or license to do so from the commission, motorcycle poker runs which are conducted only in the following manner:

(a) participation is limited to members of the sponsoring organization and their bona fide guests;

(b) only bona fide members of the motorcycle organization, who are not paid for such services, may participate in the management or operation of the motorcycle poker run;

(c) participants operate their motorcycles on a predetermined course;

(d) participants stop at predetermined spots along the course where each picks up one playing card at each stop;

(e) at the end of the course, the outcome of the motorcycle poker run depends upon the hand of the participants in the manner set forth for that game in Hoyle's Modern Encyclopedia of Card Games, by Walter Gibson, 1974 first edition;

(f) fees charged to participate in the motorcycle poker run are used only as winners proceeds to defray the expenses of the event or otherwise used to further the nonprofit or charitable purposes of the organization."

Renumber remaining subsections accordingly.

POINT OF INQUIRY

Senator Rasmussen: "Senator Quigg, which organizations do you have in mind that could operate without a permit? We have got branches of Hells Angels out there and then we have the Walla Walla branch of the Bikers Club, and I am just afraid that you might get a large number of these organizations which are very well-meaning, besides those I mentioned, and would not require any permission from the gambling commission. Is that really what you want?"

Senator Quigg: "Senator Rasmussen, the people that have been involved in these kinds of operations, the motorcycle poker runs, have been for charitable community service works, and if we were to happen to involve the group that you named in that kind of an activity, I think a lot of our diversion and the penal programs would be probably left in the dust of the success of a diversion such as this. So if we can include these kinds of people in such a community activity, I would say we have made a roaring success of it. To date, the people who have been involved in this are usually community touring type clubs that are not at all in the line of work that you have described, and for that reason I think it would be an excellent addition to the bill 1196."

Debate ensued.

The motion by Senator Quigg carried and the amendment was adopted.

Senator Talley moved adoption of the following amendment:

On page 20, section 2, beginning on line 23 of the printed bill add a new subsection to read as follows:

"(11) The legislature hereby authorizes bona fide charitable or nonprofit organizations to utilize slot machines to be used by only members and their guests on said organizations' premises when licensed, conducted or operated pursuant to rules and regulations adopted by the commission pursuant to this subsection."

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

On motion of Senator Pullen, the following amendments by Senators Pullen, Gould, Lee, North, Hayner and Van Hollebeke were considered and adopted simultaneously:

On page 21, line 27, after "premises," strike all of the underlined material through "center," on line 28.

On page 22, after line 5, insert:

"(3) To authorize and issue licenses for a period not to exceed one year to any person, association, or organization operating a business primarily engaged in the operation of a bowling center, approved by the commission meeting the requirements of this chapter and any rules and regulations adopted pursuant thereto permitting said person, association, or organization to utilize punchboards and pull-tabs as a commercial stimulant in accordance with the provisions of this chapter and any rules and regulations adopted pursuant thereto and to revoke or suspend said licenses for violation of any provisions of this chapter and any rules and regulations adopted pursuant thereto: PROVIDED, That the commission shall not deny a license to an otherwise qualified applicant in an effort to limit the number of licenses to be issued: PROVIDED FURTHER, That the commission may authorize the director to temporarily issue or suspend licenses subject to final action by the commission;"

Renumber subsequent subsections consecutively.

On motion of Senator Van Hollebeke, the following amendment was adopted:

On page 27, beginning on line 5, after "therein" restore all the stricken language down through "government" on line 10.

Senator Van Hollebeke moved adoption of the following amendment:

On page 31, after section 7, insert a new section to read as follows:

"NEW SECTION. Sec. 8. This 1979 act shall take effect July 15, 1979."

POINT OF INQUIRY

Senator Morrison: "Senator Bottiger, I think some of us are not eager to offer an emergency clause on a gambling measure for the sake of cutting off the option of the citizens for a referendum. Is the procedure you are talking about, an emergency clause followed with an effective date, still leave until the time of the effective date if citizens choose to act against this by referendum?"

Senator Bottiger: "My understanding is it is. If the emergency date was August 15 and we could be sure of our being out of here by the 15th, we would not need either, but if you are going to put . . ."

Senator Henry: "Senator Bottiger, if you will take a look at the last title amendment, page 1, line 19 of the title, after RCW insert 'and prescribing an effective date.' Do you still feel we need the emergency clause with that?"

Senator Bottiger: "The Constitution says that no act, unless it has been declared an emergency, can take effect within ninety days from the date we adjourn. What I am wondering, is the emergency of July 15 worth attaching an emergency date."

There being no objection, on motion of Senator Van Hollebeke, the amendment was withdrawn.

On motion of Senator Van Hollebeke, the committee amendment to the title was adopted.

On motion of Senator Van Hollebeke, the rules were suspended, Substitute House Bill No. 1196, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 1196, as amended by the Senate, and the bill failed to pass the Senate by the following vote: Yeas, 21; nays, 27; excused, 1.

Voting yea: Senators Bottiger, Conner, Donohue, Fleming, Gaspard, Hansen, Henry, Jones, Lewis, Marsh, Moore, Morrison, Odegaard, Peterson, Quigg, Sellar, Talley, Talmadge, Vognild, Walgren, Wanamaker—21.

Voting nay: Senators Bausch, Benitz, Bluechel, Clarke, Day, Gallagher, Goltz, Gould, Guess, Hayner, Lee, Lysen, Matson, McDermott, Newschwander, North, Pullen, Rasmussen, Ridder, Scott, Shinpoch, Van Hollebeke, von Reichbauer, Williams, Wilson, Wojahn, Woody—27.

Excused: Senator Keefe—1.

SUBSTITUTE HOUSE BILL NO. 1196, as amended by the Senate, having failed to receive the constitutional sixty percent majority, was declared lost.

NOTICE OF RECONSIDERATION

Having voted on the prevailing side, Senator Van Hollebeke served notice that he would, at the proper time, move for reconsideration of the vote by which Substitute House Bill No. 1196, as amended by the Senate, failed to pass the Senate.

MOTION

On motion of Senator Walgren, the Senate commenced consideration of Engrossed House Bill No. 555.

SECOND READING

ENGROSSED HOUSE BILL NO. 555, by Representatives Gruger, Zimmerman, Salatino, Sommers, Burns, Brown, Lux, Bauer, Pruitt, Erickson, Bender and Winsley:

Increasing the property tax exemptions for the elderly.

REPORT OF STANDING COMMITTEE

May 1, 1979.

ENGROSSED HOUSE BILL NO. 555, increasing the property tax exemptions for the elderly (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass with the following amendments:

On page 1, strike everything after the enacting clause and insert the following:

"Section 1. Section 1, chapter 182, Laws of 1974 ex. sess. as last amended by section 1, chapter 268, Laws of 1977 ex. sess. and RCW 84.36.381 are each amended to read as follows:

A person shall be exempt from any legal obligation to pay all or a portion of the amount of excess and regular real property taxes due and payable in the year following the year in which a claim is filed in accordance with the following ((conditions)):

(1) The property taxes must have been imposed upon a residence (~~which has been regularly occupied by the person claiming the exemption during the two calendar years preceding the year in which the exemption claim is filed, or the property taxes must have been imposed upon a residence~~) which was occupied by the person claiming the exemption as a principal place of residence as of January 1st of the year for which the claim is filed (~~and the person claiming the exemption must also have been a resident of the state of Washington for the last three calendar years preceding the year in which the claim is filed~~): PROVIDED, That any person who sells, transfers, or is displaced from his or her residence may transfer his or her exemption status to a replacement residence, but no claimant shall receive an exemption on more than one residence in any year: PROVIDED FURTHER, That confinement of the person to a hospital or nursing home shall not disqualify the claim of exemption if the residence is temporarily unoccupied or if the residence is occupied by a spouse and/or a person financially dependent on the claimant for support;

(2) The person claiming the exemption must have owned, at the time of filing, in fee, or by contract purchase, the residence on which the property taxes have been imposed or if the person claiming the exemption lives in a cooperative housing association, corporation, or partnership, such person must own a share therein representing the unit or portion of the structure in which he or she resides. For purposes of this subsection, a residence owned by a marital community or owned by cotenants shall be deemed to be owned by each spouse or cotenant;

(3) The person claiming the exemption must have been ~~((sixty-two))~~ sixty-one years of age or older on January 1st of the year in which the exemption claim is filed and sixty-two years of age or older in the year of exemption, or must have been, at the time of filing, retired from regular gainful employment by reason of physical disability: PROVIDED, That any surviving spouse of a person who was receiving an exemption at the time of the person's death shall qualify if the surviving spouse is fifty-seven years of age or older and otherwise meets the requirements of this section;

(4) The amount that the person shall be exempt from an obligation to pay shall be calculated in the following manner:

(a) Any person who is within the combined income range of six thousand dollars or less shall be exempt from any obligation to pay all regular and excess property taxes on up to five thousand dollars of valuation of his or her residence.

(b) In addition, any person shall be exempt from an obligation to pay that percentage of the amount of excess and regular real property taxes levied on up to fifty-five thousand dollars of the assessed value (after the exemption, if any, in (a) of this subsection) of his or her residence which is specified in the tax exemption schedule contained in subsection (4)(c) of this section, on the basis of the combined income, from all sources whatsoever, of the person claiming the exemption and his or her spouse and all cotenants for the preceding calendar year((, in accordance with the following schedule:

Income Range	Percentage of Excess Levies Exemption
\$7,000 or less	One hundred percent
\$7,001 - \$8,000	Fifty percent

PROVIDED, HOWEVER, That, in addition, any person, who otherwise qualifies under the provisions of this section, and is within the income range of six thousand dollars or less shall be exempt from any obligation to pay regular property taxes on up to five thousand dollars of valuation of his or her residence: PROVIDED FURTHER, That)).

Only two-thirds of any social security benefits, federal civil service retirement, or railroad retirement pension shall be considered as income for the purposes of this section~~((AND PROVIDED FURTHER, That))~~, and the gain realized by any person from the sale, transfer, or upon being displaced from his or her residence shall not be considered as income for the purposes of this section if reinvested in a replacement residence within eighteen months of its realization. If the person retires or is disabled in the year in which application is made for exemption in the following year, the combined income of the person claiming the exemption and his or her spouse and all cotenants shall be estimated for the year from the combined income of the person claiming the exemption and his or her spouse which is received after the date of retirement or disablement.

(c) TAX EXEMPTION SCHEDULE FOR TAXES PAYABLE IN 1980 AND THEREAFTER

	<u>Combined Income</u>	<u>Percentage of Assessed Value Exempt</u>
A.	\$7,000 and under	80 percent
B.	7,001 – 8,000	65
C.	8,001 – 9,000	50
D.	9,001 – 10,000	35
E.	10,001 – 11,000	20
F.	11,001 and over	0

(5) For purposes of this section cotenants shall mean two or more individuals who reside together, who jointly own the residence, and who otherwise meet the requirements of this section. The income of these individuals shall be combined to determine the combined income under subsection (4)(c) of this section, and the residence shall be deemed to be owned by each individual.

Sec. 2. Section 2, chapter 182, Laws of 1974 ex. sess. as amended by section 15, chapter 291, Laws of 1975 1st ex. sess. and RCW 84.36.383 are each amended to read as follows:

As used in (~~this chapter~~) RCW 84.36.381 through 84.36.389, except where the context clearly indicates a different meaning:

(1) The term "residence" shall mean a single family dwelling unit whether such unit be separate or part of a multiunit dwelling, including the land on which such dwelling stands not to exceed one acre unless a zoning ordinance requires a greater minimum acreage for a single family residence. The term shall also include a share ownership in a cooperative housing association, corporation, or partnership if the person claiming exemption can establish that his or her share represents the specific unit or portion of such structure in which he or she resides. The term shall also include a single family dwelling situated upon lands the fee of which is vested in the United States or any instrumentality thereof including an Indian tribe or in the state of Washington, and notwithstanding the provisions of RCW 84.04.080, 84.04.090 or 84.40.250, such a residence shall be deemed real property.

(2) The term "real property" except for the purposes of chapters 84.56 and 84.60 RCW, shall also include a mobile home which has substantially lost its identity as a mobile unit by virtue of its being fixed in location upon land owned or leased by the owner of the mobile home and placed on a foundation (posts or blocks) with fixed pipe, connections with sewer, water, or other utilities.

(3) The term "preceding calendar year" shall mean the calendar year preceding the year in which the claim for exemption is to be made.

(4) "Department" shall mean the state department of revenue.

Sec. 3. Section 3, chapter 182, Laws of 1974 ex. sess. as amended by section 2, chapter 268, Laws of 1977 ex. sess. and RCW 84.36.385 are each amended to read as follows:

Claims for exemption or a renewal affidavit under RCW 84.36.381 as now or hereafter amended, shall be made annually and filed between January 2 and July 1 of the year in which the property tax levies are imposed and solely upon forms as prescribed and furnished by the department of revenue.

~~((Claims under RCW 84.36.381 through 84.36.389, as now or hereafter amended, in 1977 shall be filed between January 2 and October 1, 1977.))~~

In January of each year the county assessor shall mail renewal affidavits for exemption to each person approved for exemption during the previous year.

If the assessor finds that the applicant does not meet the qualifications as set forth in RCW 84.36.381, as now or hereafter amended, the claim shall be denied but such denial shall be subject to appeal under the provisions of RCW

84.48.010(5). If the applicant had received exemption in prior years based on erroneous information, the taxes shall be collected subject to penalties as provided in RCW 84.40.130 for a period of not to exceed three years.

The department and each local assessor is hereby directed to publicize the qualifications and manner of making claims (~~pursuant to this chapter~~) under RCW 84.36.381 through 84.36.389 and chapter 84.38 RCW, through communications media, including such paid advertisements or notices as it deems appropriate. Notice of the qualifications, method of making applications and availability of further information shall be included on or with property tax statements and revaluation notices for all residential property including mobile homes, except rental properties. For assessment year 1980 and thereafter, the notice shall also indicate that claim forms and renewal affidavits are available in January of the year in which the property tax levies are imposed and that the forms and affidavits include the applicable schedule of tax exemption income eligibility under RCW 84.36.381.

Sec. 4: Section 5, chapter 182, Laws of 1974 ex. sess. and RCW 84.36.389 are each amended to read as follows:

(1) The director of the department of revenue shall adopt such rules and regulations and prescribe such forms as may be necessary and appropriate for implementation and administration of this chapter subject to chapter 34.04 RCW, the administrative procedure act.

(2) The department may conduct such audits of the administration of RCW 84.36.381 through 84.36.389 and the claims for exemption filed thereunder as it considers necessary. The powers of the department under chapter 84.08 RCW apply to these audits.

(3) Any information or facts concerning confidential income data obtained by the assessor or the department, or their agents or employees, under subsection (2) of this section shall be used only to administer RCW 84.36.381 through 84.36.389. Notwithstanding any provision of law to the contrary, absent written consent by the person about whom the information or facts have been obtained, the confidential income data shall not be disclosed by the assessor or the assessor's agents or employees to anyone other than the department or the department's agents or employees nor by the department or the department's agents or employees to anyone other than the assessor or the assessor's agents or employees except in a judicial proceeding pertaining to the taxpayer's entitlement to the tax exemption under RCW 84.36.381 through 84.36.389. Any violation of this subsection is a misdemeanor.

Sec. 5: Section 27, chapter 291, Laws of 1975 1st ex. sess. and RCW 84.38.020 are each amended to read as follows:

Unless a different meaning is plainly required by the context, the following words and phrases as hereinafter used in this chapter shall have the following meanings:

(1) "Claimant" means a retired person who elects to defer payment of the special assessments and/or real property taxes accrued on his residence by filing a declaration to defer as provided by this chapter.

When two or more individuals of a household file or seek to file a declaration to defer, they may determine between them as to who the claimant shall be.

(2) "Consumer price index" shall mean the consumer price index for urban wage earners and clerical workers as compiled by the bureau of labor statistics of the United States department of labor.

(3) "Department" means the state department of revenue.

(4) "Equity value" means the amount by which the fair market value of a residence as determined from the records of the county assessor exceeds the total amount of any liens or other obligations against the property.

(5) "Owned" includes possession under a contract of sale, deed of trust, or tenancy in common.

(6) "Special assessment" means the charge or obligation imposed by a city, town, county, or other municipal corporation upon property specially benefited by a local improvement, including assessments under chapters 35.44, 36.88, 36.94, 53.08, 54.16, 56.20, 57.16, 86.09, and 87.03 RCW and any other relevant chapter.

(7) "Real property taxes" means ad valorem property taxes levied on a residence in this state in the preceding calendar year. If a residence is an integral part of a larger unit such as a farm, or a multipurpose or multidwelling building, real property taxes shall be that percentage of the total property taxes accrued as the value of the residence is of the total value of the unit. For purposes of this paragraph "unit" refers to the parcel of property covered by a single tax statement of which the residence is a part.

(8) "Preceding calendar year" shall mean the calendar year preceding the year in which the application for deferral of special assessment and/or real property taxes is made.

(9) The term "residence" shall mean a single family dwelling unit whether such unit be separate or part of a multiunit dwelling, including the land on which such dwelling stands not to exceed one acre per unit unless a zoning ordinance requires a greater minimum acreage for a single family residence. The term shall also include a single family dwelling situated upon lands the fee of which is vested in the United States or any instrumentality thereof including an Indian tribe or in the state of Washington or its municipal corporations, and notwithstanding the provisions of RCW 84.04.080, 84.04.090, or 84.40.250, such a residence shall be deemed real property.

(10) The term "real property", except for the purposes of chapters 84.56 and 84.60 RCW, shall also include a mobile home which has substantially lost its identity as a mobile unit by virtue of its being fixed in location upon land owned or leased by the owner of the mobile home and placed on a foundation (posts or blocks) with fixed pipe, connections with sewer, water or other utilities.

Sec. 6. Section 28, chapter 291, Laws of 1975 1st ex. sess. and RCW 84.38.030 are each amended to read as follows:

A retired person may elect to defer payment of special assessments and/or real property taxes on his residence up to eighty percent of the amount of his equity value in said property if the following conditions are met:

(1) The special assessments and/or property taxes must have been imposed upon a residence: (a) Which has been regularly occupied by the person claiming the deferral during the two calendar years preceding the year in which the deferral claim is filed; or (b) which was occupied by the person claiming the deferral as a principal place of residence as of January 1st of the year in which the claim is filed and the person claiming the deferral must also have been a resident of the state of Washington for the last three calendar years preceding the year in which the claim is filed: PROVIDED, That confinement of the person to a hospital or nursing home shall not disqualify the claim of exemption if the residence is temporarily unoccupied or if the residence is occupied by a spouse and/or a person financially dependent on the claimant for support.

(2) The claimant must have owned, at the time of filing, the residence on which the special assessment and/or real property taxes have been imposed. For purposes of this subsection, a residence owned by a marital community or owned by cotenants shall be deemed to be owned by each spouse or cotenant.

(3) The claimant must have been ~~((sixty-two))~~ sixty-one years of age or older on January 1st of the year in which the deferral claim is filed and sixty-two years of age or older in the year of deferral, or must have been, at the time of filing, retired from regular gainful employment by reason of physical disability: PROVIDED,

That any surviving spouse of a person who was receiving a deferral at the time of the person's death shall qualify if the surviving spouse is fifty-seven years of age or older and otherwise meets the requirements of this chapter.

(4) The claimant and/or his or her spouse and any cotenant must not have received income of the type referred to in RCW 84.36.381, as now or hereafter amended, during the preceding calendar year which exceeds the following amounts:

(a) For claims filed in 1976—eight thousand dollars;

(b) For claims filed in subsequent years, an amount equal to the previous year's income limit adjusted by the percentage change in the consumer price index for the twelve month period ending September 31st of the previous year.

(5) The claimant must have and keep in force fire and casualty insurance in sufficient amount to protect the interest of the state in the claimant's equity value.

(6) In the case of special assessment deferral, claimant must have opted for payment of such special assessments on the installment method if such method was available.

(7) For purposes of this section cotenants shall mean two or more individuals who reside together, who jointly own the residence, and who otherwise meet the requirements of this section. The income of these individuals shall be combined to determine the income under subsection (4) of this section, and the residence shall be deemed to be owned by each individual.

Sec. 7. Section 29, chapter 291, Laws of 1975 1st ex. sess. and RCW 84.38.040 are each amended to read as follows:

(1) Each claimant electing to defer payment of special assessments and/or real property tax obligations under this chapter shall file with the county assessor, on forms prescribed and supplied by the department (~~and supplied by the assessor~~), a written declaration thereof. The declaration to defer special assessments and/or real property taxes for any year shall be filed (~~prior to July 1st each year for deferral for the following year~~) no later than thirty days before the tax or assessment is due.

(2) The declaration shall designate the property to which the deferral applies, and shall include a statement setting forth (a) a list of all members of the claimant's household, (b) the claimant's equity value in his residence, (c) facts establishing the eligibility for the deferral under the provisions of this chapter, and (d) any other relevant information required by the rules of the department. Each copy shall be signed by the claimant subject to the penalties as provided in chapter 9.72 RCW for the false swearing. The first declaration to defer filed in a county shall include proof of the claimant's age acceptable to the assessor. After verifying the information the assessor shall immediately transmit the applications to the department of revenue.

(3) The (~~county assessor~~) department shall determine if each claimant shall be granted a deferral for each year but the claimant shall have the right to appeal this determination to the (~~county board of equalization~~) state board of tax appeals whose decision shall be final as to the deferral of that year.

Sec. 8. Section 30, chapter 291, Laws of 1975 1st ex. sess. and RCW 84.38.050 are each amended to read as follows:

(1) (a) Declarations to defer property taxes for all years following the first year may be made by filing with the (~~county assessor on or before July 1st~~) department of revenue no later than thirty days before the tax is due a renewal form in duplicate, prescribed and supplied by the department of revenue (~~and supplied by the county assessor~~), which affirms the continued eligibility of the claimant.

(b) In January of each year, the (~~county assessor~~) department shall send to each claimant who has been granted deferral of ad valorem taxes for the previous year renewal forms and notice to renew.

(2) Declarations to defer special assessments shall be made by filing with the assessor (~~on or before July 1st of any year~~) no later than thirty days before the special assessment is due on a form to be prescribed and supplied by the department

of revenue (~~and supplied by the county assessor~~). Upon approval, the full amount of special assessments upon such claimant's residence shall be deferred (~~for the following year~~) but not to exceed an amount equal to eighty percent of the claimant's equity value in said property.

Sec. 9. Section 39, chapter 291, Laws of 1975 1st ex. sess. and RCW 84.38.140 are each amended to read as follows:

(1) The county treasurer shall collect all the amounts deferred together with interest under this chapter, in the manner provided for in chapter 84.56 RCW. (~~For purposes of collection of deferred taxes, the provisions of chapters 84.56, 84.60, and 84.64 RCW shall be applicable.~~)

(2) Special assessments and real property taxes payable under RCW 84.38.130 shall become delinquent if not paid within nine months of the event requiring the payment.

(3) When any deferred special assessment and/or real property taxes together with interest are collected the moneys shall be credited to a special account in the county treasury. The county treasurer shall remit the amount of deferred special assessment and/or real property taxes together with interest to the state treasurer, with a remittance advice to the department within thirty days from the date of collection.

~~((3))~~ (4) The state treasurer shall deposit the deferred taxes in the state general fund.

NEW SECTION. Sec. 10. The exemption created by sections 1 through 4 of this act shall be effective starting with property taxes levied in calendar year 1979 for collection in calendar year 1980. The former exemption created by the law amended shall continue to be effective with respect to property taxes levied in calendar year 1978 for collection in calendar year 1979.

Sec. 11. Section 2, chapter 131, Laws of 1974 ex. sess. and RCW 84.41.041 are each amended to read as follows:

Each county assessor shall cause taxable real property ((being valued)) to be physically inspected and valued at least once every four years ((in order to provide adequate data from which to make accurate valuations)) in accordance with RCW 84.41.030, and in accordance with a plan filed with and approved by the department of revenue. Such revaluation plan shall provide that a reasonable portion of all taxable real property within a county shall be revalued and these newly-determined values placed on the assessment rolls each year. During the intervals between each physical inspection of real property, the valuation of such property may be adjusted to its current true and fair value, such adjustments to be based upon appropriate statistical data.

The assessor may require property owners to submit pertinent data respecting taxable property in their control including data respecting any sale or purchase of said property within the past five years, the cost and characteristics of any improvement on the property and other facts necessary for appraisal of the property. (~~The provisions of this section shall take effect on January 1, 1977.~~)

NEW SECTION. Sec. 12. This act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect immediately."

On page 1, on line 1 of the title, after "exemptions;" strike the remainder of the title and insert "amending section 1, chapter 182, Laws of 1974 ex. sess. as last amended by section 1, chapter 268, Laws of 1977 ex. sess. and RCW 84.36.381; amending section 2, chapter 182, Laws of 1974 ex. sess. as amended by section 15, chapter 291, Laws of 1975 1st ex. sess. and RCW 84.36.383; amending section 3, chapter 182, Laws of 1974 ex. sess. as amended by section 2, chapter 268, Laws of 1977 ex. sess. and RCW 84.36.385; amending section 5, chapter 182, Laws of 1974 ex. sess. and RCW 84.36.389; amending section 27, chapter 291, Laws of 1975 1st

ex. sess. and RCW 84.38.020; amending section 28, chapter 291, Laws of 1975 1st ex. sess. and RCW 84.38.030; amending section 29, chapter 291, Laws of 1975 1st ex. sess. and RCW 84.38.040; amending section 30, chapter 291, Laws of 1975 1st ex. sess. and RCW 84.38.050; amending section 39, chapter 291, Laws of 1975 1st ex. sess. and RCW 84.38.140; amending section 2, chapter 131, Laws of 1974 ex. sess. and RCW 84.41.041; creating a new section; prescribing penalties; and declaring an emergency."

Signed by: Senators Donohue, Chairman; McDermott, Vice Chairman; Fleming, Gaspard, Goltz, Jones, Marsh, Morrison, Odegard, Rasmussen, Ridder, Shinpoch, Wojahn.

The bill was read the second time by sections.

Senator Donohue moved adoption of the committee amendment.

On motion of Senator Lee, the following amendments to the committee amendment were considered and adopted simultaneously:

On page 2, line 8 of the committee amendment after "cotenants" strike "for" "~~((for))~~" and insert "~~((for))~~ during"

On page 2, line 9, strike "preceding" and insert "~~((proceeding))~~"

On page 2, line 9, after "year" insert "for which the exemption is claimed"

On page 4, beginning on line 49, strike all of subsection (8) and renumber remaining subsections consecutively

On page 5, line 36 strike "preceding" and insert "~~((proceeding))~~"

On page 5, line 37 after "year" insert "for which the exemption is claimed"

The motion by Senator Donohue carried and the committee amendment, as amended, was adopted.

On motion of Senator Donohue, the committee amendment to the title was adopted.

On motion of Senator Donohue, the rules were suspended, Engrossed House Bill No. 555, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

MOTION

On motion of Senator Donohue, Engrossed House Bill No. 555, as amended by the Senate, was ordered placed at the beginning of the calendar for Tuesday, May 8, 1979 on third reading.

MOTION

At 4:55 p.m., on motion of Senator Marsh, the Senate adjourned until 10:00 a.m., Tuesday, May 8, 1979.

JOHN A. CHERBERG, President of the Senate.
SIDNEY R. SNYDER, Secretary of the Senate.

FORTY-NINTH DAY

MORNING SESSION

Senate Chamber, Olympia, Tuesday, May 8, 1979.

The Senate was called to order at 10:00 a.m. by President Pro Tempore Henry. The Secretary called the roll and announced to the President Pro Tempore that all Senators were present except Senators Goltz, Keefe, Sellar, Walgren and Woody. On motion of Senator Wilson, Senator Keefe was excused.

The Color Guard, consisting of Pages Sheryl Boone and Joel Mill, presented the Colors. Reverend Richard Hart, pastor of the First Baptist Church of Olympia, offered the following prayer:

"LORD GOD OF CREATION, WE PAUSE IN THIS SACRED MOMENT TO GIVE THANKS FOR YOUR STEADFAST LOVE WHICH REACHES OUT TO US AGAIN THIS MORNING. EVEN THOUGH WE STAND IN THE GREAT CHAMBER OF THE SENATE, BECAUSE OF THE ATTENTION FOCUSED ON THE BUDGET OF THIS STATE, OUR PRAYER IS FOR BOTH SENATORS AND REPRESENTATIVES. FREE THE MEMBERS OF THE SENATE FROM THE CONSTANT TEMPTATION WE ALL FACE, 'THAT MIGHT MAKES RIGHT' AND 'BECAUSE OF OUR ACTION IT IS NO LONGER OUR PROBLEM'. FOR THOSE REPRESENTATIVES WHO MUST WRESTLE, STRUGGLE, AND LIVE WITH THE TENSION OF INFLATED BUDGET ITEMS, PARTY LOYALTY, AND DOING WHAT THEY BELIEVE TO BE RIGHT, WE REQUEST A SPECIAL GRACE. GRANT TO EACH OF OUR SENATORS AND REPRESENTATIVES THAT EXTRA MEASURE OF STRENGTH AND COURAGE WE ALL NEED IN ORDER TO BE TRUE AND FAITHFUL NOT ONLY TO OURSELF AND TASK, BUT ALSO TO YOU. IN THE NAME OF JESUS THE CHRIST. AMEN."

MOTION

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

MESSAGES FROM THE HOUSE

May 4, 1979.

Mr. President: The Speakers have signed:

SENATE BILL NO. 2143,

SENATE BILL NO. 2224,

SECOND SUBSTITUTE SENATE BILL NO. 3033, and the same are herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

May 7, 1979.

Mr. President: The House has concurred in the Senate amendments to ENGROSSED SUBSTITUTE HOUSE BILL NO. 1031 and has passed the bill as amended by the Senate.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

May 7, 1979.

Mr. President: The House has concurred in the Senate amendments to SUBSTITUTE HOUSE BILL NO. 1013 and has passed the bill as amended by the Senate.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

May 7, 1979.

Mr. President: The House has concurred in the Senate amendments to ENGROSSED HOUSE BILL NO. 650 and has passed the bill as amended by the Senate.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

May 7, 1979.

Mr. President: The House has concurred in the Senate amendments to SUBSTITUTE HOUSE BILL NO. 1075 and has passed the bill as amended by the Senate.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

May 7, 1979.

Mr. President: The House has concurred in the Senate amendment to ENGROSSED HOUSE BILL NO. 491 and has passed the bill as amended by the Senate.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

MESSAGE FROM THE HOUSE

May 4, 1979.

Mr. President: The House refuses to recede from its amendment to SUBSTITUTE SENATE BILL NO. 2957 regarding the language in section 2, line 9, of subsection (1), which reads as follows:

"and who may purchase the property at the same price for which the department originally paid at the time of purchase or at fair market value, whichever is less", and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

MOTION

On motion of Senator Guess, the Senate refused to concur in the House amendment to Substitute Senate Bill No. 2957 and again asks the House to recede therefrom.

MESSAGE FROM THE HOUSE

May 7, 1979.

Mr. President: The House has receded from its amendment to SUBSTITUTE SENATE BILL NO. 2010 on page 2, line 24, and has passed the bill without the amendment, and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

President Pro Tempore Henry declared the question before the Senate to be the roll call on final passage of Substitute Senate Bill No. 2010 without the House amendment to page 2, line 24.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 2010, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 44; absent or not voting, 4, excused, 1.

Voting yea: Senators Bausch, Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Donohue, Fleming, Gallagher, Gaspard, Gould, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Lysen, Marsh, Matson, McDermott, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Scott, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Wanamaker, Williams, Wilson, Wojahn—44.

Absent or not voting: Senators Goltz, Sellar, Walgren, Woody—4.

Excused: Senator Keefe—1.

SUBSTITUTE SENATE BILL NO. 2010, as amended by the House, 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.

SIGNED BY THE PRESIDENT

The President signed: SUBSTITUTE SENATE BILL NO. 2442.

MOTION

At 10.15 a.m., on motion of Senator Marsh, the Senate was declared to be at ease.

The President called the Senate to order at 12:05 p.m.

MOTION

At 12:05 p.m., on motion of Senator Marsh, the Senate recessed until 1:30 p.m.

MOTIONS

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

On motion of Senator Walgren, the following Senate Resolutions were referred to the Committee on Rules:

1979-91	Field of cosmetology—study
1979-92	Permit processes—ecological areas—study
1979-93	State Route 161—study
1979-94	Mobile home industry—study
1979-95	Fee waiver programs—tuitions—study
1979-96	Duplication—agencies, boards—study
1979-97	Engineering technologies—colleges—study
1979-98	Inventory system—colleges—study

MOTIONS

On motion of Senator Walgren, the Senate returned to the seventh order of business.

On motion of Senator Walgren, the Senate commenced consideration of Engrossed House Bill No. 555.

On motion of Senator Wilson, Senators Conner and Fleming were excused.

THIRD READING

ENGROSSED HOUSE BILL NO. 555, by Representatives Gruger, Zimmerman, Salatino, Sommers, Burns, Brown, Lux, Bauer, Pruitt, Erickson, Bender and Winsley:

Increasing the property tax exemptions for the elderly.

The Senate resumed consideration of Engrossed House Bill No. 555, as amended by the Senate on Monday, May 7, 1979.

MOTION

On motion of Senator Donohue, the rules were suspended, Engrossed House Bill No. 555, as amended by the Senate, was returned to second reading.

MOTION FOR RECONSIDERATION

Having voted on the prevailing side, Senator Donohue moved that the Senate reconsider the vote by which the committee amendment, as amended, was adopted.

The President declared the question before the Senate to be reconsideration of the vote by which the committee amendment, as amended, was adopted.

The motion for reconsideration carried.

MOTION FOR RECONSIDERATION

Having voted on the prevailing side, Senator Lee moved that the Senate reconsider the vote by which the amendments by Senator Lee to the committee amendment were adopted.

The President declared the question before the Senate to be reconsideration of the vote by which the amendments by Senator Lee to the committee amendment were adopted.

The motion for reconsideration carried.

The President declared the question before the Senate to be adoption of the committee amendment, as amended, on reconsideration.

The committee amendment, as amended, on reconsideration was not adopted.

The President declared the question before the Senate to be adoption of the committee amendment.

On motion of Senator Lee, the following amendments to the committee amendment were considered and adopted simultaneously:

On page 2, line 29, after "disabled" insert "or otherwise first becomes eligible for exemption"

On page 2, line 33, after "spouse" insert "and all cotenants"

On page 2, line 34, after "retirement" strike "or disablement" and insert ", disablement or eligibility and shall be used in lieu of the preceding year's actual income to determine eligibility"

The committee amendment, as amended, was adopted, on reconsideration.

On motion of Senator Donohue, the rules were suspended, Engrossed House Bill No. 555, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

POINT OF INQUIRY

Senator Rasmussen: "Senator Donohue, under this new legislation as proposed, revision in the senior citizen tax liability, do you have any idea of the forms that will be proposed? Let me ask first. In the past we have had forms put out which are quite complicated. Is it your intention to have our ways and means committee and

the legislative budget committee follow up and see that the forms are in the simplest possible . . . ?"

Senator Donohue: "Senator, I had not thought of this particular situation. I understand what you are saying, that the forms should be simple. I think that your suggestion is an excellent one and I think that we can direct some staff to follow through and find out exactly what kind of forms are being used."

Senator Rasmussen: "The next question would be, what is the intent regarding the filings that must be made to prove income? Is it that they bring their income tax forms in to show the total income of the family?"

Senator Donohue: "Senator, I think that that will be probably up to the department as it relates to rules and regulations. I would assume that they will have to have valid information relating to this. What the department will require I cannot tell you."

Senator Rasmussen: "Let me refresh your memory a little bit. That proposal was in a prior legislative bill, that they be required to show their income tax forms and the Senate took that from the bill. Would it be the intent that they should not by rule or regulation reinstitute this?"

Senator Donohue: "I think that that would be proper, Senator. I was wondering what kind of data would be necessary in your mind to allow the assessor to view, if we do not require that they have their income tax forms. If you have any suggestions, I think we could probably pursue that through the County Officials' Association and so forth."

Senator Rasmussen: "You understand, this legislation, of course, puts it in the hands of the department of revenue."

Senator Donohue: "I understand that, Senator."

Senator Rasmussen: "To draw the rules and regulations. What I was hopeful that you would say was not the intent."

Senator Donohue: "It is not the intent, Senator."

Senator Rasmussen: "Thank you, Senator Donohue."

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 555, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 46; excused, 3.

Voting yea: Senators Bausch, Benitz, Bluechel, Bottiger, Clarke, Day, Donohue, Gallagher, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Lysen, Marsh, Matson, McDermott, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—46.

Excused: Senators Conner, Fleming, Keefe—3.

ENGROSSED HOUSE BILL NO. 555, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Day, Engrossed House Bill No. 555, as amended by the Senate, was ordered immediately transmitted to the House.

MOTIONS

On motion of Senator Walgren, the Senate returned to the sixth order of business.

On motion of Senator Walgren, the Senate commenced consideration of Senate Bill No. 2243.

SECOND READING

SENATE BILL NO. 2243, by Senators Goltz, Van Hollebeke, Conner, Lee, Jones, Quigg and Benitz (by Executive request):

Authorizing a bond issue for institutions of higher education.

MOTIONS

On motion of Senator Donohue, Substitute Senate Bill No. 2243 was substituted for Senate Bill No. 2243 and the substitute bill was placed on second reading and read the second time in full.

On motion of Senator Donohue, the rules were suspended, Substitute Senate Bill No. 2243 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 2243 and the bill passed the Senate by the following vote: Yeas, 46; excused, 3.

Voting yea: Senators Bausch, Benitz, Bluechel, Bottiger, Clarke, Day, Donohue, Gallagher, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Lysen, Marsh, Matson, McDermott, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—46.

Excused: Senators Conner, Fleming, Keefe—3.

SUBSTITUTE SENATE BILL NO. 2243, 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.

SECOND READING

SENATE BILL NO. 2244, by Senators Peterson, Conner, Talley, Odegaard, Newschwander, Clarke, Rasmussen, Moore, Vognild, Woody, Lee, Jones, Gallagher, Quigg and Benitz (by Executive request):

Authorizing a bond issue for fisheries facilities.

MOTIONS

On motion of Senator Donohue, Substitute Senate Bill No. 2244 was substituted for Senate Bill No. 2244 and the substitute bill was placed on second reading and read the second time in full.

On motion of Senator Donohue, the rules were suspended, Substitute Senate Bill No. 2244 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 2244, and the bill passed the Senate by the following vote: Yeas, 45; nays, 1; excused, 3.

Voting yea: Senators Bausch, Benitz, Bluechel, Bottiger, Clarke, Day, Donohue, Gallagher, Gaspard, Goltz, Gould, Hansen, Hayner, Henry, Jones, Lee, Lewis, Lysen, Marsh, Matson, McDermott, Moore, Morrison, Newschwander,

North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vogndild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—45.

Voting nay: Senator Guess—1.

Excused: Senators Conner, Fleming, Keefe—3.

SUBSTITUTE SENATE BILL NO. 2244, 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.

SECOND READING

SENATE BILL NO. 2250, by Senators Goltz, Walgren, Odegaard, Fleming, Van Hollebeke, von Reichbauer, Woody, Talley, Gallagher, Newschwander, Lee, Jones, Morrison, Bluechel, Quigg, Lewis, Wanamaker, Benitz, Sellar and Talmadge (by Executive request):

Authorizing a bond issue to fund community college capital projects.

MOTIONS

On motion of Senator Donohue, Substitute Senate Bill No. 2250 was substituted for Senate Bill No. 2250 and the substitute bill was placed on second reading and read the second time in full.

On motion of Senator Donohue, the rules were suspended, Substitute Senate Bill No. 2250 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 2250, and the bill passed the Senate by the following vote: Yeas, 46; nays, 1; excused, 2.

Voting yea: Senators Bausch, Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Donohue, Gallagher, Gaspard, Goltz, Gould, Hansen, Hayner, Henry, Jones, Lee, Lewis, Lysen, Marsh, Matson, McDermott, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vogndild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—46.

Voting nay: Senator Guess—1.

Excused: Senators Fleming, Keefe—2.

SUBSTITUTE SENATE BILL NO. 2250, 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.

SECOND READING

SENATE BILL NO. 2251, by Senators Day, Fleming, Conner, Gould, Peterson, Lee, Jones, Hayner and Talmadge (by Executive request):

Authorizing a bond issue for social and health services facilities.

MOTIONS

On motion of Senator Donohue, Substitute Senate Bill No. 2251 was substituted for Senate Bill No. 2251 and the substitute bill was placed on second reading and read the second time in full.

On motion of Senator Donohue, the rules were suspended, Substitute Senate Bill No. 2251 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 2251, and the bill passed the Senate by the following vote: Yeas, 45; nays, 2; excused, 2.

Voting yea: Senators Bausch, Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Donohue, Gallagher, Gaspard, Goltz, Gould, Hansen, Hayner, Henry, Jones, Lee, Lewis, Lysen, Marsh, Matson, McDermott, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—45.

Voting nay: Senators Guess, Scott—2.

Excused: Senators Fleming, Keefe—2.

SUBSTITUTE SENATE BILL NO. 2251, 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.

SECOND READING

SENATE BILL NO. 2357, by Senators Donohue, McDermott, Day, Fleming, von Reichbauer, North, Jones, Lee, Bluechel, Conner, Rasmussen, Hansen, Gaspard, Vognild, Wojahn, Gallagher, Lewis and Quigg (by Executive request):

Authorizing a bond issue for outdoor recreational facilities.

MOTIONS

On motion of Senator Donohue, Substitute Senate Bill No. 2357 was substituted for Senate Bill No. 2357 and the substitute bill was placed on second reading and read the second time in full.

On motion of Senator Donohue, the rules were suspended, Substitute Senate Bill No. 2357 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 2357, and the bill passed the Senate by the following vote: Yeas, 45; nays, 2; excused, 2.

Voting yea: Senators Bausch, Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Donohue, Gallagher, Gaspard, Gould, Hansen, Hayner, Henry, Jones, Lee, Lewis, Lysen, Marsh, Matson, McDermott, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—45.

Voting nay: Senators Goltz, Guess—2.

Excused: Senators Fleming, Keefe—2.

SUBSTITUTE SENATE BILL NO. 2357, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Walgren, the Senate commenced consideration of Senate Bill No. 2964.

SECOND READING

SENATE BILL NO. 2964, by Senator Donohue:
Relating to higher education and making an appropriation.

MOTIONS

On motion of Senator Donohue, Substitute Senate Bill No. 2964 was substituted for Senate Bill No. 2964 and the substitute bill was placed on second reading and read the second time in full.

On motion of Senator Donohue, the rules were suspended, Substitute Senate Bill No. 2964 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

POINT OF INQUIRY

Senator Guess: "Senator Donohue, this first bill we passed was 2243, which was the bond authorizing issuance for institutions of higher education. Can you tell me what is the difference between this bill and the new?"

Senator Donohue: "Senator, this sets up the special account which will allow the interest to be, that is accrued from those dollars to go to the particular institution as it relates to that amount of dollars necessary for their buildings. It is just a special account. The other one was actually the bond issue."

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 2964, and the bill passed the Senate by the following vote: Yeas, 46; nays, 1; excused, 2.

Voting yea: Senators Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Donohue, Gallagher, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Lysen, Marsh, Matson, McDermott, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—46.

Voting nay: Senator Bausch—1.

Excused: Senators Fleming, Keefe—2.

SUBSTITUTE SENATE BILL NO. 2964, 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.

SECOND READING

SENATE BILL NO. 3101, by Senators Donohue and Newschwander (by Superintendent of Public Instruction request):

Authorizing issuance of bonds for common school plant facilities.

MOTIONS

On motion of Senator Donohue, Substitute Senate Bill No. 3101 was substituted for Senate Bill No. 3101 and the substitute bill was placed on second reading and read the second time in full.

On motion of Senator Donohue, the rules were suspended, Substitute Senate Bill No. 3101 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 3101, and the bill passed the Senate by the following vote: Yeas, 45; nays, 2; excused, 2.

Voting yea: Senators Bausch, Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Donohue, Gallagher, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Lysen, Marsh, Matson, McDermott, Moore, Morrison, Newschwander, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Sellar, Shipoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—45.

Voting nay: Senators North, Scott—2.

Excused: Senators Fleming, Keefe—2.

SUBSTITUTE SENATE BILL NO. 3101, 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.

MOTIONS

On motion of Senator Walgren, the Senate commenced consideration of Engrossed House Bill No. 433.

On motion of Senator Gould, Senator Jones was excused.

SECOND READING

ENGROSSED HOUSE BILL NO. 433, by Representatives Barr, Valle and Granlund:

Updating certain powers of the department of ecology.

REPORT OF STANDING COMMITTEE

March 5, 1979.

ENGROSSED HOUSE BILL NO. 433, updating certain powers of the department of ecology (reported by Committee on Ecology):

MAJORITY recommendation: Do pass with the following amendment:

On page 2, beginning on line 25, strike all the material down through and including the period on line 27.

Signed by: Senators Williams, Chairman; Goltz, Guess, Hansen.

The bill was read the second time by sections.

Senator Williams moved the committee amendment not be adopted.

Senator Guess moved the committee amendment be adopted.

POINT OF INQUIRY

Senator Shipoch: "Senator Guess, do you know what it would cost the state in lost revenues to extend this bill?"

Senator Guess: "I understand that there is something in the neighborhood of between two and three hundred million of construction required by a series of amendments or a series of new regulations that are going to be passed by the Clean Air Act and the Water Pollution Control Act, but if you compare that, Senator, to the number of jobs that you are going to lose and the welfare that we are going to

pay out, I would say that it is far better to give a tax credit than it is to pay welfare."

Debate ensued.

Senator Williams demanded a roll call and the demand was sustained.

The President declared the question before the Senate to be the positive motion by Senator Guess that the Senate do concur in the committee amendment to Engrossed House Bill No. 433.

ROLL CALL

The Secretary called the roll and the committee amendment was adopted by the following vote: Yeas, 25; nays, 20; absent or not voting, 2; excused, 2.

Voting yea: Senators Benitz, Bluechel, Clarke, Gallagher, Gould, Guess, Hansen, Hayner, Henry, Lee, Lewis, Marsh, Matson, Morrison, Newschwander, Peterson, Pullen, Quigg, Rasmussen, Scott, Sellar, Talley, von Reichbauer, Wanamaker, Woody—25.

Voting nay: Senators Bausch, Bottiger, Conner, Day, Fleming, Gaspard, Goltz, Lysen, McDermott, Moore, Odegaard, Ridder, Shinpoch, Talmadge, Van Hollebeke, Vognild, Walgren, Williams, Wilson, Wojahn—20.

Absent or not voting: Senators Donohue, North—2.

Excused: Senators Jones, Keefe—2.

MOTION

On motion of Senator Walgren, Engrossed House Bill No. 433, as amended by the Senate, was ordered held on the second reading calendar for Wednesday, May 9, 1979.

MOTIONS

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

On motion of Senator Walgren, the notice of reconsideration by Senator Van Hollebeke on Engrossed Substitute House Bill No. 1196, as amended by the Senate, was ordered held for Wednesday, May 9, 1979.

On motion of Senator Walgren, the Senate returned to the fourth order of business.

MESSAGE FROM THE HOUSE

May 8, 1979.

Mr. President: The House refuses to concur in the Senate amendments to ENGROSSED SUBSTITUTE HOUSE BILL NO. 236 and asks the Senate to recede therefrom, and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

MOTION

On motion of Senator Walgren, the Senate refused to recede from its amendments to Engrossed Substitute House Bill No. 236 and insists on its position and once again asks the House to concur therein.

SIGNED BY THE PRESIDENT

The President signed: SUBSTITUTE SENATE BILL NO. 2010.

MOTION

At 2:45 p.m., on motion of Senator Walgren, the Senate adjourned until 10:00 a.m., Wednesday, May 9, 1979.

JOHN A. CHERBERG, President of the Senate.
SIDNEY R. SNYDER, Secretary of the Senate.

FIFTIETH DAY

MORNING SESSION

Senate Chamber, Olympia, Wednesday, May 9, 1979.

The Senate was called to order at 10:00 a.m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senators Keefe and Van Hollebeke. On motion of Senator Marsh, Senator Van Hollebeke was excused. On motion of Senator Wilson, Senator Keefe was excused.

The Color Guard, consisting of Pages Diane Coddington and Vern Lindberg, presented the Colors. Reverend Richard Hart, pastor of the First Baptist Church of Olympia, offered the following prayer:

"LORD, AS THE MORNING CONTINUES TO UNFOLD REVEALING BOTH THE OPPORTUNITIES AND THE PROBLEMS OF THIS DAY, WITH YOUR EVER SO GENTLE NUDGE REMIND US ONCE MORE THAT WHATEVER HAPPENS, WE ARE INDEED A PEOPLE OF PRIVILEGE AND FREEDOM. BECAUSE THESE ARE TOUGH DAYS OF NEGOTIATION AND COMPROMISE IS INEVITABLE, GRANT TO THESE OUR LEADERS THE ABILITY TO UNDERSTAND AND ACCEPT THAT WHICH THEY CANNOT CHANGE, THE PERCEPTION AND DETERMINATION TO WORK WITH THAT WHICH CAN BE CHANGED AND THE WISDOM TO KNOW THE DIFFERENCE. IN THE MIDST OF ALL THE PRESSURE, TENSION AND DEMANDS OF GETTING THE JOB DONE, LET THEM HEAR AGAIN THAT WE REALLY DO CARE ABOUT THEM AS INDIVIDUALS. AMEN."

MOTION

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

MESSAGES FROM THE HOUSE

May 8, 1979.

Mr. President: The Speakers have signed:
HOUSE BILL NO. 491,
HOUSE BILL NO. 650,
SUBSTITUTE HOUSE BILL NO. 1013, and the same are herewith transmitted.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

May 8, 1979.

Mr. President: The Speakers have signed:
SENATE BILL NO. 2506,
SENATE BILL NO. 2852,
SENATE CONCURRENT RESOLUTION NO. 106, and the same are herewith transmitted.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

May 8, 1979.

Mr. President: The Speakers have signed SUBSTITUTE SENATE BILL NO. 2442, and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

SIGNED BY THE PRESIDENT

The President signed:
HOUSE BILL NO. 491,
HOUSE BILL NO. 650,
SUBSTITUTE HOUSE BILL NO. 1013.

MOTION

On motion of Senator Walgren, the following Senate Resolutions were referred to the Committee on Rules:

1979-99	Personal property rights—study
1979-100	Civil service—county sheriffs—study
1979-101	Bail bond field—study
1979-102	Parental involvement—study
1979-103	Non-high, small high school districts—study

MOTION

On motion of Senator Walgren, the Senate returned to the first order of business.

REPORT OF STANDING COMMITTEE

May 7, 1979.

SECOND SUBSTITUTE HOUSE BILL NO. 418, establishing a program for victims of sexual assault (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Donohue, Chairman; McDermott, Vice Chairman; Clarke, Fleming, Gaspard, Goltz, Jones, Marsh, Morrison, Ridder, Sellar, Shinpoch, Wojahn.

MOTION

On motion of Senator Walgren, the rules were suspended, Second Substitute House Bill No. 418 was advanced to second reading and placed on the second reading calendar for today.

REPORT OF STANDING COMMITTEE

May 7, 1979.

SUBSTITUTE HOUSE BILL NO. 768, modifying the higher education annuities and retirement income plans (reported by Committee on Ways and Means.

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Donohue, Chairman; McDermott, Vice Chairman; Clarke, Fleming, Gaspard, Goltz, Jones, Marsh, Morrison, Rasmussen, Ridder, Sellar, Shinpoch, Wojahn.

MOTION

On motion of Senator Walgren, the rules were suspended, Substitute House Bill No. 768 was advanced to second reading and placed on the second reading calendar for today.

REPORT OF STANDING COMMITTEE

May 7, 1979.

SUBSTITUTE HOUSE BILL NO. 791, making miscellaneous changes to the laws on retirement from public service (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Donohue, Chairman; McDermott, Vice Chairman; Clarke, Fleming, Gaspard, Goltz, Jones, Marsh, Morrison, Rasmussen, Ridder, Sellar, Shinpoch, Wojahn.

MOTION

On motion of Senator Walgren, the rules were suspended, Substitute House Bill No. 791 was advanced to second reading and placed on the second reading calendar for today.

MOTION

At 10:18 a.m., on motion of Senator Walgren, the Senate recessed until 11:50 a.m.

SECOND MORNING SESSION

The President called the Senate to order at 11:50 a.m.

MOTIONS

On motion of Senator Walgren, the Senate advanced to the fourth order of business.

On motion of Senator Walgren, the Senate commenced consideration of the House Message on Engrossed Senate Bill No. 2062.

MESSAGE FROM THE HOUSE

May 7, 1979.

Mr. President: The House insists on its position regarding its amendments to **ENGROSSED SENATE BILL NO. 2062** and asks the Senate to concur therein and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

MOTION

On motion of Senator Goltz, the Senate insisted on its position on the House amendments to Engrossed Senate Bill No. 2062 and once again asks the House to recede therefrom.

MOTION

On motion of Senator Walgren, the Senate commenced consideration of the House Message on Substitute House Bill No. 76.

MESSAGE FROM THE HOUSE

April 24, 1979.

Mr. President: The House refuses to concur in the Senate amendment to SUBSTITUTE HOUSE BILL NO. 76 and asks the Senate to recede therefrom, and said bill, together with the Senate amendment thereto, is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

MOTION

On motion of Senator Wilson, the Senate refused to recede from its amendment to Substitute House Bill No. 76 and once again asks the House to concur therein.

MOTION

On motion of Senator Walgren, the Senate commenced consideration of the House Message on Engrossed Substitute House Bill No. 557.

MESSAGE FROM THE HOUSE

April 27, 1979.

Mr. President: The House refuses to concur in the Senate amendments to ENGROSSED SUBSTITUTE HOUSE BILL NO. 557 and asks the Senate to recede therefrom, and said bill, together with the Senate amendments thereto, is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

MOTION

On motion of Senator McDermott, the Senate refused to recede from its amendments to Engrossed Substitute House Bill No. 557 and once again asks the House to concur therein.

MOTIONS

On motion of Senator Walgren, the Senate advanced to the sixth order of business.

On motion of Senator Walgren, the Senate commenced consideration of Substitute House Bill No. 56.

SECOND READING

SUBSTITUTE HOUSE BILL NO. 56, by Committee on Local Government (originally sponsored by Representatives Charnley, Whiteside, Zimmerman, Rohrbach, North, Owen, Sanders, Fuller, Flanagan, Knowles, Smith (C.P.), Nisbet and Amen) (by House Committee on Local Government of 45th Legislature request):

Authorizing local governments to enter program for self-insurance, risk management, and joint insurance.

The bill was read the second time by sections.

Senator Wilson moved adoption of the following amendment:

On page 1, strike everything after the enacting clause and insert the following:

"NEW SECTION. Section 1. The legislature finds that local governmental entities in this state are experiencing a trend of vastly increased insurance premiums for the renewal of identical insurance policies, that fewer insurance carriers are

willing to provide local governmental entities with insurance coverage, and that some local governmental entities are unable to obtain desired insurance coverage.

It is the intent of this legislation to clearly provide for the authority of local governmental entities to individually self-insure, purchase individual insurance coverage, and obtain risk management services. It is also the intent of this legislation to grant local governmental entities the maximum flexibility to enter into agreements with each other to provide joint programs, which include programs for the joint purchasing of insurance, joint self-insuring, and joint contracting for or hiring personnel to provide risk management services.

NEW SECTION. Sec. 2. As used in sections 1 through 12 of this act, the term "local governmental entity" shall mean every unit of local government, both general purpose and special purpose, and shall include, but not be limited to, counties, cities, towns, port districts, public utility districts, water districts, sewer districts, school districts, fire protection districts, irrigation districts, metropolitan municipal corporations, conservation districts, and other political subdivisions, governmental subdivisions, municipal corporations, and quasi municipal corporations.

NEW SECTION. Sec. 3. The governing body of any local governmental entity may, as an alternative or in addition to the establishment of a self-insurance fund or the purchasing of insurance, contract for or hire personnel to provide risk management services. Funds made available and funds expended by school districts and educational service districts for the purpose of implementing any provision of sections 1 through 12 of this act or RCW 36.16.138 shall be subject to such rules of the superintendent of public instruction as the superintendent may adopt governing the budgeting and accounting of such funds.

NEW SECTION. Sec. 4. The governing body of any one or more local governmental entities may, as an alternative or in addition to exercising any one or more of the powers granted in section 3 of this act and RCW 36.16.138, as now or hereafter amended, or any other provision of law, form together into or join a pool or organization for the joint purchasing of insurance, and/or joint self-insuring, and/or joint hiring or contracting for risk management services to the same extent that they may individually purchase insurance, self-insure, or hire or contract for risk management services. **PROVIDED,** That no organization of local governmental entities that is organized under section 4 of this act for the purpose of self-insuring shall provide any self-insurance other than liability insurance. For purposes of this section, liability insurance shall include but not be limited to coverage for claims arising from the tortious or negligent conduct of the local government entity, its officers, employees, or agents thereof, or any error or omission on the part of said local government entity, its officers, employees or agents thereof as a result of which a claim may be made against the local government entity. The agreement to form such a pooling arrangement shall be made under chapter 39.34 RCW.

Any pool or organization authorized to be formed by this section shall be subject to audit by the state auditor.

NEW SECTION. Sec. 5. Prior to the establishment of a joint self-insurance pool by any organization of local governmental entities that is organized under section 4 of this act for the purpose of self-insuring through a contributing trust, approval of the establishment of such self-insurance pool shall be obtained from the state risk manager pursuant to RCW 43.19.19362 in accordance with the following procedure:

(1) A proposed plan of organization and operation, including the following elements shall be submitted;

(a) A financial plan specifying:

(i) The coverage to be offered by the self-insurance pool, setting forth the deductible level and the maximum level of claims which the pool will self-insure;

(ii) The amount of cash reserves to be set aside for the payment of claims;

(iii) The amount of insurance to be purchased over and above the amount of claims to be satisfied directly from the organization's resources;

(iv) The amount of stop-loss coverage to be purchased in the event that the joint self-insurance pool's resources are exhausted in a given fiscal period; and

(v) Certification that the participating local governmental entities in the self-insurance pool are apprised of the limitations of coverage provided and the availability of additional coverage which may be purchased individually by the participants in the pool;

(b) A plan of management setting forth the means of fulfilling the requirements of section 9(1) of this act; the means of establishing the governing authority of the organization, and the frequency of actuarial studies to establish the periodic contribution rates for each of the participants; and

(c) A plan specifying the conditions and responsibilities of the participants, including procedures for entry into and withdrawal from the pool and the allocation of contingent liabilities pursuant to section 6 of this act.

(2) Within sixty days after receipt of the aforementioned plan, the state risk manager shall determine whether the organization proposing to create a joint self-insurance pool has made provision for professional management of the joint self-insurance pool pursuant to section 9(1) of this act, and has provided for the insurance coverages required in section 9 (2) and (3) of this act, and that participants in the proposed joint self-insurance pool have been informed of the deductibles and limitations established pursuant to section 9(4) of this act. If the state risk manager determines that these criteria have been met, he shall approve the plan of operation of the proposed joint self-insurance pool, and such organization shall be authorized to commence operation.

(3) If approval is denied, the state risk manager shall specify in detail the reasons for denial and the manner in which the proposed joint self-insurance pool fails to meet the requirements of section 9 (1) through (4) of this act and make comments and suggestions as to means by which such deficiencies could be corrected. The provisions of RCW 34.04.090 shall apply with regard to such basis for denial and a review thereof. If the risk manager fails to act within the time limit established in subsection (2) of this section the plan of operation of the proposed joint self-insurance pool shall be deemed approved.

NEW SECTION. Sec. 6. Any organization of local governmental entities that is organized under section 4 of this act which is established for the purpose of joint self-insuring through a contributing trust fund shall provide for the contingent liability of the participants in the event the assets of the joint self-insurance pool are not sufficient to cover its liabilities.

Each organization shall be exempt from insurance premium taxes, from chapters 48.32 and 48.32A RCW and from business and occupation taxes imposed pursuant to chapter 82.04 RCW, and from any assigned risk plan or joint underwriting authority otherwise required by law.

NEW SECTION. Sec. 7. The assets of any organization of local governmental entities that is organized under section 4 of this act which is established for the purpose of jointly self-insuring may, pursuant to section 8 of this act, be invested only in the following classes of securities and investments:

(1) Savings or time accounts in banks, trust companies, and mutual savings banks which are doing business in this state, up to the amount of insurance afforded such accounts by the federal deposit insurance corporation;

(2) Accounts in savings and loan associations which are doing business in this state, up to the amount of insurance afforded such accounts by the federal savings and loan insurance corporation;

(3) Investment deposits in banks, trust companies, mutual savings banks, and savings and loan associations, which are doing business in this state, available for

investment and secured by collateral in accordance with the provisions of chapter 39.58 RCW;

(4) Certificates, notes, bonds, or other obligations or securities of the United States or any of its agencies, or of any corporation wholly owned by the government of the United States;

(5) Federal home loan bank notes and bonds, federal land bank bonds, and federal national mortgage association notes, debentures, and guaranteed certificates of participation, or the obligations of any other government-sponsored corporation whose obligations are or may become eligible as collateral for advances to member banks as determined by the board of governors of the federal reserve system;

(6) Direct and general obligation bonds and warrants of the state of Washington or any other state of the United States;

(7) Direct and general obligation bonds and warrants of any local governmental entity of this state having the power to levy general taxes which are payable from general ad valorem taxes;

(8) Revenue bonds of this state or any authority, board, commission, committee, or similar agency thereof;

(9) Motor vehicle fund warrants when authorized by agreement between the state finance committee and the state transportation commission requiring repayment of invested funds from any moneys in the motor vehicle fund available for state highway construction; and

(10) Bonds, securities, and obligations which are designated to be authorized security for all public deposits pursuant to RCW 35.58.510, 35.81.110, 35.82.220, 39.60.030, 39.60.040, and 54.24.120.

NEW SECTION. Sec. 8. Any organization of local governmental entities that is organized under section 4 of this act which is established for the purpose of jointly self-insuring may invest all or a portion of its assets by one or more of the following methods:

(1) Directly invest such assets itself; or

(2) Deposit such assets with the treasurer of any county within whose territorial limits any of its member local governmental entities lies to be invested by such treasurer for the organization.

NEW SECTION. Sec. 9. Any organization of local governmental entities that is organized under section 4 of this act which elects to provide pooled self-insurance shall satisfy the following requirements:

(1) Contract with a professional insurance management corporation or otherwise provide for the management and operation of any joint self-insurance pool established by the organization;

(2) Provide for umbrella coverage for the participating local governmental entities;

(3) Provide insurance coverage for those claims which the organization plans to jointly self-insure, such coverage to be effective only in the event of the exhaustion of the joint self-insurance pool's resources for a given fiscal period;

(4) Establish deductibles and/or limits to any coverage that is provided; and

(5) Provide an annual report of the operations of the organization to the participating entities, the state risk manager, and the state insurance commissioner.

NEW SECTION. Sec. 10. Any organization of local governmental entities that is organized under section 4 of this act shall have the flexibility to perform its functions and at its option may, if such functions and actions are within its purview as established by the agreement or contract adopted pursuant to chapter 39.34 RCW that lists the powers and functions of the organization, do any of the following:

(1) Contract or otherwise provide for risk management and loss control services;

(2) Contract or otherwise provide legal counsel for the defense of claims and/or other legal services;

(3) Consult with the state insurance commissioner and/or the state risk manager;

(4) Jointly purchase insurance coverage in such form and amount as the organization's participants may by contract agree; and

(5) Possess any other powers and perform all other functions reasonably necessary to carry out the purposes of this chapter.

NEW SECTION. Sec. 11. Any organization of local governmental entities that is organized under section 4 of this act may provide for private meetings to consider litigation and settlement of claims when it appears that public discussion of these matters would impair the organization's ability to conduct its business effectively.

Notwithstanding any provision to the contrary contained in the public disclosure act, chapter 42.17 RCW, in a claim or action against the state or any local governmental entity, no person shall be entitled to discover that portion of funds or liability reserve established for purposes of satisfying a claim or cause of action, except that the reserve is discoverable in any supplemental or ancillary proceeding to enforce a judgment.

NEW SECTION. Sec. 12. The provisions of RCW 48.30.140 and 48.30.150 shall not be construed in such a manner as to prevent any local governmental entity or organization of local government entities that is organized under section 4 of this act from engaging or contracting with an insurance agent or broker to purchase or obtain insurance on a fee basis.

Sec. 13. Section .01.05, chapter 79, Laws of 1947 as amended by section 1, chapter 13, Laws of 1975-'76 2nd ex. sess. and RCW 48.01.050 are each amended to read as follows:

"Insurer" as used in this code includes every person engaged in the business of making contracts of insurance, other than a fraternal benefit society. A reciprocal or interinsurance exchange is an "insurer" as used in this code. Two or more hospitals, as defined in RCW 70.39.020(3), which join and organize as a mutual corporation pursuant to chapter 24.06 RCW for the purpose of insuring or self-insuring against liability claims, including medical liability, through a contributing trust fund shall not be deemed an "insurer" under this code. Two or more local governmental entities, as defined in section 2 of this 1979 act, which pursuant to section 4 of this 1979 act or any other provision of law join together and organize to form an organization for the purpose of jointly self-insuring shall not be deemed an "insurer" under this code.

NEW SECTION. Sec. 14. Sections 1 through 12 of this act are each added to Title 48 RCW."

POINT OF INQUIRY

Senator Rasmussen: "Senator Wilson, the state does have a risk management manager, Marsh McLennan Company I think received that by bid. They have come in with the best proposal. Under the State Intergovernmental Act, also the State Purchasing Act, it is my understanding that they may participate in any purchases that the state makes or jointly with any insurance and things like that. Now why do we need this bill?"

Senator Wilson: "To answer your question, Senator Rasmussen, the question as to whether a municipal corporation can engage in pooling their insurance coverage has presently been submitted to the attorney general for an opinion. There is some doubt in that area and there is some doubt as to which way the attorney general will rule. The attorney general's office has indicated informally to the counties that they would be far better off and have a far more clear cut authority to engage in these pooling activities if a bill such as 56 is passed. If it is not, doubt will exist as to their

legal authority to engage in pooling and the attorney general, for all I know, might rule against it."

Senator Morrison moved the following amendments to the amendment by Senator Wilson be considered and adopted simultaneously:

On page 1, line 34 of the amendment after "services." insert "It is the further intent of the legislature that such agreements shall be authorized only after a written determination by the insurance commissioner that liability insurance for local government entities is either unavailable or cost prohibitive from an authorized insurance carrier."

On page 2, line 35 of the amendment after "Sec. 4." strike "The" and insert "After a written determination by the insurance commissioner that liability insurance for local government entities is either unavailable or cost prohibitive from an authorized insurance carrier, the"

On page 3, line 26 of the amendment, after "trust," strike "approval" and insert "the insurance commissioner shall make a written determination that liability insurance for these local governmental entities is unavailable or cost prohibitive from an authorized insurance carrier. Approval"

POINT OF INQUIRY

Senator Rasmussen: "Senator Morrison, this will probably be a two point question. The first question, it is my understanding the city of Tacoma at the present time, and several other cities, have withdrawn from industrial insurance and they are going to become self-insurers. They also have hired a risk management person to mostly work on it from the safety angle and also to advise them in their coverage, probably on their catastrophe coverage and things like that.

"Now with your amendment, if they wanted to join in with Pierce county on such as this or risk management for fire and liability, they would then have to come down to the insurance commissioner and ask, 'Do you have anybody that can sell us insurance cheaper than we are getting it ourselves?' or words to that effect. Is that what they would have to do?"

Senator Morrison: "Senator Rasmussen, right now the law specifies that anyone can self-insure and this includes all of us as individuals, your city, your county, can self-insure; but the minute two people get together that then comes under the definition of insurance and you have to qualify then as an insurance company. Yes, if the city of Tacoma and Pierce county chose to get together, they would have to come under the provision that we have included here as far as this liability coverage is concerned. Before they could pool their resources and self-insure between the two of them, there would have to be a determination by the insurance commissioner that they could not buy liability coverage. That is true."

Senator Rasmussen: "Thank you. That answers one part of it. Now, obviously, insurance would be available. At what point do you determine that it becomes cost prohibitive and at what point would the insurance commissioner be able to arrive at that?"

Senator Morrison: "Senator Rasmussen, that is a very good question. I do not have the answer. I presume that the determination of what would be cost prohibitive would have to be reached through the administrative procedures process that we have, that is a measurement of what you were paying last year, what are the potential premiums for the coming year, and at some point insurance does become cost prohibitive. I would say some of the examples I have heard of premiums going up by two, three, four hundred percent from one year to the next, would in fact qualify that insurance as being cost prohibitive for that particular city or county."

Debate ensued.

Senator Wilson demanded a roll call and the demand was sustained.

The President declared the question before the Senate to be the roll call on the amendments by Senator Morrison to the amendment by Senator Wilson.

ROLL CALL

The Secretary called the roll and the amendments to the amendment were not adopted by the following vote: Yeas, 15; nays, 29; absent or not voting, 3; excused, 2.

Voting yea: Senators Benitz, Bluechel, Clarke, Gallagher, Guess, Hayner, Lee, Lewis, Matson, Moore, Morrison, Newschwander, Quigg, Sellar, Wanamaker.—15.

Voting nay: Senators Bausch, Bottiger, Conner, Day, Donohue, Fleming, Gaspard, Goltz, Gould, Hansen, Lysen, Marsh, McDermott, North, Odegaard, Peterson, Pullen, Rasmussen, Ridder, Scott, Shinpoch, Talmadge, Vognild, von Reichbauer, Walgren, Williams, Wilson, Wojahn, Woody—29.

Absent or not voting: Senators Henry, Jones, Talley—3.

Excused: Senators Keefe, Van Hollebeke—2.

Senator Morrison moved the following amendments to the amendment by Senator Wilson be considered and adopted simultaneously:

On page 3, line 29 of the amendment after "the" strike "state risk manager pursuant to RCW 43.19.19362" and insert "insurance commissioner"

On page 5, line 4 of the amendment after "the" strike "state risk manager" and insert "insurance commissioner"

On page 5, line 26 of the amendment after "the" strike "state risk manager" and insert "insurance commissioner"

On page 5, line 37 of the amendment after "the" strike "risk manager" and insert "insurance commissioner"

MOTION

On motion of Senator Walgren, further consideration of Substitute House Bill No. 56, together with the pending amendments, was held for later today.

MOTION

At 12:30 p.m., Senator Walgren moved the Senate recess until 2:30 p.m.

POINT OF INQUIRY

Senator Day: "Senator Goltz, in your opening remarks you said something about clashing with the closing days of this session. Do you have some information that is not available to the rest of us?"

Senator Goltz: "I was told in the negotiations when we were going and not going and were waiting and holding and so on, that if there was a possibility, and I say a possibility, that we could adjourn this weekend. I recommended myself that this legislature should not give up that opportunity even for an event of national significance. So the leadership in their wisdom apparently have said there is a chance, and so whatever good tidings that brings to you, I hope you will enjoy it over lunch."

The motion by Senator Walgren carried. The Senate recessed until 2:30 p.m.

AFTERNOON SESSION

The President called the Senate to order at 2:30 p.m.

MOTIONS

On motion of Senator Wilson, Senator von Reichbauer was excused.

On motion of Senator Walgren, the Senate returned to the first order of business.

REPORT OF STANDING COMMITTEE

May 7, 1979.

HOUSE JOINT RESOLUTION NO. 22, providing the means to pay the indebtedness on public development projects (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass.

Signed by: Senators McDermott, Vice Chairman; Bausch, Fleming, Gaspard, Goltz, Jones, Marsh, Morrison, Ridder, Sellar, Walgren, Wojahn.

Passed to Committee on Rules for second reading.

MOTIONS

On motion of Senator Walgren, the Senate advanced to the sixth order of business.

On motion of Senator Walgren, the Senate commenced consideration of Substitute House Bill No. 768.

SECOND READING

SUBSTITUTE HOUSE BILL NO. 768, by Committee on Appropriations (originally sponsored by Representatives Burns, Blair, Douthwaite, Patterson, Chandler and McGinnis):

Modifying the higher education annuities and retirement income plans.

REPORT OF STANDING COMMITTEE

May 7, 1979.

SUBSTITUTE HOUSE BILL NO. 768, modifying the higher education annuities and retirement income plans (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass with the following amendments:

On page 3, line 2 after "shall" insert "be (a) the surviving spouse of the retiree; or, (b) with the written consent of such spouse, if any, such other person or persons as shall"

On page 3, line 24 after "other" strike, "such employee" and insert "employee designated pursuant to RCW 28B.10.400(1)"

On page 3, line 36 after "amended," strike "shall apply" and insert "the benefit provided pursuant to RCW 28B.10.400(2) shall be determined based upon"

On page 4, line 5 strike "and" and insert "((and)) or"

Signed by: Senators Donohue, Chairman; McDermott, Vice Chairman; Clarke, Fleming, Gaspard, Goltz, Jones, Marsh, Morrison, Rasmussen, Ridder, Sellar, Shinpoch, Wojahn.

The bill was read the second time by sections.

On motion of Senator Marsh, the committee amendments were adopted.

On motion of Senator Marsh, the rules were suspended, Substitute House Bill No. 768, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 768, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 45; absent or not voting, 1; excused, 3.

Voting yea: Senators Bausch, Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Donohue, Fleming, Gallagher, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Lysen, Marsh, McDermott, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, Vognild, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—45.

Absent or not voting: Senator Matson—1.

Excused: Senators Keefe, Van Hollebeke, von Reichbauer—3.

SUBSTITUTE HOUSE BILL NO. 768, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Marsh, the Senate commenced consideration of Substitute House Bill No. 56.

SECOND READING

SUBSTITUTE HOUSE BILL NO. 56, by Committee on Local Government (originally sponsored by Representatives Charnley, Whiteside, Zimmerman, Rohrbach, North, Owen, Sanders, Fuller, Flanagan, Knowles, Smith (C.P.), Nisbet and Amen) (by House Committee on Local Government of 45th Legislature request):

Authorizing local governments to enter program for self-insurance, risk management, and joint insurance.

The Senate resumed consideration of Substitute House Bill No. 56 from earlier today. Senator Wilson had moved adoption of an amendment and the following amendments by Senator Morrison to the amendment by Senator Wilson had been moved for adoption earlier today:

On page 3, line 29 of the amendment after "the" strike "state risk manager pursuant to RCW 43.19.19362" and insert "insurance commissioner"

On page 5, line 4 of the amendment after "the" strike "state risk manager" and insert "insurance commissioner"

On page 5, line 26 of the amendment after "the" strike "state risk manager" and insert "insurance commissioner"

On page 5, line 37 of the amendment after "the" strike "risk manager" and insert "insurance commissioner"

Debate ensued.

The motion by Senator Morrison failed and the amendments to the amendment by Senator Wilson were not adopted.

There being no objection, the amendments by Senator Morrison to page 9, beginning on line 27 and page 10, line 12 to the amendment by Senator Wilson on the desk of the Secretary of the Senate were withdrawn.

On motion of Senator Morrison, the following amendments to the amendment by Senator Wilson were considered and adopted simultaneously:

On page 5, line 7 after "has" insert "complied with the procedures and provisions contained in section 5 (1) of this act, and has"

On page 5, line 30, after "of" insert "this section and"

Senator Williams moved adoption of the following amendment to the amendment by Senator Wilson:

On page 3, line 13, after "services" strike the entire proviso down through "entity." on the last line of the proviso, and insert: "It is the intent of the legislature that local governmental entities be able to purchase insurance, or self-insure, for any legitimate purpose, including but not limited to insurance for property damages, and tortious conduct."

POINT OF INQUIRY

Senator Morrison: "I noticed that your amendment would allow local government entities to purchase insurance or self-insure for any legitimate purpose. Does that include workers' compensation?"

Senator Williams: "I suspect that it might but I am not sure that I am the person to ask about that."

The motion by Senator Williams failed and the amendment to the amendment by Senator Wilson was not adopted.

Senator Williams moved the following amendments to the amendment by Senator Wilson be considered and adopted simultaneously:

On page 3, after "trust," on line 26, strike all the material down through "from" on line 29 and insert "that organization shall submit to"

On page 5, beginning on line 4, strike all the material down through "approved" on page 6, line 3, and insert "the state risk manager shall review the plan. If, in the opinion of the state risk manager, the pool fails to meet the requirements of section 9, subsection (1) through subsection (4), the state risk manager shall specify in detail the manner in which the proposed joint self-insurance pool fails to meet the requirements of section 9(1) through (4) of this act and make comments and suggestions as to means by which such deficiencies could be corrected."

Debate ensued.

The motion by Senator Williams failed and the amendments to the amendment by Senator Wilson were not adopted on a rising vote.

Senator Williams moved adoption of the following amendment to the amendment by Senator Wilson:

On page 12, line 9 insert a new subsection (14) to read as follows:

"**NEW SECTION.** Sec. 4. Every insurer doing business with municipalities of the state shall file annually with the insurance commissioner the data on the premiums, losses and reserves on a municipality by municipality basis. At the same time, the insurer shall send a copy of the data collected on an insured municipality to the insured municipality."

Renumber accordingly.

POINT OF ORDER

Senator Clarke: "I challenge the proposed amendment on two separate points of order. The first is that it expands the scope and object of the bill and the second one is that, contrary to the requirements of the Constitution, on page 64, Section 37 which says, 'No act shall ever be revised or amended by a mere reference to its title but the act revised or the section amended shall be set forth at full length.'

"Speaking as to both of these points of order, the bill before us relates exclusively to the power of local government to pool or collaborate in connection with insurance matters. It has entirely to do with local government. The proposed amendment would require certain acts to be done by private insurers with respect to the collection of their experience records and this has, in effect, nothing directly to do with local government.

"Also, I would respectfully call the President's attention to Section 48.19.370 of the Insurance Code which provides in detail for the recording and reporting of loss

and expense experience and authorizes the insurance commissioner to promulgate reasonable rules and statistical plans with respect to each of the rating systems on file as to what type of information shall be reported; and in (3) of that statute it specifically reads as follows: 'No insurer shall be required to record or report its loss experience on a classification basis that is inconsistent with the rating system filed by it.' So that this amendment, if passed, would in substance have the effect of purporting to amend or negate an existing statute, and if that statute is to be changed or amended, it should be specifically set out in proper form, so I challenge on the two points of order."

RULING BY THE PRESIDENT

The President commenced his Ruling on the Point of Order by Senator Clarke.

REMARKS BY SENATOR PULLEN

Senator Pullen: "Mr. President, I am sympathetic to that. However, I would point out that Rule 58 of our rules says that no act shall ever be revised or amended by mere reference to its title, so our rules have incorporated that particular constitutional point."

RULING BY THE PRESIDENT

President Cherberg: "In ruling upon the Point of Order raised by Senator Clarke, the President finds that Substitute House Bill No. 56 is a measure which authorizes certain insurance practices with regard to local government.

"The amendment proposed by Senator Williams also deals with local government insurance by requiring insurers who do business with local government to file certain reports.

"The President therefore finds that the proposed amendment does not expand the scope and object of the bill and that the Point of Order is not well taken."

The amendment by Senator Williams to the amendment by Senator Wilson was ruled in order.

Debate ensued.

The motion by Senator Williams failed and the amendment to the amendment by Senator Wilson was not adopted.

The motion by Senator Wilson carried and the amendment, as amended, was adopted.

On motion of Senator Wilson, the following amendment to the title was adopted:

On page 1, on line 1 of the title, after "government;" strike "amending section 1, chapter 16, Laws of 1975 and RCW 36.16.138; amending section 3, chapter 239, Laws of 1967 as last amended by section 13, chapter 283, Laws of 1977 ex. sess. and RCW 39.34.020;"

On motion of Senator Wilson, the rules were suspended, Substitute House Bill No. 56, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 56, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 27; nays 18; absent or not voting, 1; excused, 3.

Voting yea: Senators Bausch, Bottiger, Conner, Day, Donohue, Fleming, Gallagher, Goltz, Gould, Hansen, Lee, Marsh, McDermott, North, Odegaard,

Peterson, Pullen, Quigg, Rasmussen, Ridder, Scott, Shinpoch, Talmadge, Walgren, Wilson, Wojahn, Woody—27.

Voting nay: Senators Benitz, Bluechel, Clarke, Gaspard, Guess, Hayner, Jones, Lewis, Lysen, Matson, Moore, Morrison, Newschwander, Sellar, Talley, Vognild, Wanamaker, Williams—18.

Absent or not voting: Senator Henry—1.

Excused: Senators Keefe, Van Hollebeke, von Reichbauer—3.

SUBSTITUTE HOUSE BILL NO. 56, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Walgren, the Senate commenced consideration of gubernatorial appointment 173.

CONFIRMATION OF GUBERNATORIAL APPOINTMENT MOTION

On motion of Senator Lysen, the appointment of James T. Hughes as the Director of the Department of Labor and Industries, was confirmed.

APPOINTMENT OF JAMES T. HUGHES

The Secretary called the roll. The appointment was confirmed by the Senate by the following vote: Yeas, 44; nays, 2; excused, 3.

Voting yea: Senators Bausch, Benitz, Bottiger, Clarke, Day, Donohue, Fleming, Gallagher, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Lysen, Marsh, Matson, McDermott, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, Vognild, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—44.

Voting nay: Senators Bluechel, Conner—2.

Excused: Senators Keefe, Van Hollebeke, von Reichbauer—3.

MOTION

On motion of Senator Walgren, the Senate commenced consideration of Substitute House Bill No. 791.

SECOND READING

SUBSTITUTE HOUSE BILL NO. 791, by Committee on Appropriations (originally sponsored by Representatives Taller, Douthwaite and McDonald) (by Department of Retirement request):

Making miscellaneous changes to the laws on retirement from public service.

REPORT OF STANDING COMMITTEE

May 7, 1979.

SUBSTITUTE HOUSE BILL NO. 791, making miscellaneous changes to the laws on retirement from public service (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass with the following amendments:

On page 1, strike everything after the enacting clause and insert the following: "Section 1, Section 18, chapter 294, Laws of 1977 ex. sess. and RCW 41.26-.005 are each amended to read as follows:

The provisions of the following sections of this chapter shall apply only to persons who establish membership in the retirement system on or before September 30, 1977: RCW 41.26.080, 41.26.090, 41.26.100, 41.26.110, 41.26.120, 41.26.130, 41.26.140, 41.26.150, 41.26.160, 41.26.170, 41.26.190, 41.26.200, 41.26.240, 41.26.250, 41.26.260, and 41.26.270.

Sec. 2. Section 3, chapter 209, Laws of 1969 ex. sess. as last amended by section 17, chapter 294, Laws of 1977 ex. sess. and RCW 41.26.030 are each amended to read as follows:

As used in this chapter, unless a different meaning is plainly required by the context:

(1) "Retirement system" means the "Washington law enforcement officers' and fire fighters' retirement system" provided herein.

(2) (a) "Employer" for persons who establish membership in the retirement system on or before September 30, 1977, means the legislative authority of any city, town, county or district or the elected officials of any municipal corporation that employs any law enforcement officer and/or fire fighter, any authorized association of such municipalities, and, except for the purposes of RCW 41.26.150, any labor guild, association, or organization, which represents the fire fighters or law enforcement officers of at least seven cities of over 20,000 population and the membership of each local lodge or division of which is composed of at least sixty percent law enforcement officers or fire fighters as defined in this chapter.

(b) "Employer" for persons who establish membership in the retirement system on or after October 1, 1977, means the legislative authority of any city, town, county, or district or the elected officials of any municipal corporation that employs any law enforcement officer and/or fire fighter.

(3) "Law enforcement officer" means any person who is serving on a full time, fully compensated basis as a county sheriff or deputy sheriff, including sheriffs or deputy sheriffs serving under a different title pursuant to a county charter, city police officer, or town marshal or deputy marshal, with the following qualifications:

(a) No person who is serving in a position that is basically clerical or secretarial in nature, and who is not commissioned shall be considered a law enforcement officer;

(b) Only those deputy sheriffs, including those serving under a different title pursuant to county charter, who have successfully completed a civil service examination for deputy sheriff or the equivalent position, where a different title is used, and those persons serving in unclassified positions authorized by RCW 41.14.070 except a private secretary will be considered law enforcement officers;

(c) Only such full time commissioned law enforcement personnel as have been appointed to offices, positions, or ranks in the police department which have been specifically created or otherwise expressly provided for and designated by city charter provision or by ordinance enacted by the legislative body of the city shall be considered city police officers; and

(d) The term "law enforcement officer" also includes the executive secretary of a labor guild, association or organization (which is an employer under RCW 41.26.030(2) as now or hereafter amended) if such individual has five years previous membership in the retirement system established in chapter 41.20 RCW: PROVIDED, That for persons who establish membership in the retirement system on or after October 1, 1977, the provisions of this subparagraph shall not apply.

(4) "Fire fighter" means:

(a) any person who is serving on a full time, fully compensated basis as a member of a fire department of an employer and who is serving in a position which requires passing a civil service examination for fire fighter, or fireman if this title is used by the department, and who is actively employed as such;

(b) anyone who is actively employed as a full time fire fighter where the fire department does not have a civil service examination;

(c) supervisory fire fighter personnel;

(d) any full time executive secretary of an association of fire protection districts authorized under chapter 52.08 RCW: PROVIDED, That for persons who establish membership in the retirement system on or after October 1, 1977, the provisions of this subparagraph shall not apply;

(e) the executive secretary of a labor guild, association or organization (which is an employer under RCW 41.26.030(2) as now or hereafter amended), if such individual has five years previous membership in a retirement system established in chapter 41.16 or 41.18 RCW: PROVIDED, That for persons who establish membership in the retirement system on or after October 1, 1977, the provisions of this subparagraph shall not apply;

(f) any person who is serving on a full time, fully compensated basis for an employer, as a fire dispatcher, in a department in which, on March 1, 1970, a dispatcher was required to have passed a civil service examination for fireman or fire fighter; and

(g) any person who on March 1, 1970, was employed on a full time, fully compensated basis by an employer, and who on May 21, 1971 was making retirement contributions under the provisions of chapter 41.16 or 41.18 RCW.

(5) "Retirement board" means the Washington public employees' retirement system board established in chapter 41.40 RCW, including two members of the retirement system and two employer representatives as provided for in RCW 41.26-.050. The retirement board shall be called the Washington law enforcement officers' and fire fighters' retirement board and may enter in legal relationships in that name. Any legal relationships entered into in that name prior to the adoption of this 1972 amendatory act are hereby ratified.

(6) "Surviving spouse" means the surviving widow or widower of a member. The word shall not include the divorced spouse of a member.

(7) "Child" or "children" whenever used in this chapter means every natural born child and stepchild where that relationship was in existence prior to the date benefits are payable under this chapter, posthumous child, child legally adopted or made a legal ward of a member prior to the date benefits are payable under this chapter, and illegitimate child legitimized prior to the date any benefits are payable under this chapter, all while unmarried, and either under the age of eighteen years or mentally or physically handicapped as determined by the retirement board except a handicapped person in the full time care of a state institution. A person shall also be deemed to be a child up to and including the age of twenty years and eleven months while attending any high school, college, or vocational or other educational institution accredited, licensed, or approved by the state, in which it is located, including the summer vacation months and all other normal and regular vacation periods at the particular educational institution after which the child returns to school.

(8) "Member" means any fire fighter, law enforcement officer, or other person as would apply under subsections (3) or (4) of this section whose membership is transferred to the Washington law enforcement officers' and fire fighters' retirement system on or after March 1, 1970, and every law enforcement officer and fire fighter who is employed in that capacity on or after such date.

(9) "Retirement fund" means the "Washington law enforcement officers' and fire fighters' retirement system fund" as provided for herein.

(10) "Employee" means any law enforcement officer or fire fighter as defined in subsections (3) and (4) above.

(11) (a) "Beneficiary" for persons who establish membership in the retirement system on or before September 30, 1977, means any person in receipt of a retirement allowance, disability allowance, death benefit, or any other benefit described herein.

(b) "Beneficiary" for persons who establish membership in the retirement system on or after October 1, 1977, means any person in receipt of a retirement allowance or other benefit provided by this chapter resulting from service rendered to an employer by another person.

(12) (a) "Final average salary" for persons who establish membership in the retirement system on or before September 30, 1977, means (i) for a member holding the same position or rank for a minimum of twelve months preceding the date of retirement, the basic salary attached to such same position or rank at time of retirement; (ii) for any other member, including a civil service member who has not served a minimum of twelve months in the same position or rank preceding the date of retirement, the average of the greatest basic salaries payable to such member during any consecutive twenty-four month period within such member's last ten years of service for which service credit is allowed, computed by dividing the total basic salaries payable to such member during the selected twenty-four month period by twenty-four; (iii) in the case of disability of any member, the basic salary payable to such member at the time of disability retirement; (iv) in the case of a member who hereafter vests pursuant to RCW 41.26.090, the basic salary payable to such member at the time of vesting.

(b) "Final average salary" for persons who establish membership in the retirement system on or after October 1, 1977, means the monthly average of the member's basic salary for the highest consecutive sixty months of service prior to such member's retirement, termination, or death. Periods constituting authorized unpaid leaves of absence may not be used in the calculation of final average salary.

(13) (a) "Basic salary" for persons who establish membership in the retirement system on or before September 30, 1977, means the basic monthly rate of salary or wages, including longevity pay but not including overtime earnings or special salary or wages, upon which pension or retirement benefits will be computed and upon which employer contributions and salary deductions will be based.

(b) "Basic salary" for persons who establish membership in the retirement system on or after October 1, 1977, means salaries or wages earned by a member during a payroll period for personal services, including overtime payments, as reported by the employer on the wage and tax statement submitted to the federal internal revenue service, but shall exclude lump sum payments for deferred annual sick leave, unused accumulated vacation, unused accumulated annual leave, or any form of severance pay: PROVIDED, That in any year in which a member serves in the legislature the member shall have the option of having such member's ((compensation ~~earnable~~ shall)) basic salary be the greater of:

(i) the ((~~compensation-earnable~~)) basic salary the member would have received had such member not served in the legislature; or

(ii) such member's actual ((~~compensation-earnable~~)) basic salary received for nonlegislative public employment and legislative service combined. Any additional contributions to the retirement system required because ((~~compensation-earnable~~)) basic salary under subparagraph (i) of this subsection is greater than ((~~compensation-earnable~~)) basic salary under subparagraph (ii) of this subsection shall be paid by the member for both member and employer contributions.

(14) (a) "Service" for persons who establish membership in the retirement system on or before September 30, 1977, means all periods of employment for an employer as a fire fighter or law enforcement officer, for which compensation is paid, together with periods of suspension not exceeding thirty days in duration. For the purposes of this chapter service shall also include service in the armed forces of the

United States as provided in RCW 41.26.190. Credit shall be allowed for all months of service rendered by a member from and after ~~((his))~~ the member's initial commencement of employment as a fire fighter or law enforcement officer, during which ~~((he))~~ the member worked for ~~((ten-days))~~ seventy or more ~~((; or the equivalent thereof))~~ hours, or was on disability leave or disability retirement. Only months of service shall be counted in the computation of any retirement allowance or other benefit provided for in this chapter. In addition to the foregoing, for members retiring after May 21, 1971 who were employed under the coverage of a prior pension act before March 1, 1970, "service" shall include (i) such military service not exceeding five years as was creditable to the member as of March 1, 1970, under ~~((his))~~ the member's particular prior pension act, and (ii) such other periods of service as were then creditable to a particular member under the provisions of RCW 41.18.165, 41.20.160 or 41.20.170. However, in no event shall credit be allowed for any service rendered prior to March 1, 1970, where the member at the time of rendition of such service was employed in a position covered by a prior pension act, unless such service, at the time credit is claimed therefor, is also creditable under the provisions of such prior act: PROVIDED, That if such member's prior service is not creditable due to the withdrawal of his contributions plus accrued interest thereon from a prior pension system, such member shall be credited with such prior service, as a law enforcement officer or fire fighter, by paying to the Washington law enforcement officers' and fire fighters' retirement system, on or before March 1, 1975, an amount which is equal to that which was withdrawn from the prior system by such member, as a law enforcement officer or fire fighter: PROVIDED FURTHER, That if such member's prior service is not creditable because, although employed in a position covered by a prior pension act, such member had not yet become a member of the pension system governed by such act, such member shall be credited with such prior service as a law enforcement officer or fire fighter, by paying to the Washington law enforcement officers' and fire fighters' retirement system, on or before March 1, 1975, an amount which is equal to the employer's contributions which would have been required under the prior act when such service was rendered if the member had been a member of such system during such period: AND PROVIDED FURTHER, That where a member is employed by two employers at the same time, he shall only be credited with service to one such employer for any month during which he rendered such dual service.

(b) "Service" for persons who establish membership in the retirement system on or after October 1, 1977, means periods of employment by a member for one or more employers for which basic salary is earned for ninety or more hours per calendar month.

Members of the retirement system who are elected or appointed to a state elective position ~~((as defined in RCW 41.40.010(30)))~~ may elect to continue to be members of this retirement system.

Years of service shall be determined by dividing the total number of months of service by twelve. Any fraction of a year of service as so determined shall be taken into account in the computation of such retirement allowance or benefits.

If a member receives basic salary from two or more employers during any calendar ~~((year such member shall receive a total of not more than twelve months of service for such calendar year))~~ month, the individual shall receive one month's service credit during any calendar month in which multiple service for ninety or more hours is rendered.

(15) "Accumulated contributions" means the employee's contributions made by a member plus accrued interest credited thereon.

(16) "Actuarial reserve" means a method of financing a pension or retirement plan wherein reserves are accumulated as the liabilities for benefit payments are incurred in order that sufficient funds will be available on the date of retirement of

each member to pay ((his)) the member's future benefits during the period of ((his)) retirement.

(17) "Actuarial valuation" means a mathematical determination of the financial condition of a retirement plan. It includes the computation of the present monetary value of benefits payable to present members, and the present monetary value of future employer and employee contributions, giving effect to mortality among active and retired members and also to the rates of disability, retirement, withdrawal from service, salary and interest earned on investments.

(18) "Disability board" means either the county disability board or the city disability board established in RCW 41.26.110 for persons who establish membership in the retirement system on or before September 30, 1977.

(19) "Disability leave" means the period of six months or any portion thereof during which a member is on leave at an allowance equal to ((his)) the member's full salary prior to the commencement of disability retirement. The definition contained in this subsection shall apply only to persons who establish membership in the retirement system on or before September 30, 1977.

(20) "Disability retirement" for persons who establish membership in the retirement system on or before September 30, 1977, means the period following termination of a member's disability leave, during which the member is in receipt of a disability retirement allowance.

(21) "Position" means the employment held at any particular time, which may or may not be the same as civil service rank.

(22) "Medical services" for persons who establish membership in the retirement system on or before September 30, 1977, shall include the following as minimum services to be provided. Reasonable charges for these services shall be paid in accordance with RCW 41.26.150.

(a) Hospital expenses: These are the charges made by a hospital, in its own behalf, for

(i) Board and room not to exceed semiprivate room rate unless private room is required by the attending physician due to the condition of the patient.

(ii) Necessary hospital services, other than board and room, furnished by the hospital.

(b) Other medical expenses: The following charges are considered "other medical expenses", provided that they have not been considered as "hospital expenses".

(i) The fees of the following:

(A) A physician or surgeon licensed under the provisions of chapter 18.71 RCW;

(B) An osteopath licensed under the provisions of chapter 18.57 RCW;

(C) A chiropractor licensed under the provisions of chapter 18.25 RCW.

(ii) The charges of a registered graduate nurse other than a nurse who ordinarily resides in the member's home, or is a member of the family of either the member or the member's spouse.

(iii) The charges for the following medical services and supplies:

(A) Drugs and medicines upon a physician's prescription;

(B) Diagnostic x-ray and laboratory examinations;

(C) X-ray, radium, and radioactive isotopes therapy;

(D) Anesthesia and oxygen;

(E) Rental of iron lung and other durable medical and surgical equipment;

(F) Artificial limbs and eyes, and casts, splints, and trusses;

(G) Professional ambulance service when used to transport the member to or from a hospital when he is injured by an accident or stricken by a disease;

(H) Dental charges incurred by a member who sustains an accidental injury to his teeth and who commences treatment by a legally licensed dentist within ninety days after the accident;

- (I) Nursing home confinement or hospital extended care facility;
 (J) Physical therapy by a registered physical therapist;
 (K) Blood transfusions, including the cost of blood and blood plasma not replaced by voluntary donors;
 (L) An optometrist licensed under the provisions of chapter 18.53 RCW.
 (23) "Regular interest" means such rate as the ~~((department))~~ director may determine.

(24) "Retiree" for persons who establish membership in the retirement system on or after October 1, 1977, means any member in receipt of a retirement allowance or other benefit provided by this chapter resulting from service rendered to an employer by such member.

(25) "Department" means the department of retirement systems created in chapter 41.50 RCW.

(26) "Director" means the director of the department.

(27) "State actuary" or "actuary" means the person appointed pursuant to RCW 44.44.010(2).

(28) "State elective position" means any position held by any person elected or appointed to state-wide office or elected or appointed as a member of the legislature.

Sec. 3. Section 3, chapter 257, Laws of 1971 ex. sess. as last amended by section 20, chapter 294, Laws of 1977 ex. sess. and RCW 41.26.045 are each amended to read as follows:

(1) Notwithstanding any other provision of law after February 19, 1974 no law enforcement officer or fire fighter, may become eligible for coverage in the pension system established by this chapter, until ~~((he))~~ the individual has met and has been certified as having met minimum medical and health standards: PROVIDED, That an elected sheriff or an appointed chief of police or fire chief, shall not be required to meet the age standard: PROVIDED FURTHER, That in cities and towns having not more than two law enforcement officers and/or not more than two fire fighters and if one or more of such persons do not meet the minimum medical and health standards as required by the provisions of this chapter, then such person or persons may join any other pension system that the city has available for its other employees: AND PROVIDED FURTHER, That for one year after February 19, 1974 any such medical or health standard now existing or hereinafter adopted, insofar as it establishes a maximum age beyond which an applicant is to be deemed ineligible for coverage, shall be waived as to any applicant for employment or reemployment who is otherwise eligible except for his age, who has been a member of any one or more of the retirement systems created by chapter 41.20 of the Revised Code of Washington and who has restored all contributions which he has previously withdrawn from any such system or systems.

(2) This section shall not apply to persons who initially establish membership in the retirement system on or after July 1, 1979.

Sec. 4. Section 3, chapter 294, Laws of 1977 ex. sess. and RCW 41.26.420 are each amended to read as follows:

A member of the retirement system shall receive a retirement allowance equal to two percent of such member's ~~((average))~~ final ~~((compensation))~~ average salary for each year of service.

Sec. 5. Section 1, chapter 80, Laws of 1947 as last amended by section 18, chapter 293, Laws of 1977 ex. sess. and RCW 41.32.010 are each amended to read as follows:

As used in this chapter, unless a different meaning is plainly required by the context:

(1) (a) "Accumulated contributions" for persons who establish membership in the retirement system on or before September 30, 1977, means the sum of all regular annuity contributions with regular interest thereon ~~((less cost of operation))~~.

(b) "Accumulated contributions" for persons who establish membership in the retirement system on or after October 1, 1977, means the sum of all contributions standing to the credit of a member in the member's individual account together with the regular interest thereon.

(2) "Actuarial equivalent" means a benefit of equal value when computed upon the basis of such mortality tables and regulations as shall be adopted by the ((board of trustees)) director and regular interest.

(3) "Annuity" means the moneys payable per year during life by reason of accumulated contributions of a member.

(4) "Annuity fund" means the fund in which all of the accumulated contributions of members are held.

(5) "Annuity reserve fund" means the fund to which all accumulated contributions are transferred upon retirement.

(6) (a) "Beneficiary" for persons who establish membership in the retirement system on or before September 30, 1977, means any person in receipt of a retirement allowance or other benefit provided ((for)) by ((the teachers' retirement law)) this chapter.

(b) "Beneficiary" for persons who establish membership in the retirement system on or after October 1, 1977, means any person in receipt of a retirement allowance or other benefit provided by this chapter resulting from service rendered to an employer by another person.

(7) "Contract" means any agreement for service and compensation between a member and an employer.

(8) "Creditable service" means membership service plus prior service for which credit is allowable. This subsection shall apply only to persons who establish membership in the retirement system on or before September 30, 1977.

(9) "Dependent" means receiving one-half or more of support from a member.

(10) "Disability allowance" means monthly payments during disability. This subsection shall apply only to persons who establish membership in the retirement system on or before September 30, 1977.

(11) (a) "Earnable compensation" for persons who establish membership in the retirement system on or before September 30, 1977, means all salaries and wages paid by an employer to an employee member of the retirement system for personal services rendered during a fiscal year. In all cases where compensation includes maintenance the ((board of trustees)) employer shall fix the value of that part of the compensation not paid in money: PROVIDED, That retroactive payments to an individual by an employer on reinstatement of the employee in a position, or payments by an employer to an individual in lieu of reinstatement in a position which are awarded or granted as the equivalent of the salary or wages which the individual would have earned during a payroll period shall be considered earnable compensation and the individual shall receive the equivalent service credit: PROVIDED FURTHER, That if a leave of absence, without pay, is taken by a member for the purpose of serving as a member of the state legislature, and such member has served in the legislature five or more years, the salary which would have been received for the position from which the leave of absence was taken shall be considered as compensation earnable if the employee's contribution thereon is paid by the employee. In addition, where a member has been a member of the state legislature for five or more years, earnable compensation for ((his)) the member's two highest compensated consecutive years of service shall include a sum not to exceed thirty-six hundred dollars for each of such two consecutive years, regardless of whether or not legislative service was rendered during those two years.

(b) "Earnable compensation" for persons who establish membership in the retirement system on or after October 1, 1977, means salaries or wages earned by a member during a payroll period for personal services, including overtime payments,

as reported by the employer on the wage and tax statement submitted to the federal internal revenue service, but shall exclude lump sum payments for deferred annual sick leave, unused accumulated vacation, unused accumulated annual leave, or any form of severance pay: PROVIDED, That retroactive payments to an individual by an employer on reinstatement of the employee in a position or payments by an employer to an individual in lieu of reinstatement in a position which are awarded or granted as the equivalent of the salary or wages which the individual would have earned during a payroll period shall be considered earnable compensation, to the extent provided above, and the individual shall receive the equivalent service credit: PROVIDED FURTHER, That in any year in which a member serves in the legislature the member shall have the option of having such member's earnable compensation ((shall)) be the greater of:

(i) the earnable compensation the member would have received had such member not served in the legislature; or

(ii) such member's actual earnable compensation received for teaching and legislative service combined. Any additional contributions to the retirement system required because compensation earnable under subparagraph (i) of this subsection is greater than compensation earnable under subparagraph (ii) of this subsection shall be paid by the member for both member and employer contributions.

(12) "Employer" means the state of Washington, the school district, or any agency of the state of Washington by which the member is paid.

(13) "Fiscal year" means a year which begins July 1st and ends June 30th of the following year.

(14) "Former state fund" means the state retirement fund in operation for teachers under chapter 187, Laws of 1923, as amended.

(15) "Local fund" means any of the local retirement funds for teachers operated in any school district in accordance with the provisions of chapter 163, Laws of 1917 as amended.

(16) "Member" means any teacher included in the membership of the retirement system. Also, any other employee of the public schools who, on July 1, 1947, had not elected to be exempt ((himself)) from membership and who, prior to that date, had by an authorized payroll deduction, contributed to the annuity fund.

(17) "Membership service" means service rendered subsequent to the first day of eligibility of a person to membership in the retirement system: PROVIDED, That where a member is employed by two or more employers ((during any calendar year he shall not receive more than a total of twelve months of service credit during any such calendar year)) the individual shall only receive one month's service credit during any calendar month in which multiple service is rendered. The provisions of this subsection shall apply only to persons who establish membership in the retirement system on or before September 30, 1977.

(18) "Pension" means the moneys payable per year during life from the pension fund.

(19) "Pension fund" means a fund from which all pension obligations are to be paid.

(20) "Pension reserve fund" is a fund in the state treasury in which shall be accumulated an actuarial reserve adequate to meet present and future pension liabilities of the system.

(21) "Prior service" means service rendered prior to the first date of eligibility to membership in the retirement system for which credit is allowable. The provisions of this subsection shall apply only to persons who establish membership in the retirement system on or before September 30, 1977.

(22) "Prior service contributions" means contributions made by a member to secure credit for prior service. The provisions of this subsection shall apply only to

persons who establish membership in the retirement system on or before September 30, 1977.

(23) "Public school" means any institution or activity operated by the state of Washington or any instrumentality or political subdivision thereof employing teachers, except the University of Washington and Washington State University.

(24) "Regular contributions" means the amounts required to be deducted from the compensation of a member and credited to ~~((his))~~ the member's individual account in the annuity fund. This subsection shall apply only to persons establishing membership in the retirement system on or before September 30, 1977.

(25) "Regular interest" means such rate as the ~~((department))~~ director may determine.

(26) (a) "Retirement allowance" for persons who establish membership in the retirement system on or before September 30, 1977, means the sum of annuity and pension or any optional benefits payable in lieu thereof.

(b) "Retirement allowance" for persons who establish membership in the retirement system on or after October 1, 1977, means monthly payments to a retiree or beneficiary as provided in this chapter.

(27) "Retirement system" means the Washington state teachers' retirement system.

(28) (a) "Service" means the time during which a member has been employed by an employer for compensation: PROVIDED, That where a member is employed by two or more employers ~~((during any calendar year he shall not receive more than a total of twelve months of service credit during any such calendar year))~~ the individual shall only receive one month's service credit during any calendar month in which multiple service is rendered.

(b) "Service" for persons who establish membership in the retirement system on or after October 1, 1977, means periods of employment by a member for one or more employers for which earnable compensation is earned for ninety or more hours per calendar month. Members shall receive twelve months of service for each contract year or school year of employment.

Any person who is a member of the teachers' retirement system and who is elected or appointed to a state elective position may continue to be a member of the retirement system and continue to receive service credit for the time spent in a state elective position by making the required member contributions.

~~((If a member receives earnable compensation from two or more employers during any calendar year such member shall receive a total of not more than twelve months of service for such calendar year.))~~ -

When an individual is employed by two or more employers the individual shall only receive one month's service credit during any calendar month in which multiple service for ninety or more hours is rendered.

Notwithstanding RCW 41.32.240, teachers covered by RCW 41.32.755 through 41.32.825, who render service need not serve for ninety days to obtain membership so long as the required contribution is submitted for such ninety-day period. Where a member did not receive service credit under RCW 41.32.775 through 41.32.825 due to the ninety-day period in RCW 41.32.240 the member may receive service credit for that period so long as the required contribution is submitted for the period. Anyone entering membership on or after October 1, 1977, and prior to July 1, 1979, shall have until June 30, 1980, to make the required contribution in one lump sum.

(29) "Survivors' benefit fund" means the fund from which survivor benefits are paid to dependents of deceased members. This subsection shall apply only to persons establishing membership in the retirement system on or before September 30, 1977.

(30) "Teacher" means any person qualified to teach who is engaged by a public school in an instructional, administrative, or supervisory capacity, including state,

educational service district, city superintendents and their assistants and certificated employees; and in addition thereto any qualified school librarian, any registered nurse or any full time school doctor who is employed by a public school and renders service of an instructional or educational nature.

(31) "Average final compensation" for persons who establish membership in the retirement system on or after October 1, 1977, means the member's average earnable compensation of the highest consecutive sixty months of service prior to such member's retirement, termination, or death. Periods constituting authorized leaves of absence may not be used in the calculation of average final compensation.

(32) "Retiree" for persons who establish membership in the retirement system on or after October 1, 1977, means any member in receipt of a retirement allowance or other benefit provided by this chapter resulting from service rendered to an employer by such member.

(33) "Department" means the department of retirement systems created in chapter 41.50 RCW.

(34) "Director" means the director of the department.

(35) "State elective position" means any position held by any person elected or appointed to state-wide office or elected or appointed as a member of the legislature.

(36) "State actuary" or "actuary" means the person appointed pursuant to RCW 44.44.010(2).

(37) "Retirement board" means the board of trustees provided for in RCW 41.32.040.

Sec. 6. Section 21, chapter 295, Laws of 1977 ex. sess. and RCW 41.40.005 are each amended to read as follows:

The provisions of the following sections of this chapter shall apply only to persons who establish membership in the retirement system on or before September 30, 1977: RCW 41.40.150, 41.40.160, 41.40.170, 41.40.180, 41.40.185, 41.40.190, 41.40.193, 41.40.195, 41.40.200, 41.40.210, 41.40.220, 41.40.230, 41.40.235, 41.40.250, 41.40.260, 41.40.270, 41.40.280, 41.40.300, 41.40.310, 41.40.320, and 41.40.330.

Sec. 7. Section 1, chapter 274, Laws of 1947 as last amended by section 16, chapter 295, Laws of 1977 ex. sess. and RCW 41.40.010 are each amended to read as follows:

As used in this chapter, unless a different meaning is plainly required by the context:

(1) "Retirement system" means the public employees' retirement system provided for in this chapter.

(2) "Retirement board" means the board provided for in this chapter and chapter 41.26 RCW.

(3) "State treasurer" means the treasurer of the state of Washington.

(4) (a) "Employer" for persons who establish membership in the retirement system on or before September 30, 1977, means every branch, department, agency, commission, board, and office of the state, any political subdivision or association of political subdivisions of the state admitted into the retirement system, and legal entities authorized by RCW (~~36.70.060 and~~) 35.63.070 and 36.70.060 or chapter 39.34 RCW as now or hereafter amended; and the term shall also include any labor guild, association, or organization the membership of a local lodge or division of which is comprised of at least forty percent employees of an employer (other than such labor guild, association, or organization) within this chapter. The term may also include any city of the first class that has its own retirement system.

(b) "Employer" for persons who establish membership in the retirement system on or after October 1, 1977, means every branch, department, agency, commission,

board, and office of the state, and any political subdivision and municipal corporation of the state admitted into the retirement system, including public agencies created pursuant to RCW (~~(36.70.060,)~~) 35.63.070, 36.70.060, and 39.34.030.

(5) "Member" means any employee included in the membership of the retirement system, as provided for in RCW 41.40.120.

(6) "Original member" of this retirement system means:

(a) Any person who became a member of the system prior to April 1, 1949;

(b) Any person who becomes a member through the admission of an employer into the retirement system on and after April 1, 1949, and prior to April 1, 1951;

(c) Any person who first becomes a member by securing employment with an employer prior to April 1, 1951, provided ~~((he))~~ the member has rendered at least one or more years of service to any employer prior to October 1, 1947;

(d) Any person who first becomes a member through the admission of an employer into the retirement system on or after April 1, 1951, provided, such person has been in the regular employ of the employer for at least six months of the twelve-month period preceding the said admission date;

(e) Any member who has restored all ~~((his))~~ contributions that may have been withdrawn ~~((by him))~~ as provided by RCW 41.40.150 and who on the effective date of ~~((his))~~ the individual's retirement becomes entitled to be credited with ten years or more of membership service except that the provisions relating to the minimum amount of retirement allowance for the member upon retirement at age seventy as found in RCW 41.40.190(4) shall not apply to the member;

(f) Any member who has been a contributor under the system for two or more years and who has restored all ~~((his))~~ contributions that may have been withdrawn ~~((by him))~~ as provided by RCW 41.40.150 and who on the effective date of ~~((his))~~ the individual's retirement has rendered five or more years of service for the state or any political subdivision prior to the time of the admission of the employer into the system; except that the provisions relating to the minimum amount of retirement allowance for the member upon retirement at age seventy as found in RCW 41.40.190(4) shall not apply to the member.

(7) "New member" means a person who becomes a member on or after April 1, 1949, except as otherwise provided in this section.

(8) (a) "Compensation earnable" for persons who establish membership in the retirement system on or before September 30, 1977, means salaries or wages earned during a payroll period for personal services and where the compensation is not all paid in money, maintenance compensation shall be included upon the basis of the schedules established by the member's employer: PROVIDED, That retroactive payments to an individual by an employer on reinstatement of the employee in a position, or payments by an employer to an individual in lieu of reinstatement in a position which are awarded or granted as the equivalent of the salary or wage which the individual would have earned during a payroll period shall be considered compensation earnable and the individual shall receive the equivalent service credit: PROVIDED FURTHER, That if a leave of absence is taken by an individual for the purpose of serving in the state legislature, the salary which would have been received for the position from which the leave of absence was taken, shall be considered as compensation earnable if the employee's contribution is paid by the employer and the employer's contribution is paid by the employer or employee.

(b) "Compensation earnable" for persons who establish membership in the retirement system on or after October 1, 1977, means salaries or wages earned by a member during a payroll period for personal services, including overtime payments, as reported by the employer on the wage and tax statement submitted to the federal internal revenue service, but shall exclude nonmoney maintenance compensation and lump sum payments for deferred annual sick leave, unused accumulated vacation, unused accumulated annual leave, or any form of severance pay: PROVIDED, That

retroactive payments to an individual by an employer on reinstatement of the employee is a position, or payments by an employer to an individual in lieu of reinstatement in a position which are awarded or granted as the equivalent of the salary or wage which the individual would have earned during a payroll period shall be considered compensation earnable to the extent provided above, and the individual shall receive the equivalent service credit: PROVIDED FURTHER, That in any year in which a member serves in the legislature, the member shall have the option of having such member's compensation earnable (~~shall~~) be the greater of:

(i) the compensation earnable the member would have received had such member not served in the legislature; or

(ii) such member's actual compensation earnable received for nonlegislative public employment and legislative service combined. Any additional contributions to the retirement system required because compensation earnable under subparagraph (i) of this subsection is greater than compensation earnable under subparagraph (ii) of this subsection shall be paid by the member for both member and employer contributions.

(9) (a) "Service" for persons who establish membership in the retirement system on or before September 30, 1977, means periods of employment rendered to any employer for which compensation is paid, and includes time spent in office as an elected or appointed official of an employer. Full time work for (~~ten days~~) seventy hours or more (~~or an equivalent period of work~~) in any given calendar month shall constitute one month of service: Only months of service shall be counted in the computation of any retirement allowance or other benefit provided for in this chapter. Years of service shall be determined by dividing the total number of months of service by twelve. Any fraction of a year of service as so determined shall be taken into account in the computation of such retirement allowance or benefits. Service by a state employee officially assigned by the state on a temporary basis to assist another public agency, shall be considered as service as a state employee: PROVIDED, That service to any other public agency shall not be considered service as a state employee if such service has been used to establish benefits in any other public retirement system: PROVIDED FURTHER, That where an individual is employed by two or more employers (~~he~~) the individual shall only receive (~~a total of twelve~~) one month (~~of~~) service credit during any calendar (~~year~~) month in which multiple service for seventy or more hours is rendered.

(b) "Service" for persons who establish membership in the retirement system on or after October 1, 1977, means periods of employment by a member for one or more employers for which compensation earnable is earned for ninety or more hours per calendar month.

Years of service shall be determined by dividing the total number of months of service by twelve. Any fraction of a year of service as so determined shall be taken into account in the computation of such retirement allowance or benefits.

Members employed by school districts, the state school for the blind, the state school for the deaf, institutions of higher education, or community colleges shall receive twelve months of service for each contract year or school year of employment.

Service in any state elective position shall be deemed to be full time service, except that persons serving in state elective positions who are members of the teachers' retirement system or law enforcement officers' and fire fighters' retirement system at the time of election or appointment to such position may elect to continue membership in the teachers' retirement system or law enforcement officers' and fire fighters' retirement system(:

If a member receives compensation earnable from two or more employers during any calendar year such member shall receive a total of not more than twelve months of service for such calendar year): PROVIDED, That when an individual is

employed by two or more employers the individual shall only receive one month's service credit during any calendar month in which multiple service for ninety or more hours is rendered.

(10) "Prior service" means all service of an original member rendered to any employer prior to October 1, 1947.

(11) "Membership service" means:

(a) All service rendered, as a member, after October 1, 1947;

(b) All service after October 1, 1947, to any employer prior to the time of its admission into the retirement system: PROVIDED, That an amount equal to the employer and employee contributions which would have been paid to the retirement system on account of such service shall have been paid to the retirement system with interest (as computed by the ((retirement board)) department) on the employee's portion prior to retirement of such person, by the employee or his employer, except as qualified by RCW 41.40.120: PROVIDED FURTHER, That employer contributions plus employee contributions with interest submitted by the employee under this subsection shall be placed in the employee's individual account in the employees' savings fund and be treated as any other contribution made by the employee, with the exception that the contributions submitted by the employee in payment of the employer's obligation, together with the interest the director may apply to the employer's contribution, shall be excluded from the calculation of the member's annuity in the event the member selects a benefit with an annuity option;

(c) Service not to exceed six consecutive months of probationary service rendered after April 1, 1949, and prior to becoming a member, in the case of any member, upon payment in full by such member((, prior to July 1, 1974)) of the total amount of the employer's contribution to the retirement fund which would have been required under the law in effect when such probationary service was rendered if the member had been a member during such period((-)), except that the amount of the employer's contribution shall be calculated by the director based on the first month's compensation earnable as a member;

(d) Service not to exceed six consecutive months of probationary service, rendered after October 1, 1947, and before April 1, 1949, and prior to becoming a member, in the case of any member, upon payment in full by such member ((prior to July 1, 1974;)) of five percent of such member's salary during said period of probationary service, except that the amount of the employer's contribution shall be calculated by the director based on the first month's compensation earnable as a member.

(12) (a) "Beneficiary" for persons who establish membership in the retirement system on or before September 30, 1977, means any person in receipt of a retirement allowance, pension or other benefit provided by this chapter.

(b) "Beneficiary" for persons who establish membership in the retirement system on or after October 1, 1977, means any person in receipt of a retirement allowance or other benefit provided by this chapter resulting from service rendered to an employer by another person.

(13) "Regular interest" means such rate as the ((department)) director may determine.

(14) "Accumulated contributions" means the sum of all contributions standing to the credit of a member in ((his)) the member's individual account together with the regular interest thereon.

(15) (a) "Average final compensation" for persons who establish membership in the retirement system on or before September 30, 1977, means the annual average of the greatest compensation earnable by a member during any consecutive two year period of service for which service credit is allowed; or if ((he)) the member has less than two years of service then the annual average compensation earnable during ((his)) the total years of service for which service credit is allowed.

(b) "Average final compensation" for persons who establish membership in the retirement system on or after October 1, 1977, means the member's average compensation earnable of the highest consecutive sixty months of service prior to such member's retirement, termination, or death. Periods constituting authorized leaves of absence may not be used in the calculation of average final compensation.

(16) "Final compensation" means the annual rate of compensation earnable by a member at the time of termination of ((his)) employment.

(17) "Annuity" means payments for life derived from accumulated contributions of a member. All annuities shall be paid in monthly installments.

(18) "Pension" means payments for life derived from contributions made by the employer. All pensions shall be paid in monthly installments.

(19) "Retirement allowance" means the sum of the annuity and the pension.

(20) "Employee" means any person who may become eligible for membership under this chapter, as set forth in RCW 41.40.120.

(21) "Actuarial equivalent" means a benefit of equal value when computed upon the basis of such mortality and other tables as may be adopted by the ((retirement board)) director.

(22) "Retirement" means withdrawal from active service with a retirement allowance as provided by this chapter.

(23) "Eligible position" means:

(a) Any position which normally requires five or more uninterrupted months of service a year for which regular compensation is paid to the occupant thereof;

(b) Any position occupied by an elected official or person appointed directly by the governor for which compensation is paid.

(24) "Ineligible position" means any position which does not conform with the requirements set forth in subdivision (23).

(25) "Leave of absence" means the period of time a member is authorized by the employer to be absent from service without being separated from membership.

(26) "Totally incapacitated for duty" means total inability to perform the duties of a member's employment or office or any other work for which the member is qualified by training or experience.

(27) "Retiree" for persons who establish membership in the retirement system on or after October 1, 1977, means any member in receipt of a retirement allowance or other benefit provided by this chapter resulting from service rendered to an employer by such member.

(28) "Department" means the department of retirement systems created in chapter 41.50 RCW.

(29) "Director" means the director of the department.

(30) "State elective position" means any position held by any person elected or appointed to state-wide office or elected or appointed as a member of the legislature.

(31) "State actuary" or "actuary" means the person appointed pursuant to RCW 44.44.010(2).

NEW SECTION. Sec. 8. There is added to chapter 41.50 RCW a new section to read as follows:

(1) Notwithstanding any provision of law to the contrary, the retirement system expense fund is hereby redesignated as the department of retirement systems expense fund from which shall be paid the expenses of the administration of the department and the expenses of administration of the retirement systems created in chapters 2.10, 2.12, 41.26, 41.32, 41.40, and 43.43 RCW.

(2) On July 1, 1979, all funds credited for administrative expenses in the various retirement systems under the department's authority shall be transferred to the retirement systems expense fund, and all receivables due and payable to the various retirement systems for administrative expenses of those systems shall be due and

payable to the retirement systems expense fund. Separate system by system disbursement accountability shall not be required. The retirement system expense fund shall assume all liabilities of the various prior retirement systems administrative expense funds effective with the date of transfer. The director may continue to collect administrative expense revenue during the 1979-81 biennium under currently prescribed procedures if it is found to be in the best interest of the department. The administrative expense collections shall be placed in the department of retirement systems expense fund as provided herein.

(3) The director may adjust the expense fund contribution rate for each system at any time when necessary to reflect unanticipated costs or savings in administering the department.

NEW SECTION. Sec. 9. There is added to chapter 41.50 RCW a new section to read as follows:

Notwithstanding any provision of law to the contrary, all employers of members of retirement systems administered by the department shall transmit by a warrant or check to the department within fifteen days following the end of each calendar month the moneys due the department as determined by the statutes governing each system together with such reports as the department may require. The director may collect interest on any employer's overdue payments at the rate of one percent per month on the outstanding balance where necessary to secure adherence to timeliness requirements.

Sec. 10. Section 16, chapter 274, Laws of 1947 as last amended by section 3, chapter 195, Laws of 1974 ex. sess. and RCW 41.40.150 are each amended to read as follows:

Should any member die, or should ~~((he))~~ the individual separate or be separated from service without leave of absence before attaining age sixty years, or should ~~((he))~~ the individual become a beneficiary, except a beneficiary of an optional retirement allowance as provided by RCW 41.40.185 or 41.40.190, ~~((he))~~ the individual shall thereupon cease to be a member except;

(1) As provided in RCW 41.40.170.

(2) An employee not previously retired who reenters service shall upon completion of six months of continuous service and upon the restoration of all withdrawn contributions with interest as computed by the ~~((retirement board))~~ director, which restoration must be completed within a total period of five years of membership service following his first resumption of employment, be returned to the status, either as an original member or new member which he held at time of separation: PROVIDED, That any member who reentered service outside the ten-year period formerly provided by this subsection, and by reason of the former language of this section was not allowed to restore withdrawn contributions, shall have two years from April 25, 1973 to restore said contributions: AND PROVIDED FURTHER, That any member who reentered service within the ten-year period formerly provided by this section, and who failed to restore withdrawn contributions within the three or five years previously allowed, shall now have two years from April 25, 1973 to restore said contributions, with interest as determined by the ~~((retirement board))~~ director.

(3) A member who separates or has separated after having completed at least five years of service shall remain a member during the period of his absence from service for the exclusive purpose only of receiving a retirement allowance to begin at attainment of age sixty-five, however, such a member may upon thirty days written notice to the ~~((board))~~ director elect to receive a reduced retirement allowance on or after age sixty which allowance shall be the actuarial equivalent of the sum necessary to pay regular retirement benefits as of age sixty-five: PROVIDED, That if such member should withdraw all or part of his accumulated contributions, he shall thereupon cease to be a member and this section shall not apply.

(4) (a) The recipient of a retirement allowance who has not yet reached the compulsory retirement age of seventy and who shall be employed in an eligible position shall be considered to have terminated his retirement status and he shall immediately become a member of the retirement system with the status of membership he had as of the date of his retirement. Retirement benefits shall be suspended during the period of his eligible employment and he shall make contributions and receive membership credit. Such a member shall have the right to again retire if eligible in accordance with RCW 41.40.180: PROVIDED, That where any such right to retire is exercised to become effective before the member has rendered two uninterrupted years of service the type of retirement allowance he had at the time of his previous retirement shall be reinstated, but no additional service credit shall be available;

(b) The recipient of a retirement allowance who has not yet reached the compulsory retirement age of seventy, following his election to office or appointment to office directly by the governor, and who shall apply for and be accepted in membership as provided in RCW 41.40.120(3) shall be considered to have terminated his retirement status and he shall become a member of the retirement system with the status of membership he had as of the date of his retirement. Retirement benefits shall be suspended from the date of his return to membership until the date when he again retires and he shall make contributions and receive membership credit. Such a member shall have the right to again retire if eligible in accordance with RCW 41.40.180: PROVIDED, That where any such right to retire is exercised to become effective before the member has rendered six uninterrupted months of service the type of retirement allowance he had at the time of his previous retirement shall be reinstated, but no additional service credit shall be available: AND PROVIDED FURTHER, That if such a recipient of a retirement allowance does not elect to apply for reentry into membership as provided in RCW 41.40.120(3), or should he have reached the age of seventy and be ineligible to apply as provided in RCW 41.40.125, he shall be considered to remain in a retirement status and his retirement benefits shall continue without interruption.

(5) Subject to the provisions of RCW 41.04.070, 41.04.080 and 41.04.100, any member who leaves the employment of an employer and enters the employ of a public agency or agencies of the state of Washington, other than those within the jurisdiction of the state employees' retirement system, and who establishes membership in a retirement system or a pension fund operated by such agency or agencies and who shall continue his membership therein until attaining age sixty, shall remain a member for the exclusive purpose only of receiving a retirement allowance without the limitation found in RCW 41.40.180(1) to begin on attainment of age sixty-five, however, such a member may upon thirty days written notice to the ~~((retirement board))~~ director elect to receive a reduced retirement allowance on or after age sixty which allowance shall be the actuarial equivalent of the sum necessary to pay regular retirement benefits commencing at age sixty-five: PROVIDED, That if such member should withdraw all or part of his accumulated contributions, he shall thereupon cease to be a member and this section shall not apply.

Sec. 11. Section 28, chapter 274, Laws of 1947 as last amended by section 12, chapter 151, Laws of 1972 ex. sess. and RCW 41.40.270 are each amended to read as follows:

(1) Should a member die before the date of ~~((his))~~ retirement the amount of the accumulated contributions standing to ~~((his))~~ the member's credit in the employees' savings fund, at the time of ~~((his))~~ death, shall be paid to such person or persons, having an insurable interest in ~~((his))~~ the member's life, as ~~((he))~~ the member shall have nominated by written designation duly executed and filed with the ~~((retirement board))~~ department. If there be no such designated person or persons still living at the time of the member's death, ~~((his))~~ or if a member fails to file a new beneficiary designation subsequent to marriage, remarriage, dissolution of

marriage, divorce, or reestablishment of membership following termination by withdrawal or retirement, the member's credited accumulated contributions (~~(standing to his credit)~~) in the employees' savings fund shall be paid to ~~((his))~~ the surviving spouse as if in fact such spouse had been nominated by written designation as aforesaid, or if there be no such surviving spouse, then to ~~((his))~~ the member's legal representatives; (2) upon the death in service, or while on authorized leave of absence for a period not to exceed one hundred and twenty days from the date of payroll separation, of any member who is qualified but has not applied for a service retirement allowance or has completed ten years of service at the time of death, ~~((and who has designated a beneficiary;))~~ the designated beneficiary, or the surviving spouse as provided in subsection (1) of this section, may elect to waive the payment provided by subsection (1) of this section ~~((and))~~. Upon such an election, option II of RCW 41.40.185 or option II of RCW 41.40.190~~((6))~~, whichever is greater, shall automatically be given effect as if selected for the benefit of the surviving spouse or dependent who is the designated beneficiary, except that if the member is not then qualified for a service retirement allowance, such option II benefit shall be based upon the actuarial equivalent of the sum necessary to pay the accrued regular retirement allowance commencing when the deceased member would have first qualified for a service retirement allowance~~((; (3)))~~; PROVIDED ~~((FURTHER))~~, That subsection (1) of this section, unless elected, shall not apply to any member who has applied for service retirement in RCW 41.40.180, as now or hereafter amended, and thereafter dies between the date of ~~((his))~~ separation from service and ~~((his))~~ the member's effective retirement date, where the member has selected either options II or III in RCW 41.40.185 or 41.40.190 ~~((or 41.40.185))~~. In those cases the beneficiary named in the member's final application for service retirement may elect to receive either a cash refund or monthly payments according to the option selected by the member."

On page 1, on line 1 of the title, after "service;" strike the remainder of the title and insert "amending section 18, chapter 294, Laws of 1977 ex. sess. and RCW 41.26.005; amending section 3, chapter 209, Laws of 1969 ex. sess. as last amended by section 17, chapter 294, Laws of 1977 ex. sess. and RCW 41.26.030; amending section 3, chapter 257, Laws of 1971 ex. sess. as last amended by section 20, chapter 294, Laws of 1977 ex. sess. and RCW 41.26.045; amending section 3, chapter 294, Laws of 1977 ex. sess. and RCW 41.26.420; amending section 1, chapter 80, Laws of 1947 as last amended by section 18, chapter 293, Laws of 1977 ex. sess. and RCW 41.32.010; amending section 21, chapter 295, Laws of 1977 ex. sess. and RCW 41.40.005; amending section 1, chapter 274, Laws of 1947 as last amended by section 16, chapter 295, Laws of 1977 ex. sess. and RCW 41.40.010; amending section 16, chapter 274, Laws of 1947 as last amended by section 3, chapter 195, Laws of 1974 ex. sess. and RCW 41.40.150; amending section 28, chapter 274, Laws of 1947 as last amended by section 12, chapter 151, Laws of 1972 ex. sess. and RCW 41.40.270; and adding new sections to chapter 41.50 RCW."

Signed by: Senators Donohue, Chairman; McDermott, Vice Chairman; Clarke, Fleming, Gaspard, Goltz, Jones, Marsh, Morrison, Rasmussen, Ridder, Sellar, Shinpoch, Wojahn.

The bill was read the second time by sections.

Senator Shinpoch moved adoption of the committee amendment.

POINT OF INQUIRY

Senator Rasmussen: Mr. President, I think it is a good motion but I would like to ask one question before we do that of either Senator Shinpoch or Senator Scott. Senator Shinpoch, I heard you mention a ninety day—it was my understanding when we were in committee that there was a provision in here to allow those employees to pick up the six months' probationary period that it used to be that they

could not receive credit for. We had several open periods. Is that in here now that they may pick up?"

Senator Shinpoch: "That is correct, Senator. They may pick up the six months by paying in their share of the retirement pay-in according to their salary for the period that they want to pick up."

Senator Rasmussen: "Okay. You do not know what section that happens to be in, do you? And while you are giving the section . . ."

Senator Scott: "If we can set it over, Senator, and I will be happy to look up the section for you."

Senator Rasmussen: "Thank you."

Senator Marsh: "Mr. President, it is the amendment that went on page 4, beginning at line 5, Senator Rasmussen."

MOTION

On motion of Senator Walgren, Substitute House Bill No. 791, together with the pending committee amendment moved for adoption by Senator Shinpoch, was ordered held for further consideration on Thursday, May 10, 1979.

MOTION

On motion of Senator Walgren, the Senate returned to the fourth order of business.

MESSAGE FROM THE HOUSE

May 9, 1979.

Mr. President: The House refuses to concur in the Senate amendments to ENGROSSED SUBSTITUTE HOUSE BILL NO. 236 and once again asks the Senate to recede therefrom, and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

MOTION

On motion of Senator Walgren, the Senate refused to recede from its amendments to Engrossed Substitute House Bill No. 236 once again, and again asks the House to concur in the Senate amendments.

MOTION

At 3:45 p.m., on motion of Senator Walgren, the Senate adjourned until 10:00 a.m., Thursday, May 10, 1979.

JOHN A. CHERBERG, President of the Senate.

SIDNEY R. SNYDER, Secretary of the Senate.

FIFTY-FIRST DAY

MORNING SESSION

Senate Chamber, Olympia, Thursday, May 10, 1979.

The Senate was called to order at 10:00 a.m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senators Bausch, Keefe, McDermott, Odegaard, Talley and Woody. On motion of Senator Wilson, Senators Bausch, Keefe, McDermott, Odegaard, Talley and Woody were excused.

The Color Guard, consisting of Pages Ellen Wilfong and Henry Petitgard, presented the Colors. Reverend Richard Hart, pastor of the First Baptist Church of Olympia, offered the following prayer:

"HEAVENLY FATHER, WE COME TO THIS MOMENT WITH ALL SORTS OF FEELINGS CLAMORING FOR OUR ATTENTION. SOME OF THE ACTIVITIES OF YESTERDAY STILL MAINTAIN THEIR GRIP ON US, WHILE SOME OF THE NEEDS OF TODAY ARE TUGGING FOR A CENTRAL PLACE IN OUR THINKING. THE FRUSTRATION OF WAITING AND THE INABILITY TO SPEED UP THE PROCESS OF AGREEMENT HAUNTS US LIKE A SHADOW, WHILE ALL THE TIME JOYFUL THOUGHTS OF GETTING HOME TO FAMILY, FRIENDS, AND JOB MUST BE KEPT AT ARMS LENGTH.

"LORD, WE RECOGNIZE THAT IN MOMENTS OF INCREASED PRESSURE, STRESS, AND ANXIETY LIKE THESE, THE TEMPTATION IS TO LASH OUT AND FIX THE BLAME ELSEWHERE. REMIND US ONCE MORE THAT THERE ARE ENOUGH PROBLEMS. OUR PRAYER IS SIMPLY THIS: 'THAT BY YOUR GRACE THESE WHO ENJOY THE PRIVILEGE AND HONOR OF LEADERSHIP KNOW THAT SPECIAL JOY WHICH COMES FROM BEING A PART OF THE SOLUTION.' AMEN."

MOTION

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

MESSAGES FROM THE HOUSE

May 9, 1979.

Mr. President: The House has receded from all House amendments to SUBSTITUTE SENATE BILL NO. 2957 and has passed the bill without the amendments, and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

May 9, 1979.

Mr. President: The House has concurred in the Senate amendments to HOUSE BILL NO. 1241 and has passed the bill as amended by the Senate.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

MESSAGE FROM THE HOUSE

May 9, 1979.

Mr. President: The House has receded from its amendments to page 7, line 12 and page 7, line 14 to SUBSTITUTE SENATE BILL NO. 2434 and has passed the bill without the amendments, and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

The President declared the question before the Senate to be the roll call on Substitute Senate Bill No. 2434 without the House amendments to page 7, lines 12 and 14.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 2434, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 41; nays, 1; excused, 7.

Voting yea: Senators Benitz, Bluechel, Bottiger, Clarke, Day, Donohue, Fleming, Gallagher, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Lysen, Marsh, Matson, Moore, Morrison, Newschwander, North, Peterson, Quigg, Rasmussen, Ridder, Scott, Sellar, Shipoch, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn—41.

Voting nay: Senator Pullen—1.

Excused: Senators Bausch, Conner, Keefe, McDermott, Odegaard, Talley, Woody—7.

SUBSTITUTE SENATE BILL NO. 2434, as amended by the House, 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.

MESSAGE FROM THE HOUSE

May 9, 1979.

Mr. President: The House has concurred in the following amendments by the Senate to ENGROSSED SUBSTITUTE HOUSE BILL NO. 1258:

On page 1, line 20, strike "parent" and insert "custodial parent, parents"

On page 1, line 22, strike "parent" and insert "custodial parent, parents"

On page 1, line 26, strike "parent" and insert "custodial parent, parents"

On page 2, line 19, strike "parent" and insert "custodial parent, parents"

On page 5, line 8, after "attorney" and before "shall" insert "or the attorney for the school district" and refuses to concur in the Senate amendments that follow:

On page 1, line 9, after ".110;" strike all the material down to and including "RCW;" on line 10

On page 5, line 11, after ".130" strike all the material down to and including "chapter" on line 12

On page 5, beginning on line 13, strike all the material down to and including the period on line 31, and asks the Senate to recede therefrom, and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

MOTION

On motion of Senator Marsh, the Senate refused to recede from its amendments to page 1, line 9, and page 5, lines 11 and 13 and once again asks the House to concur therein.

MOTIONS

On motion of Senator Walgren, the Senate advanced to the sixth order of business.

On motion of Senator Walgren, the Senate commenced consideration of Substitute House Bill No. 791.

SECOND READING

SUBSTITUTE HOUSE BILL NO. 791, by Committee on Appropriations (originally sponsored by Representatives Taller, Douthwaite and McDonald) (by Department of Retirement request):

Making miscellaneous changes to the laws on retirement from public service.

The Senate resumed consideration of Substitute House Bill No. 791. On Wednesday, May 9, 1979 the committee amendment had been moved for adoption by Senator Shinpoch.

On motion of Senator Wojahn, the following amendment by Senators Wojahn and Jones to the committee amendment was adopted:

On page 26, after line 34, insert the following:

"Sec. 6. Section 18, chapter 267, Laws of 1971 ex. sess. and RCW 2.10.180 are each amended to read as follows:

The right of a person to a retirement allowance, disability allowance, or death benefit, the retirement, disability or death allowance itself, any optional benefit, any other right accrued or accruing to any person under the provisions of this chapter, and the moneys in the fund created under this chapter, are hereby exempt from any state, county, municipal, or other local tax and shall not be subject to execution, garnishment, or any other process of law whatsoever: PROVIDED, That benefits under this chapter shall be payable to a spouse or ex-spouse to the extent expressly provided for in any court decree of dissolution or legal separation or in any court order or court-approved property settlement agreement incident to any court decree of dissolution or legal separation.

Sec. 7. Section 1, chapter 33, Laws of 1965 and RCW 41.20.180 are each amended to read as follows:

The right of a person to a pension, an annuity, or retirement allowance, or disability allowance, or death benefits, or any optional benefit, or any other right accrued or accruing to any person under the provisions of this chapter, and any fund created hereby, and all moneys and investments and income thereof, are exempt from any state, county, municipal, or other local tax, and shall not be subject to execution, garnishment, attachment, the operation of bankruptcy or insolvency laws, or other process of law whatsoever, and shall be unassignable: PROVIDED, That benefits under this chapter shall be payable to a spouse or ex-spouse to the extent expressly provided for in any court decree of dissolution or legal separation or in any court order or court-approved property settlement agreement incident to any court decree of dissolution or legal separation.

Sec. 8. Section 24, chapter 261, Laws of 1945 as amended by section 6, chapter 159, Laws of 1957 and RCW 41.24.240 are each amended to read as follows:

The right of any person to any future payment under the provisions of this chapter shall not be transferable or assignable at law or in equity, and none of the moneys paid or payable or the rights existing under this chapter, shall be subject to execution, levy, attachment, garnishment, or other legal process, or to the operation of any bankruptcy or insolvency law: PROVIDED, That benefits under this chapter shall be payable to a spouse or ex-spouse to the extent expressly provided for in any court decree of dissolution or legal separation or in any court order or court-approved property settlement agreement incident to any court decree of dissolution or legal separation.

Nothing in this chapter shall be construed to deprive any fireman, eligible to receive a pension hereunder, from receiving a pension under any other act to which he may become eligible by reason of services other than or in addition to his services as a fireman under this chapter.

Sec. 9. Section 23, chapter 209, Laws of 1969 ex. sess. as last amended by section 12, chapter 257, Laws of 1971 ex. sess. and RCW 41.26.180 are each amended to read as follows:

(1) Subject to subsections (2) and (3) of this section, the right of a person to a retirement allowance, disability allowance, or death benefit, to the return of accumulated contributions, the retirement, disability or death allowance itself, any optional benefit, any other right accrued or accruing to any person under the provisions of this chapter, and the moneys in the fund created under this chapter, are hereby exempt from any state, county, municipal, or other local tax and shall not be subject to execution, garnishment, attachment, the operation of bankruptcy or insolvency laws, or any other process of law whatsoever, and shall be unassignable(:(~~PROVIDED, That~~)).

(2) On the written request of any person eligible to receive benefits under this section, the ((~~board~~)) department of retirement systems may deduct from such payments the premiums for life, health, or other insurance. The request on behalf of any child or children shall be made by the legal guardian of such child or children. The ((~~board~~)) department of retirement systems may provide for such persons one or more plans of group insurance, through contracts with regularly constituted insurance carriers or health care service contractors.

(3) Benefits under this chapter shall be payable to a spouse or ex-spouse to the extent expressly provided for in any court decree of dissolution or legal separation or in any court order or court-approved property settlement agreement incident to any court decree of dissolution or legal separation.

Sec. 10. Section 59, chapter 80, Laws of 1947 as last amended by section 1, chapter 63, Laws of 1971 and RCW 41.32.590 are each amended to read as follows:

(1) Subject to subsections (2) and (3) of this section, the right of a person to a pension, an annuity, a retirement allowance, or disability allowance, to the return of contributions, any optional benefit or death benefit, any other right accrued or accruing to any person under the provisions of this chapter and the moneys in the various funds created by this chapter shall be unassignable, and are hereby exempt from any state, county, municipal or other local tax, and shall not be subject to execution, garnishment, attachment, the operation of bankruptcy or insolvency laws, or other process of law whatsoever(:(~~PROVIDED, That~~)).

(2) This section shall not be deemed to prohibit a beneficiary of a retirement allowance who is eligible under RCW 41.05.080 from authorizing deductions therefrom for payment of premiums due on any group life or disability insurance policy or plan issued for the benefit of a group comprised of public employees of the state of Washington or its political subdivisions in accordance with rules and regulations that may be promulgated by the ((~~retirement-board~~)) department of retirement systems.

(3) Benefits under this chapter shall be payable to a spouse or ex-spouse to the extent expressly provided for in any court decree of dissolution or legal separation or in any court order or court-approved property settlement agreement incident to any court decree of dissolution or legal separation.

Sec. 11. Section 39, chapter 274, Laws of 1947 as last amended by section 4, chapter 195, Laws of 1974 ex. sess. and RCW 41.40.380 are each amended to read as follows:

(1) Subject to subsections (2) and (3) of this section, the right of a person to a pension, an annuity, or retirement allowance, any optional benefit, any other right accrued or accruing to any person under the provisions of this chapter, the various

funds created by this chapter, and all moneys and investments and income thereof, are hereby exempt from any state, county, municipal, or other local tax, and shall not be subject to execution, garnishment, attachment, the operation of bankruptcy or insolvency laws, or other process of law whatsoever, and shall be unassignable(~~PROVIDED, That~~).

(2) This section shall not be deemed to prohibit a beneficiary of a retirement allowance from authorizing deductions therefrom for payment of premiums due on any group life or disability insurance policy or plan issued for the benefit of a group comprised of public employees of the state of Washington or its political subdivisions in accordance with rules and regulations that may be promulgated by the (~~retirement board. PROVIDED FURTHER, That~~) department of retirement systems, and this section shall not be deemed to prohibit a beneficiary of a retirement allowance from authorizing deductions therefrom for payment of dues and other membership fees to any retirement association or organization the membership of which is composed of retired public employees, if a total of three hundred or more of such retired employees have authorized such deduction for payment to the same retirement association or organization.

(3) Benefits under this chapter shall be payable to a spouse or ex-spouse to the extent expressly provided for in any court decree of dissolution or legal separation or in any court order or court-approved property settlement agreement incident to any court decree of dissolution or legal separation.

Sec. 12. Section 24, chapter 71, Laws of 1947 and RCW 41.44.240 are each amended to read as follows:

The right of a person to a pension, annuity or a retirement allowance, to the return of contribution, the pension, annuity or retirement allowance itself, any optional benefit, any other right accrued or accruing to any person under the provisions of this chapter, and the moneys in the fund created under this chapter shall not be subject to execution, garnishment, or any other process whatsoever: PROVIDED, That benefits under this chapter shall be payable to a spouse or ex-spouse to the extent expressly provided for in any court decree of dissolution or legal separation or in any court order or court-approved property settlement agreement incident to any court decree of dissolution or legal separation.

Sec. 13. Section 43.43.310, chapter 8, Laws of 1965 as amended by section 1, chapter 256, Laws of 1977 ex. sess. and RCW 43.43.310 are each amended to read as follows:

(1) The right of any person to a retirement allowance or optional retirement allowance under the provisions hereof and all moneys and investments and income thereof are exempt from any state, county, municipal, or other local tax and shall not be subject to execution, garnishment, attachment, the operation of bankruptcy or the insolvency laws, or other processes of law whatsoever and shall be unassignable except as herein specifically provided(~~(PROVIDED, That)~~).

(2) Benefits under this chapter shall be payable to a spouse or ex-spouse to the extent expressly provided for in any court decree of dissolution or legal separation or in any court order or court-approved property settlement agreement incident to any court decree of dissolution or legal separation.

(3) Subsection (1) of this section shall not be deemed to prohibit a beneficiary of a retirement allowance from authorizing deductions therefrom for payment of premiums due on any group insurance policy or plan issued for the benefit of a group comprised of members of the Washington state patrol or other public employees of the state of Washington.

(4) Deductions made in the past from retirement benefits are hereby expressly recognized, ratified and affirmed. Future deductions may only be made in accordance with this section.

NEW SECTION. Sec. 14. There is added to chapter 41.28 RCW a new section to read as follows:

Benefits under this chapter shall be payable to a spouse or ex-spouse to the extent expressly provided for in any court decree of dissolution or legal separation or in any court order or court-approved property settlement agreement incident to any court decree of dissolution or legal separation.

NEW SECTION. Sec. 15. There is added to chapter 41.04 RCW a new section to read as follows:

Whenever the department of retirement systems makes payments to a spouse or ex-spouse to the extent expressly provided for in any court decree of dissolution or legal separation or in any court order or court-approved property settlement agreement incident to any court decree of dissolution or legal separation, it shall be a sufficient answer to any claim of a beneficiary against the department for the department to show that the payments were made pursuant to a court decree.

NEW SECTION. Sec. 16. All payments made to a nonmember spouse or ex-spouse pursuant to the provisions of this amendatory act shall cease upon the death of such a nonmember spouse or ex-spouse. Upon such a death, the department is hereby authorized and directed to pay to the member his or her full monthly entitlement of benefits.

NEW SECTION. Sec. 17. The provisions of sections 6 through 16 of this act shall apply only to court decrees of dissolution or legal separation and court-approved property settlement agreements entered after the effective date of this act and only to those persons who have actually retired.

NEW SECTION. Sec. 18. This act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect immediately."

On motion of Senator Marsh, the following amendment by Senators Marsh, Odegaard, Scott and Jones to the committee amendment was adopted:

On page 36, line 2, after "benefits." insert "Members employed by the state school for the blind, or the state school for the deaf shall receive twelve months of service for each contract year or school year of employment commencing on or after the effective date of this act. In addition, each member who is employed by an institution of higher education or a community college shall receive twelve months of service for each academic year of employment commencing on or after the effective date of this act in which:

(i) the member makes member contributions under this chapter for each month of such academic year, and

(ii) the member is employed in a position which is restricted as to duration by the employer to the academic year."

POINT OF INQUIRY

Senator Rasmussen: "I would like to ask Senator Wojahn a question. Senator Wojahn, in your amendment that we adopted that you offered, does it provide for, as the Senate ways and means committee provided for, act after retirement?"

Senator Wojahn: "Yes, it does, Senator Rasmussen. It is on the next to the last page, section 16 on page 10.

Senator Rasmussen: "Section 16? I do not see that section 16.

Senator Wojahn: "Section 17. It is the next section, section 17.

Senator Rasmussen: "I see it now."

On motion of Senator Marsh, the following amendments by Senators Marsh, Odegaard, Scott and Jones to the committee amendment were adopted:

On page 36, line 12, after "system:" insert "PROVIDED FURTHER, That an individual shall receive no more than a total of twelve months of service credit during any calendar year:"

On page 37, line 19, after "system" strike "(:" and insert "."

And beginning on line 20, strike all material down through "year))" on line 25, and insert:

"((H-a) A member (~~receives compensation earnable from two or more employers during any calendar year such member~~)) shall receive a total of not more than twelve months of service for such calendar year"

MOTIONS

On motion of Senator Day, Substitute House Bill No. 791, together with the pending amendments, was ordered held for further consideration later today.

At 10:32 a.m., on motion of Senator Walgren, the Senate recessed until 11:20 a.m.

SECOND MORNING SESSION

The President called the Senate to order at 11:20 a.m.

MOTION

On motion of Senator Wilson, Senator Goltz was excused.

SECOND READING

SUBSTITUTE HOUSE BILL NO. 791, by Committee on Appropriations (originally sponsored by Representatives Taller, Douthwaite and McDonald) (by Department of Retirement request):

Making miscellaneous changes to the laws on retirement from public service.

The Senate resumed consideration of Substitute House Bill No. 791 from earlier today.

The President declared the question before the Senate to be adoption of the committee amendment, as amended, which has been moved for adoption by Senator Shinpoch on Wednesday, May 9, 1979.

The motion by Senator Shinpoch carried and the committee amendment, as amended, was adopted.

Senator Shinpoch moved adoption of the committee amendment to the title.

On motion of Senator Wojahn, the following amendment by Senators Wojahn and Jones to the committee amendment to the title was adopted.

On page 1, on line 9 of the title, after "41.40.005;" strike "and" and on line 11, after "41.40.010" insert "; amending section 18, chapter 267, Laws of 1971 ex. sess. and RCW 2.10.180; amending section 1, chapter 33, Laws of 1965 and RCW 41.20.180; amending section 24, chapter 261, Laws of 1945 as amended by section 6, chapter 159, Laws of 1957 and RCW 41.24.240; amending section 23, chapter 209, Laws of 1969 ex. sess. as last amended by section 12, chapter 257, Laws of 1971 ex. sess. and RCW 41.26.180; amending section 59, chapter 80, Laws of 1947 as last amended by section 1, chapter 63, Laws of 1971 and RCW 41.32.590; amending section 39, chapter 274, Laws of 1947 as last amended by section 4, chapter 195, Laws of 1974 ex. sess. and RCW 41.40.380; amending section 24, chapter 71, Laws of 1947 and RCW 41.44.240; amending section 43.43.310, chapter 8, Laws of 1965 as amended by section 1, chapter 256, Laws of 1977 ex. sess. and RCW 43.43.310; adding a new section to chapter 41.04 RCW; adding a new section to chapter 41.28 RCW; creating a new section; and declaring an emergency"

The motion by Senator Shinpoch carried. The committee amendment, as amended, to the title was adopted.

On motion of Senator Shipoch, the rules were suspended, Substitute House Bill No. 791, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 791, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 44; absent or not voting, 2; excused, 3.

Voting yea: Senators Bausch, Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Donohue, Fleming, Gaspard, Gould, Guess, Hansen, Hayner, Henry, Jones, Lewis, Lysen, Marsh, Matson, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Scott, Sellar, Shipoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—44.

Absent or not voting: Senators Gallagher, Lee—2.

Excused: Senators Goltz, Keefe, McDermott—3.

SUBSTITUTE HOUSE BILL NO. 791, as amended by the Senate, 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.

SECOND READING

SECOND SUBSTITUTE HOUSE BILL NO. 418, by Committee on Appropriations (originally sponsored by Representatives Gruger, Teutsch, Brekke, Kreidler, Lux, Adams and Pruitt):

Establishing a program for victims of sexual assault.

REPORT OF STANDING COMMITTEE

May 7, 1979.

SECOND SUBSTITUTE HOUSE BILL NO. 418, establishing a program for victims of sexual assault (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass with the following amendments:

On page 1, strike everything after the enacting clause and insert the following:

"NEW SECTION. Section 1. This chapter may be known and cited as the Victims of Sexual Assault Act.

NEW SECTION. Sec. 2. (1) The legislature hereby finds and declares that:

(a) Sexual assault has become one of the most rapidly increasing violent crimes over the last decade;

(b) There is a lack of essential information and data concerning sexual assault;

(c) There is a lack of adequate training for law enforcement officers concerning sexual assault, the victim, the offender, and the investigation;

(d) There is a lack of community awareness and knowledge concerning sexual assault and the physical and psychological impact upon the victim;

(e) There is a lack of public information concerning sexual assault prevention and personal self-protection;

(f) Because of the lack of information, training, and services, the victims of sexual assault are not receiving the assistance they require in dealing with the physical and psychological trauma of a sexual assault;

(g) The criminal justice system and health care system should maintain close contact and cooperation with each other and with community rape crisis centers to expedite the disposition of sexual assault cases; and

(h) Persons who are victims of sexual assault will benefit directly from increased public awareness and education, increased prosecutions, and a criminal justice system which treats them in a humane manner.

(2) Therefore, a state-wide sexual assault education, training, and consultation program should be developed. Such a state-wide program should seek to improve treatment of victims through information-gathering, education, training, community awareness programs, and by increasing the efficiency of the criminal justice and health care systems as they relate to sexual assault. Such a program should serve a consultative and facilitative function for organizations which provide services to victims and potential victims of sexual assault.

NEW SECTION. Sec. 3. As used in this chapter and unless the context indicates otherwise:

- (1) "Department" means the department of social and health services.
- (2) "Law enforcement agencies" means police and sheriff's departments of this state.
- (3) "Personal representative" means a friend, relative, attorney, or employee or volunteer from a rape crisis center.
- (4) "Rape crisis center" means a community-based social service agency which provides services to victims of sexual assault.
- (5) "Secretary" means the secretary of the department of social and health services.
- (6) "Sexual assault" means one or more of the following:
 - (a) Rape or statutory rape;
 - (b) Assault with intent to commit rape;
 - (c) Incest or indecent liberties; or
 - (d) An attempt to commit any of the aforementioned offenses.
- (7) "Victim" means any person who suffers physical and/or mental anguish as a proximate result of a sexual assault.

NEW SECTION. Sec. 4. The department shall establish a centralized office within the department to coordinate activities of programs relating to sexual assault and to facilitate coordination and dissemination of information to personnel in fields relating to sexual assault.

The department shall develop, with the cooperation of the criminal justice training commission, the attorney general's office, the medical profession, and existing rape crisis centers, a state-wide plan to aid organizations which provide services to victims of sexual assault.

NEW SECTION. Sec. 5. The state-wide program established under section 4 of this act shall include but not be limited to provision of the following services: PROVIDED, That the department shall utilize existing rape crisis centers and contract, where appropriate, with these centers to provide the services identified in this section:

- (1) Assistance to the criminal justice training commission in developing and offering training and education programs for criminal justice personnel on the scope and nature of the sexual assault problem;
- (2) Assistance to health care personnel in training for the sensitive handling and correct legal procedures of sexual assault cases;
- (3) Development of public education programs to increase public awareness concerning sexual assault in coordination with the activities of the attorney general's crime prevention efforts; and
- (4) Technical assistance and advice to rape crisis centers, including the organization of existing community resources, volunteer training, identification of potential funding sources, evaluation, and education. Assistance shall be given for the development of additional programs in areas of the state where such services do not exist.

NEW SECTION. Sec. 6. If the victim of a sexual assault so desires, a personal representative of the victim's choice may accompany the victim to the hospital or other health care facility, and to proceedings concerning the alleged assault, including police and prosecution interviews and court proceedings.

NEW SECTION. Sec. 7. The Victims of Sexual Assault Act shall terminate on June 30, 1985, and shall be subject to all of the processes provided in RCW 43.131.010 through 43.131.110 as now existing or hereafter amended.

NEW SECTION. Sec. 8. To carry out the provisions of this act there is appropriated from the general fund to the department of social and health services for the biennium ending June 30, 1981, the sum of three hundred fifty thousand dollars, or so much thereof as may be necessary to carry out the purposes of this act.

NEW SECTION. Sec. 9. Sections 1 through 7 of this act shall constitute a new chapter in Title 70 RCW.

Sec. 10. Section 9, chapter 302, Laws of 1977 ex. sess. and RCW 7.68.065 are each amended to read as follows:

Each law enforcement agency to which a criminal act has been reported and which criminal act results in physical injury or death to a victim shall make a reasonable effort to inform the known victim or his surviving dependent(s) of the existence of this chapter and the procedure for making application for benefits provided by this chapter. In any criminal case wherein the victim has sustained physical, emotional, or financial trauma, the law enforcement agency shall make a reasonable effort to inform the known victim of the existence and method of contacting agencies which may be able to assist the victim. Such list of agencies shall include public or private organizations that provide support for victims of crime: PROVIDED, That the failure to so act ((with)) under this section shall not stay the operation of RCW 7.68.060.

NEW SECTION. Sec. 11. There is added to chapter 7.68 RCW a new section to read as follows:

No costs incurred by a hospital or other emergency medical facility for the examination of the victim of a sexual assault, when such examination is performed for the purposes of gathering evidence for possible prosecution, shall be billed or charged directly or indirectly to the victim of such assault. Such costs shall be paid by the state pursuant to this chapter.

NEW SECTION. Sec. 12. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected."

On page 1, line 1 of the title, after "victims of" strike "sexual assault" and insert "crime; amending section 9, chapter 302, Laws of 1977 ex. sess. and RCW 7.68.065; adding a new section to chapter 7.68 RCW"

Signed by: Senators Donohue, Chairman; McDermott, Vice Chairman; Clarke, Fleming, Gaspard, Goltz, Jones, Marsh, Morrison, Ridder, Sellar, Shipoch, Wojahn.

The bill was read the second time by sections.

Senator Shipoch moved adoption of the committee amendment.

Senator Pullen moved adoption of the following amendment to the committee amendment:

On page 1, after line 6 of the amendment, insert "Section 1, chapter 247, Laws of 1975 1st ex. sess. and RCW 9.79.170 are each amended to read as follows:

(1) A person is guilty of rape in the first degree when such person engages in sexual intercourse with another person not married to the perpetrator by forcible compulsion where the perpetrator or an accessory:

- (a) Uses or threatens to use a deadly weapon; or
- (b) Kidnaps the victim; or
- (c) Inflicts serious physical injury; or
- (d) Feloniously enters into the building or vehicle where the victim is situated.

(2) Rape in the first degree is a felony, and shall be punished by imprisonment in the state penitentiary for a term of not less than twenty years. No person convicted of rape in the first degree shall be granted a deferred or suspended sentence

except for the purpose of commitment to an inpatient treatment facility: PROVIDED, That every person convicted of rape in the first degree shall be confined for a minimum of three years: PROVIDED FURTHER, That the board of prison terms and paroles shall have authority to set a period of confinement greater than three years but shall never reduce the minimum three-year period of confinement nor shall the board release the convicted person during the first three years of confinement as a result of any type of automatic good time calculation nor shall the department of social and health services permit the convicted person to participate in any work release program or furlough program during the first three years of confinement."

Renumber subsequent sections consecutively.

POINT OF ORDER

Senator Shinpoch: "Mr. President, I would raise the question of scope and object on Senator Pullen's amendment."

"Mr. President, ladies and gentlemen, the amendment submitted by Senator Pullen deals with the penalties of a person guilty of rape where the bill we have in front of us deals with education, the training of law enforcement officers, the community awareness, setting up a plan, and those types of things. It has nothing to do with penalties."

RULING BY THE PRESIDENT

President Cherberg: "Senator Pullen, in ruling upon the Point of Order presented by Senator Shinpoch, the President believes that you have already made the ruling. The President believes that the remarks of both Senator Shinpoch and Senator Pullen are well taken. Therefore, the President rules that the Point of Order presented by Senator Shinpoch is well taken."

The amendment by Senator Pullen to the committee amendment was ruled out of order.

MOTION

Senator von Reichbauer moved adoption of the following amendment to the committee amendment:

On page 6 of the amendment, after line 39, insert the following:

"NEW SECTION. Sec. 12. The prosecutor or the department may, at any time after the person's arraignment petition any superior court for an order, following notice and hearing, directing that any contract described in section 13 shall be paid in accordance with sections 12 through 20 of this 1979 act.

NEW SECTION. Sec. 13. After hearing, as provided in section 12 of this act, every person, firm, corporation, partnership, association or other legal entity contracting with any person or the representative or assignee of any person accused or convicted of a crime in this state, with respect to the reenactment of such crime, by way of a movie, book, magazine article, tape recording, phonograph record, radio or television presentation, live entertainment of any kind, or from the expression of such accused or convicted person's thoughts, feelings, opinion or emotions regarding such crime, shall submit a copy of such contract to the department and pay over to the department any moneys which would otherwise, by terms of such contract, be owing to the person so accused or convicted or his representatives. The department shall deposit such moneys in an escrow account for the benefit of and payable to any victim or the legal representative of any victim of crimes committed by: (i) such convicted person; or (ii) such accused person, but only if such accused person is eventually convicted of the crime and provided that such victim, within five years of the date of the establishment of such escrow account, brings a civil action in a court

of competent jurisdiction and recovers a money judgment for damages against such person or his representatives.

NEW SECTION. Sec. 14. The department, at least once every six months for five years from the date it receives such moneys, shall cause to have published a legal notice in newspapers of general circulation in the county wherein the crime was committed and in counties contiguous to such county advising such victims that such escrow moneys are available to satisfy money judgments pursuant to this section. For crimes committed in a city located within a county having a population of one million or more, the notice provided for in this section shall be in newspapers having general circulation in such city. The department may, in its discretion, provide for such additional notice as it deems necessary.

NEW SECTION. Sec. 15. Upon dismissal of charges or acquittal of any accused person the department shall immediately pay over to such accused person the moneys in the escrow account established on behalf of such accused person.

NEW SECTION. Sec. 16. Upon a showing by any convicted person that five years have elapsed from the establishment of such escrow account and further that no actions are pending against such convicted person pursuant to this section, the department shall immediately pay over any moneys in the escrow account to such person or his legal representatives.

NEW SECTION. Sec. 17. For purposes of this section, a person found not guilty as a result of the defense of mental disease or defect shall be deemed to be a convicted person.

NEW SECTION. Sec. 18. Notwithstanding any inconsistent provision of the civil practice and rules with respect to the timely bringing of an action, the five year period provided for in section 13 of this act shall not begin to run until an escrow account has been established.

NEW SECTION. Sec. 19. Notwithstanding the foregoing provisions of this act the department shall make payments from an escrow account to any person accused or convicted of a crime upon the order of a court of competent jurisdiction after a showing by such person that such moneys shall be used for the exclusive purpose of retaining legal representation at any stage of the proceedings against such person, including the appeals process.

NEW SECTION. Sec. 20. Any action taken by any person accused or convicted of a crime, whether by way of execution of a power of attorney, creation of corporate entities or otherwise, to defeat the purpose of this act shall be null and void as against the public policy of this state.

NEW SECTION. Sec. 21. Sections 12 through 20 of this act are each added to chapter 7.68 RCW."

POINT OF INQUIRY

Senator Morrison: "In New Section 12 it talks about a contract described in section 12 and there is no contract described there. I am a little worried about your number reference."

Senator von Reichbauer: "Mr. President, with the permission of the body, I would like this bill to be held down one bill."

MOTION

On motion of Senator von Reichbauer, further consideration of Second Substitute House Bill No. 418, together with the pending amendments, was held until later today.

MOTION

On motion of Senator Walgren, the Senate returned to the first order of business.

REPORT OF STANDING COMMITTEE

May 9, 1979.

SENATE BILL NO. 2773, modifying the bond issue for the "people's lodge" regional Indian facility (reported by Committee on Ways and Means):

MAJORITY recommendation: That Substitute Senate Bill No. 2773 be substituted therefor, and that Substitute Senate Bill No. 2773 do pass.

Signed by: Senators Donohue, Chairman; McDermott, Vice Chairman; Bausch, Fleming, Goltz, Jones, Marsh, Morrison, Newschwander, Ridder, Sellar, Wojahn.

MOTION

On motion of Senator Walgren, the rules were suspended, Senate Bill No. 2773 was advanced to second reading and placed on the second reading calendar for today.

REPORT OF STANDING COMMITTEE

May 9, 1979.

SENATE BILL NO. 3129, providing for the issuance of bonds for the construction of two recreational performing arts facilities (reported by Committee on Ways and Means):

MAJORITY recommendation: That Substitute Senate Bill No. 3129 be substituted therefor, and that Substitute Senate Bill 3129 do pass.

Signed by: Senators Bausch, Fleming, Gaspard, Goltz, Marsh, Newschwander, Odegaard, Rasmussen, Ridder, Shinpoch, Wojahn.

MOTION

On motion of Senator Walgren, the rules were suspended, Senate Bill No. 3129 was advanced to second reading and placed on the second reading calendar for today.

REPORT OF STANDING COMMITTEE

May 9, 1979.

SUBSTITUTE HOUSE BILL NO. 200, expanding real estate excise tax to include used mobile homes (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators McDermott, Vice Chairman; Bausch, Clarke, Fleming, Goltz, Jones, Marsh, Morrison, Newschwander, Rasmussen, Ridder, Sellar, Wojahn.

MOTION

On motion of Senator Walgren, the rules were suspended, Substitute House Bill No. 200 was advanced to second reading and placed on the second reading calendar for today.

REPORT OF STANDING COMMITTEE

May 9, 1979.

ENGROSSED HOUSE BILL NO. 376, establishing the pacific northwest festival facility (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators McDermott, Vice Chairman; Bausch, Fleming, Goltz, Jones, Marsh, Matson, Morrison, Newschwander, Sellar, Shinpoch, Wojahn.

MOTION

On motion of Senator Walgren, the rules were suspended, Engrossed House Bill No. 376 was advanced to second reading and placed on the second reading calendar for today.

MOTIONS

On motion of Senator Walgren, the Senate advanced to the sixth order of business.

On motion of Senator Walgren, the Senate resumed consideration of Second Substitute House Bill No. 418.

SECOND READING

SECOND SUBSTITUTE HOUSE BILL NO. 418, by Committee on Appropriations (originally sponsored by Representatives Gruger, Teutsch, Brekke, Kreidler, Lux, Adams and Pruitt):

Establishing a program for victims of sexual assault.

The Senate resumed consideration of Second Substitute House Bill No. 418 from earlier today. The committee amendment had been moved for adoption and an amendment by Senator von Reichbauer to the committee amendment is pending.

The motion by Senator von Reichbauer carried and the amendment to the committee amendment was adopted.

The motion by Senator Shinpoch carried and the committee amendment, as amended, was adopted.

On motion of Senator Shinpoch, the committee amendment to the title was adopted.

On motion of Senator Shinpoch, the rules were suspended, Second Substitute House Bill No. 418, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Second Substitute House Bill No. 418, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 46; absent or not voting, 1; excused, 3.

Voting yea: Senators Bausch, Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Donohue, Fleming, Gallagher, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Lysen, Marsh, Matson, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Williams, Wilson, Wojahn, Woody—46.

Absent or not voting: Senator Wanamaker—1.

Excused: Senators Keefe, McDermott—2.

SECOND SUBSTITUTE HOUSE BILL NO. 418, as amended by the Senate, 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.

SECOND READING

HOUSE BILL NO. 320, by Representatives Craswell, Dunlap, Deccio, Sanders, Mitchell, Barr, Addison, Erickson, Rohrbach, Hastings, Hurley, Flanagan, Taylor and Bond:

Extending the 106% levy limit to the state.

The bill was read the second time by sections.

Senator Donohue moved adoption of the following amendment by Senators Walgren, Donohue and Odegaard and all other members of the Senate:

On page 1, strike everything after the enacting clause and insert the following:

"Section 1. Section 1, chapter 133, Laws of 1967 ex. sess. as last amended by section 106, chapter 195, Laws of 1973 1st ex. sess. and RCW 84.52.065 are each amended to read as follows:

Subject to the limitations in RCW 84.55.010, in each year the state shall levy for collection in the following year for the support of common schools of the state a tax of three dollars and sixty cents per thousand dollars of assessed value upon the assessed valuation of all taxable property within the state adjusted to the state equalized value in accordance with the indicated ratio fixed by the state department of revenue.

Sec. 2. Section 20, chapter 288, Laws of 1971 ex. sess. as amended by section 1, chapter 67, Laws of 1973 1st ex. sess. and RCW 84.55.010 are each amended to read as follows:

Except as provided in (~~RCW 84.55.020 through 84.55.050~~) this chapter, the levy (~~(in 1973 and years subsequent thereto)~~) for a taxing district (~~(other than the state or a school district)~~) in any year shall be set so that the regular property taxes payable in the following year shall not exceed one hundred six percent of the amount of regular property taxes lawfully levied for such district in the highest of the three most recent years in which such taxes were levied for such district plus an additional dollar amount calculated by multiplying the increase in assessed value in that district resulting from new construction (~~(and)~~), improvements to property, and any increase in the assessed value of state-assessed property by the regular property tax levy rate of that district for the preceding year.

Sec. 3. Section 24, chapter 288, Laws of 1971 ex. sess. as amended by section 109, chapter 195, Laws of 1973 1st ex. sess. and RCW 84.55.050 are each amended to read as follows:

Subject to any otherwise applicable statutory dollar rate limitations, regular property taxes may be levied by or for a taxing district in an amount exceeding the limitations provided for in (~~RCW 84.55.010 through 84.55.040~~) this chapter if such levy is authorized by a proposition approved by a majority of the voters of the taxing district voting on the proposition at a general election held within the district or at a special election within the taxing district called by the district for the purpose of submitting such proposition to the voters. Any election held pursuant to this section shall be held not more than twelve months prior to the date on which the proposed levy is to be made. (~~(The ballot of the proposition shall state the dollar rate proposed.)~~) The form of the ballot title shall be established by rule by the department of revenue and shall state the dollar rate proposed, the estimated dollar increase, and that the tax rate will establish a higher tax base for subsequent years.

After a levy authorized pursuant to this section is made, the dollar amount of such levy shall be used for the purpose of computing the limitations for subsequent levies provided for in this chapter.

NEW SECTION. Sec. 4. There is added to chapter 84.55 RCW a new section to read as follows:

If a taxing district has not levied in the three most recent years and elects to restore a regular property tax levy subject to applicable statutory limitations then such first restored levy shall be set so that the regular property tax payable shall not

exceed the amount which could have been lawfully levied in 1973, plus an additional dollar amount calculated by multiplying the increase in assessed value in the district since 1973 resulting from new construction and improvements to property by the property tax rate which is proposed to be restored, or the maximum amount which could be lawfully levied in the year such a restored levy is proposed.

NEW SECTION. Sec. 5. There is added to chapter 84.55 RCW a new section to read as follows:

RCW 84.55.010 shall not apply to the first levy by or for a newly-formed taxing district created other than by consolidation or annexation.

This section shall be retroactive in effect and shall be deemed to validate any levy within its scope, even though the levy has been made prior to the effective date of this act.

NEW SECTION. Sec. 6. There is added to chapter 84.55 RCW a new section to read as follows:

The department of revenue shall adopt rules relating to the calculation of tax rates and the limitation in RCW 84.55.010, conduct an educational program on this subject, and take any other action necessary to insure compliance with the statutes and rules on this subject.

NEW SECTION. Sec. 7. There is added to chapter 43.09 RCW a new section to read as follows:

The state auditor, through the division of municipal corporations, shall review the tax levies of all municipal corporations in the regular examinations under RCW 43.09.260.

NEW SECTION. Sec. 8. This act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect immediately: **PROVIDED**, That the amendment to RCW 84.55.010 by section 2 of this act shall be effective for 1979 levies for taxes collected in 1980, and for subsequent years."

MOTION

On motion of Senator Matson, House Bill No. 320, together with the pending amendment by Senators Walgren, Donohue, Odegaard and others, was ordered held for further consideration following the noon recess.

SECOND READING

SENATE BILL NO. 2361, by Senators Donohue, Shinpoch, Conner, Rasmussen, Peterson and Jones (by Executive request):

Authorizing a bond issue for state government projects.

MOTIONS

On motion of Senator Donohue, Substitute Senate Bill No. 2361 was substituted for Senate Bill No. 2361 and the substitute bill was placed on second reading and read the second time in full.

On motion of Senator Donohue, the rules were suspended, Substitute Senate Bill No. 2361 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

POINT OF INQUIRY

Senator Guess: "Senator Donohue, is this going to build another office building on campus?"

Senator Donohue: "The design moneys for the office building are in the capital budget, yes, Senator."

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 2361, and the bill passed the Senate by the following vote: Yeas, 33; nays, 13; absent or not voting, 1; excused, 2.

Voting yea: Senators Bausch, Bluechel, Bottiger, Conner, Day, Donohue, Fleming, Gallagher, Gaspard, Goltz, Guess, Hansen, Jones, Marsh, Matson, Moore, Morrison, Newschwander, Odegaard, Peterson, Rasmussen, Ridder, Scott, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Williams, Wojahn, Woody—33.

Voting nay: Senators Benitz, Clarke, Gould, Hayner, Lee, Lewis, Lysen, North, Pullen, Quigg, Sellar, Wanamaker, Wilson—13.

Absent or not voting: Senator Henry—1.

Excused: Senators Keefe, McDermott—2.

SUBSTITUTE SENATE BILL NO. 2361, 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 12:00 noon, on motion of Senator Walgren, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The President called the Senate to order at 1:30 p.m.

SIGNED BY THE PRESIDENT

The President signed:

SUBSTITUTE SENATE BILL NO. 2434,
SUBSTITUTE SENATE BILL NO. 2957.

MOTION

At 1:35 p.m., on motion of Senator Marsh, the Senate was declared to be at ease.

The President called the Senate to order at 4:05 p.m.

MOTION

On motion of Senator Walgren, the Senate commenced consideration of Senate Bill No. 2639.

SECOND READING

SENATE BILL NO. 2639, by Senators Donohue, Morrison, Gaspard and Hansen (by Department of Ecology request):

Authorizing a bond issue for public services.

MOTIONS

On motion of Senator Donohue, Substitute Senate Bill No. 2639 was substituted for Senate Bill No. 2639 and the substitute bill was placed on second reading and read the second time in full.

On motion of Senator Donohue, the rules were suspended, Substitute Senate Bill No. 2639 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 2639, and the bill passed the Senate by the following vote: Yeas, 45; nays, 2; absent or not voting, 1; excused, 1.

Voting yea: Senators Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Donohue, Fleming, Gallagher, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Jones, Lee, Lewis, Lysen, Marsh, Matson, McDermott, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Quigg, Rasmussen, Ridder, Scott, Sellar, Shipoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—45.

Voting nay: Senators Bausch, Pullen—2.

Absent or not voting: Senator Henry—1.

Excused: Senator Keefe—1.

SUBSTITUTE SENATE BILL NO. 2639, 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.

SECOND READING

HOUSE BILL NO. 320, by Representatives Craswell, Dunlap, Deccio, Sanders, Mitchell, Barr, Addison, Erickson, Rohrbach, Hastings, Hurley, Flanagan, Taylor and Bond:

Extending the 106% levy limit to the state.

The Senate resumed consideration of House Bill No. 320 and the amendment moved for adoption by Senator Donohue earlier today.

On motion of Senator Bottiger, the following amendment by Senators Walgren, Donohue, Odegaard and all other members of the Senate to the amendment by Senator Donohue was adopted:

On page 3, line 7, restore stricken language.

MOTIONS

On motion of Senator Donohue, all members of the Senate were added as additional sponsors to the amendment, as amended, to House Bill No. 320.

The motion by Senator Donohue carried and the amendment, as amended, was adopted.

On motion of Senator Donohue, the following amendment to the title was adopted:

On page 1, on line 1 of the title, after "taxation;" strike the remainder of the title and insert "amending section 1, chapter 133, Laws of 1967 ex. sess. as last amended by section 106, chapter 195, Laws of 1973 1st ex. sess. and RCW 84.52-.065; amending section 20, chapter 288, Laws of 1971 ex. sess. as amended by section 1, chapter 67, Laws of 1973 1st ex. sess. and RCW 84.55.010; amending section 24, chapter 288, Laws of 1971 ex. sess. as amended by section 109, chapter 195, Laws of 1973 1st ex. sess. and RCW 84.55.050; adding a new section to chapter 43.09 RCW; adding new sections to chapter 84.55 RCW; and declaring an emergency."

On motion of Senator Donohue, the rules were suspended, House Bill No. 320, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 320, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 47; absent or not voting, 1; excused, 1..

Voting yea: Senators Bausch, Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Donohue, Fleming, Gallagher, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Jones, Lee, Lewis, Lysen, Marsh, Matson, McDermott, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—47.

Absent or not voting: Senator Henry—1.

Excused: Senator Keefe—1.

HOUSE BILL NO. 320, as amended by the Senate, 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.

MOTIONS

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

On motion of Senator Marsh, the Senate commenced consideration of Engrossed House Bill No. 628.

THIRD READING

ENGROSSED HOUSE BILL NO. 628, by Representatives Barnes, Nelson (D), Bond and Charnley:

Authorizing police forces for community colleges and the provision of death or disability provisions for its staff.

MOTIONS

On motion of Senator Jones, the rules were suspended and Engrossed House Bill No. 628 was returned to second reading on reconsideration.

Senator Goltz moved adoption of the following amendment by Senators Goltz, Shinpoch and Jones:

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Section 1. There is added to chapter 223, Laws of 1969 ex. sess. and to chapter 28B.10 RCW a new section to read as follows:

The duty-related benefits authorized by RCW 28B.10.567, as now or hereafter amended, for police officers employed on or after the effective date of this act by the governing boards of the respective universities and The Evergreen State College shall in no event be greater than the benefits authorized on October 1, 1977, for duty-related death, disability, or injury of a law enforcement officer under chapter 41.26 RCW."

POINT OF INQUIRY

Senator Scott: "Senator Goltz, if I understand you correctly then, the net effect of the amendment is to take out of the bill the deputization of the community college police officers and simply deal with the question of giving them LEOFF II disability benefits and no other LEOFF benefits?"

Senator Goltz: "That is correct. They would be PERS system, although as I understand LEOFF II and PERS, it is the same for these persons."

Debate ensued.

The motion by Senator Goltz carried and the amendment was adopted.

On motion of Senator Goltz, the following amendment to the title was adopted:

On page 1, line 1 of the title, after "higher education;" strike the remainder of the title and insert "and adding a new section to chapter 223, Laws of 1969 ex. sess. and to chapter 28B.10 RCW."

On motion of Senator Goltz, the rules were suspended, Engrossed House Bill No. 628, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 628, as amended by the Senate, and the bill passed the Senate on reconsideration by the following vote: Yeas, 45; nays, 2; absent or not voting, 1; excused, 1.

Voting yea: Senators Bausch, Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Donohue, Fleming, Gallagher, Gaspard, Goltz, Gould, Guess, Hansen, Jones, Lewis, Lysen, Marsh, Matson, McDermott, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—45.

Voting nay: Senators Hayner, Lee—2.

Absent or not voting: Senator Henry—1.

Excused: Senator Keefe—1.

ENGROSSED HOUSE BILL NO. 628, as amended by the Senate, having received the constitutional majority on reconsideration, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

At 4:40 p.m., on motion of Senator Walgren, the Senate adjourned until 9:00 a.m., Friday, May 11, 1979.

JOHN A. CHERBERG, President of the Senate.

SIDNEY R. SNYDER, Secretary of the Senate.

FIFTY-SECOND DAY

MORNING SESSION

Senate Chamber, Olympia, Friday, May 11, 1979.

The Senate was called to order at 9:00 a.m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senators Donohue, Keefe, and Walgren. On motion of Senator Wilson, Senators Donohue, Keefe and Walgren were excused.

The Color Guard, consisting of Pages Leah Langlois and Eric Ryan, presented the Colors. Reverend Richard Hart, pastor of The First Baptist Church of Olympia, offered the following prayer:

"LORD, THE WEEKEND IS UPON US AND WE ARE NOT WHERE WE THOUGHT WE WOULD BE OR EVEN WHERE WE HOPED WE WOULD BE. PLANS MADE LONG AGO HAVE BEEN POSTPONED, SOME EVEN SCRAPPED. SCHEDULES HAVE BEEN ALTERED AND CHANGED UNTIL WE HARDLY RECOGNIZE THEM. EVERYBODY HAS A QUESTION FOR US AND SOME OF THEM WE HAVE HEARD A HUNDRED TIMES, BUT WE STILL HAVE NO ANSWER TO GIVE BECAUSE THE ANSWER REMAINS IN OTHER HANDS.

"HEAVENLY FATHER, IN THE MIDST OF ALL THAT IS HAPPENING, GRANT TO THESE OUR LEADERS AN EXTRA MEASURE OF PATIENCE AND GRACE WITH WHICH TO DEAL WITH THEIR ANXIETY AND FRUSTRATION. MAY THE SIMPLE TRUTH OF YOUR STEADFAST LOVE AND CARE EASE THE BURDEN OF THE DAY. AMEN."

MOTION

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

MOTION

On motion of Senator Marsh, the Senate commenced consideration of House Bill No. 31.

SECOND READING

HOUSE BILL NO. 31, by Representatives Ehlers, Taller, Struthers, Walk, Sanders and Addison:

Requiring the legislature to pay the department of general administration for use of buildings and services.

The bill was read the second time by sections.

Senator Odegaard moved adoption of the following amendment by Senators Walgren, Rasmussen, Gould, Gallagher, Odegaard and Wilson:

Strike everything after the enacting clause, and insert the following:

"Section 1. Section 1, chapter 234, Laws of 1959 as amended by section 1, chapter 237, Laws of 1967 and RCW 34.04.010 are each amended to read as follows:

((For the purpose of this chapter:)) The definitions set forth in this section shall apply throughout this chapter, unless the context clearly requires otherwise.

(1) "Agency" means any state board, commission, department, or officer, authorized by law to make rules or to adjudicate contested cases, except those in the legislative or judicial branches.

(2) "Rule" means any agency order, directive, or regulation of general applicability (a) the violation of which subjects a person to a penalty or administrative sanction; (b) which establishes, alters, or revokes any procedure, practice, or requirement relating to agency hearings; (c) which establishes, alters, or revokes any qualification or requirement relating to the enjoyment of benefits or privileges conferred by law; (d) which establishes, alters, or revokes any qualifications or standards for the issuance, suspension, or revocation of licenses to pursue any commercial activity, trade, or profession; or (e) which establishes, alters, or revokes any mandatory standards for any product or material which must be met before distribution or sale. The term includes the amendment or repeal of a prior rule, but does not include (i) statements concerning only the internal management of an agency and not affecting private rights or procedures available to the public, (ii) declaratory rulings issued pursuant to RCW 34.04.080, as now or hereafter amended, or (iii) speed restrictions for motor vehicles established by the state highway commission.

(3) "Contested case" means a proceeding before an agency in which an opportunity for a hearing before such agency is required by law or constitutional right prior or subsequent to the determination by the agency of the legal rights, duties, or privileges of specific parties. Contested cases shall also include all cases of licensing and rate making in which an application for a license or rate change is denied except as limited by RCW 66.08.150, or a license is revoked, suspended, or modified, or in which the granting of an application is contested by a person having standing to contest under the law or agency rules.

(4) "License" includes the whole or part of any agency permit, certificate, approval, registration, charter, or any form of permission required by law, including agency rule, to engage in any activity, but does not include a license required solely for revenue purposes.

(5) "Licensing" includes the agency process respecting the grant, denial, renewal, revocation, suspension, annulment, withdrawal, or modification of a license.

(6) "Review committee" means a standing committee of the senate or house of representatives which has been designated by the respective body for the purpose of selectively reviewing proposed and existing rules of a designated state agency or agencies.

Sec. 2. Section 3, chapter 237, Laws of 1967 as last amended by section 7, chapter 240, Laws of 1977 ex. sess. and RCW 34.04.025 are each amended to read as follows:

(1) Prior to the adoption, amendment, or repeal of any rule, each agency shall:

(a) File notice thereof with the code reviser in accordance with RCW 34.08.020(1) for publication in the state register, and with the secretary of the senate, the chief clerk of the house of representatives, and the appropriate review committees, and mail such notice to all persons who have made timely request of the agency for advance notice of its rule-making proceedings. Such notice shall also include (i) reference to the authority under which the rule is proposed, (ii) a statement of either the terms or substance of the proposed rule or a description of the subjects and issues involved, and (iii) the time when, the place where, and the manner in which interested persons may present their views thereon;

(b) Furnish to the legislature, along with the notice required by subsection (1)(a) of this section, a statement of the reasons supporting the proposed action;

(c) Afford all interested persons reasonable opportunity to submit data, views, or arguments, orally or in writing. In case of substantive rules, opportunity for oral hearing must be granted if requested by twenty-five persons, by a governmental

subdivision or agency, by the appropriate review committee, or by an association having not less than twenty-five members.

(2) The agency shall make every effort to insure that the information on the proposed rule circulated pursuant to subsection (1)(a) of this section accurately reflects the rule to be presented and discussed at any oral hearing on such rule. Where substantial changes in the draft of the proposed rule are made after publication of notice in the register which would render it difficult for interested persons to properly comment on the rule without further notice, new notice of the agency's intended action as provided in subsection (1)(a) of this section shall be required.

(3) The agency shall consider fully all written and oral submissions respecting the proposed rule including those addressing the question of whether the proposed rule is within the intent of the legislature as expressed by the statute which the rule implements, and may amend the proposed rule at the oral hearing or adopt the proposed rule, if there are no substantial changes, without refileing the notice required by this section. Upon adoption of a rule, the agency, if requested to do so by an interested person either prior to adoption or within thirty days thereafter, shall issue a concise statement of the principal reasons for and against its adoption, incorporating therein its reasons for overruling the considerations urged against its adoption.

~~((2))~~ (4) No proceeding ((shall)) may be held on any rule until twenty days have passed from the distribution date of the register in which notice thereof was contained. The code reviser shall make provisions for informing an agency giving notice under subsection (1) of this section of the distribution date of the register in which such notice will be published.

~~((3))~~ (5) No rule hereafter adopted is valid unless adopted in substantial compliance with this section, ((or, if)) unless it is an emergency rule designated as such(;) and is adopted in substantial compliance with RCW 34.04.030, as now or hereafter amended. In any proceeding a rule cannot be contested on the ground of noncompliance with the procedural requirements of RCW 34.08.020(1), of this section, or of RCW 34.04.030, as now or hereafter amended, after two years have elapsed from the effective date of the rule.

Sec. 3. Section 3, chapter 234, Laws of 1959 as amended by section 8, chapter 240, Laws of 1977 ex. sess. and RCW 34.04.030 are each amended to read as follows:

~~((1))~~ If the agency finds that immediate adoption or amendment of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to the public interest, the agency may dispense with such requirements and adopt the rule or amendment as an emergency rule or amendment. The agency's finding and a ((brief)) concise statement of the reasons for its finding shall be incorporated in the emergency rule or amendment as filed with the office of the code reviser under RCW 34.04.040 and with the appropriate review committee. An emergency rule or amendment ((shall)) may not remain in effect for longer than ninety days after filing. This section does not relieve any agency from compliance with any law requiring that its permanent rules be approved by designated persons or bodies before they become effective.

~~((2) The emergency rule published in the register is solely to inform the public of its adoption, and nothing in this section shall be construed to prevent the implementation of the rule upon its filing with the code reviser in accordance with RCW 34.04.040(2).)~~

NEW SECTION. Sec. 4. There is added to chapter 34.04 RCW a new section to read as follows:

(1) Notice of the designation of a standing committee of the legislature as a review committee for the rules of any particular agency shall be communicated by the house making such designation to the affected agency.

(2) Whenever a majority of the members of the appropriate senate and house review committees determine that a proposed rule is not within the intent of the legislature as expressed in the statute which the rule implements, the review committees shall give the affected agency written notice of their decisions. The notices shall be given at least seven days prior to any hearing scheduled for consideration of or adoption of the proposed rule pursuant to RCW 34.04.025(1)(a)(iii) as now or hereafter amended. The notices shall include a statement of the review committees' findings and the reasons therefor.

NEW SECTION. Sec. 5. There is added to chapter 34.04 RCW a new section to read as follows:

(1) All rules required to be filed pursuant to RCW 34.04.040, and emergency rules adopted pursuant to RCW 34.04.030 as now or hereafter amended, are subject to selective review by the legislature.

(2) If the appropriate house and senate review committees find by majority votes of their members: (a) That an existing rule is not within the intent of the legislature as expressed by the statute which the rule implements, or (b) that the rule has not been adopted in accordance with all applicable provisions of law, the agency affected shall be notified of such finding and the reasons therefor. Within thirty days of the receipt of the review committees' notice the agency shall file notice of a hearing on the rule in question with the code reviser and mail notice to all persons who have made timely request of the agency for advance notice of its rule-making proceedings as provided in RCW 34.04.025, as now or hereafter amended. The agency's notice shall include the review committees' findings and reasons therefor, and shall be published in the Washington state register in accordance with the provisions of chapter 34.08 RCW.

(3) The agency shall consider fully all written and oral submissions respecting whether the rule in question is within the intent of the legislature as expressed by the statute which the rule implements and whether the rule was adopted in accordance with all applicable provisions of law.

NEW SECTION. Sec. 6. There is added to chapter 34.04 RCW a new section to read as follows:

(1) Within seven days of an agency hearing held after notification of the agency by the review committees pursuant to section 4 or 5 of this 1979 act, the affected agency shall notify the committees of its action regarding a proposed or existing rule to which the committees objected. If the review committees determine, by majority votes of their members, that the agency has failed to provide for the required hearings or notice of its action to the committees, the committees may file notice of their objections, together with a concise statement of the reasons therefor, with the code reviser within thirty days of such determination.

(2) If the review committees find, by majority votes of their members, that the proposed or existing rule in question has not been modified, amended, withdrawn, or repealed by the agency so as to conform with the intent of the legislature, the review committees may, within thirty days from notification by the agency of its action, file with the code reviser notice of their objections together with a concise statement of the reasons therefor. Such notice and statement shall also be provided to the agency by the review committees.

(3) The code reviser shall publish the review committees' notice of objection and statement of the reasons therefor issued pursuant to subsection (1) or (2) of this section in the Washington state register and shall publish in the next supplement and compilation of the Washington Administrative Code a reference to the committees' objection and to the issue of the Washington state register in which the full text thereof appears.

(4) Such notice shall be removed from a rule published in the Washington Administrative Code if the state supreme court determines that the rule is within the

intent of the legislature or was adopted in accordance with all applicable laws, whichever was the objection of the review committees.

NEW SECTION. Sec. 7. There is added to chapter 34.04 RCW a new section to read as follows:

(1) The committees may recommend to the legislature that the original enabling legislation serving as authority for the promulgation of any rule reviewed by the committees be amended or repealed in such manner as the committees deem advisable.

(2) The review committees shall report on their activities, including findings and recommendations with respect to rule-making procedures of state agencies and institutions of higher education, thirty days prior to the convening of the regular session of the legislature in 1981.

NEW SECTION. Sec. 8. There is added to chapter 34.04 RCW a new section to read as follows:

It is the express policy of the legislature that establishment of procedures for review of administrative rules by the legislature and the notice of nonconformance required by sections 5(2) and 6(2) of this 1979 act in no way serves to establish a presumption as to the legality or constitutionality of a rule in any subsequent judicial proceedings interpreting such rules.

Sec. 9. Section 2, chapter 57, Laws of 1971 ex. sess. as amended by section 42, chapter 169, Laws of 1977 ex. sess. and RCW 28B.19.020 are each amended to read as follows:

The words used in this chapter shall have the meaning given in this section, unless the context clearly indicates otherwise((:)).

(1) "Institutions of higher education" are the University of Washington, Washington State University, Central Washington University, Eastern Washington University, Western Washington University, The Evergreen State College, the various community colleges, and the governing boards of each of the above, and the various colleges, divisions, departments, or offices authorized by the governing board of the institution involved to act for the institution, all of which are sometimes referred to in this chapter as "institutions." The various state community colleges are sometimes referred to in this chapter as "community colleges."

(2) "Rule" means any order, directive, or regulation of any institution of higher education which affects the relationship of the general public with the institution, or the relationship of particular segments of the particular educational community such as students, faculty, or other employees, with the institution or with each other, (a) the violation of which subjects a person to a penalty or administrative sanction; or (b) which establishes, alters, or revokes any procedures, practice, or requirement relating to institutional hearings; or (c) which establishes, alters, or revokes any qualification or requirement relating to the enjoyment of benefits or privileges conferred by law. The term includes the amendment or repeal of a prior rule but does not include rules, regulations, orders, statements, or policies relating primarily to the following: Standards for admission; academic advancement, academic credits, graduation and the granting of degrees; tuition and fees, scholarships, financial aids, and similar academic matters; employment relationships; fiscal processes; or matters concerning only the internal management of an institution and not affecting private rights or procedures available to the general public; and such matters need not be established by rule adopted under this chapter unless otherwise required by law.

(3) "Contested case" means a formal or informal proceeding before an institution of higher education, division, department, office, or designated official or representative thereof in which an opportunity for hearing is required by law, constitutional rights, or institutional policy, prior or subsequent to the determination by the institution of the legal rights, duties, or privileges of specific parties.

(4) "Review committee" or "committee" means a standing committee of the senate or house of representatives which has been designated by the respective body for the purpose of selectively reviewing existing and proposed rules of institutions of higher education.

Sec. 10. Section 3, chapter 57, Laws of 1971 ex. sess. as amended by section 10, chapter 240, Laws of 1977 ex. sess. and RCW 28B.19.030 are each amended to read as follows:

(1) Prior to the adoption, amendment, or repeal of any rule adopted under this chapter, each institution, college, division, department, or official thereof exercising rule-making authority delegated by the governing board or the president, shall:

(a) File notice thereof with the code reviser in accordance with RCW 34.08.020(1) for publication in the state register, and with the secretary of the senate, the chief clerk of the house of representatives, and the appropriate review committees, and mail the notice to all persons who have made timely request of the institution or related board for advance notice of its rule-making proceedings. Such notice shall also include (i) reference to the authority under which the rule is proposed, (ii) a statement of either the terms or substance of the proposed rule or a description of the subjects and issues involved, and (iii) the time when, the place where, and the manner in which interested persons may present their views thereon;

(b) Furnish to the legislature, along with the notice required by subsection (1)(a) of this section, a statement of the reasons supporting the proposed action;

(c) Provide notice to the campus or standard newspaper of the institution involved and to a newspaper of general circulation in the area at least seven days prior to the date of the rule-making proceeding. The notice shall state the time when, place where, and manner in which interested persons may present their views thereon and the general subject matter to be covered;

~~((c))~~ (d) Afford all interested persons reasonable opportunity to submit data, views, or arguments, orally or in writing. An opportunity for oral hearing must be granted if requested by twenty-five persons or by the appropriate review committee.

(2) The institution shall make every effort to insure that the information on the proposed rule circulated pursuant to subsection (1)(a) of this section accurately reflects the rule to be presented and discussed at any oral hearing on such rule. Where substantial changes in the draft of the proposed rule are made after publication of notice in the register which would render it difficult for interested persons to properly comment on the rule without further notice, new notice of the institution's intended action as provided in subsection (1)(a) of this section shall be required.

(3) The institution shall consider fully all written and oral statements respecting the proposed rule including those addressing the question of whether the proposed rule is within the intent of the legislature as expressed by the statute which the rule implements and may amend the proposed rule at the oral hearing or adopt the proposed rule, if there are no substantial changes, without refileing the notice required by this section.

~~((2))~~ (4) No proceeding ~~((shall))~~ may be held on any rule until twenty days have passed from the distribution date of the register in which notice thereof was contained. The code reviser shall make provisions for informing an institution of higher education giving notice under subsection (1) of this section of the distribution date of the register in which such notice will be published.

~~((3))~~ (5) No rule adopted under this chapter is valid unless adopted in substantial compliance with this section, ~~((or, if))~~ unless it is an emergency rule designated as such ~~((;))~~ and is adopted in substantial compliance with RCW 28B.19.040, as now or hereafter amended. In any proceeding a rule cannot be contested on the ground of noncompliance with the procedural requirements of RCW 34.08.020(1), of this section, or of RCW 28B.19.040, as now or hereafter amended, after two years have elapsed from the effective date of the rule.

~~((4))~~ (6) When twenty days notice of intended action to adopt, amend, or repeal a rule has not been filed with the code reviser, as required by subsection ~~((2))~~ (4) of this section, the code reviser ~~((staff))~~ may not publish such rule, and such rule ~~((staff))~~ may not be effective for any purpose.

Sec. 11. Section 4, chapter 57, Laws of 1971 ex. sess. as last amended by section 11, chapter 240, Laws of 1977 ex. sess. and RCW 28B.19.040 are each amended to read as follows:

If the institution of higher education finds that immediate adoption or amendment of a rule is necessary for the preservation of the public health, safety, or general welfare, and the observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to the public interest, the institution may dispense with such requirements and adopt the rule or amendment as an emergency rule or amendment. The institution's finding and a ~~((brief))~~ concise statement of the reasons for its finding shall accompany the emergency rule or amendment as filed with the code reviser and with the appropriate review committee. An emergency rule or amendment ~~((staff))~~ may not remain in effect for longer than ninety days after filing.

Emergency rules ~~((staff))~~ become effective upon filing with the code reviser unless an effective date is specified in the rule. ~~((The emergency rule published in the state register is solely to inform the public of its adoption, and nothing in this section shall be construed to prevent the implementation of the rule upon such filing.))~~

NEW SECTION. Sec. 12. There is added to chapter 28B.19 RCW a new section to read as follows:

(1) Notice of the designation of a standing committee of the legislature as a review committee for the rules of any particular institution shall be communicated by the house making such designation to the affected institution.

(2) Whenever a majority of the members of the appropriate senate and house review committees determine that a proposed rule is not within the intent of the legislature as expressed in the statute which the rule implements, the review committees shall give the affected institution written notice of their decisions. The notices shall be given at least seven days prior to any hearing scheduled for consideration of or adoption of the proposed rule pursuant to RCW 28B.19.030(1)(a)(iii) as now or hereafter amended. The notices shall include a statement of the review committees' findings and the reasons therefor.

NEW SECTION. Sec. 13. There is added to chapter 28B.19 RCW a new section to read as follows:

(1) All rules required to be filed pursuant to RCW 28B.19.050, and emergency rules adopted pursuant to RCW 28B.19.040 as now or hereafter amended, are subject to selective review by the legislature.

(2) If the appropriate house and senate review committees find by majority votes of their members: (a) That an existing rule is not within the intent of the legislature as expressed by the statute which the rule implements, or (b) that the rule has not been adopted in accordance with all applicable provisions of law, the institution affected shall be notified of such finding and the reasons therefor. Within thirty days of the receipt of the review committees' notice the institution shall file notice of a hearing on the rule in question with the code reviser and mail notice to all persons who have made timely request of the institution for advance notice of its rule-making proceedings as provided in RCW 28B.19.030 as now or hereafter amended. The institution's notice shall include the review committees' findings and reasons therefor, and shall be published in the Washington state register in accordance with the provisions of chapter 34.08 RCW.

(3) The institution shall consider fully all written and oral submissions respecting whether the rule in question is within the intent of the legislature as expressed

by the statute which the rule implements and whether the rule was adopted in accordance with all applicable provisions of law.

NEW SECTION. Sec. 14. There is added to chapter 28B.19 RCW a new section to read as follows:

(1) Within seven days of an institution hearing held after notification of the institution by the review committees pursuant to section 12 or 13 of this 1979 act, the affected institution shall notify the committees of its action regarding a proposed or existing rule to which the committees objected. If the review committees determine, by majority votes of their members, that the institution has failed to provide for the required hearings or notice of its action to the committees, the committees may file notice of their objections, together with a concise statement of the reasons therefor, with the code reviser within thirty days of such determination.

(2) If the review committees find, by majority votes of their members, that the proposed or existing rule in question has not been modified, amended, withdrawn, or repealed by the institution so as to conform with the intent of the legislature, the review committees may, within thirty days from notification by the institution of its action, file with the code reviser notice of their objections together with a concise statement of the reasons therefor. Such notice and statement shall also be provided to the institution by the review committees.

(3) The code reviser shall publish the review committees' notice of objection and statement of the reasons therefor issued pursuant to subsection (1) or (2) of this section in the Washington state register and shall publish in the next supplement and compilation of the Washington Administrative Code a reference to the committees' objection and to the issue of the Washington state register in which the full text thereof appears.

(4) Such notice shall be removed from a rule published in the Washington Administrative Code if the state supreme court determines that the rule is within the intent of the legislature or was adopted in accordance with all applicable laws, whichever was the objection of the review committees.

NEW SECTION. Sec. 15. There is added to chapter 28B.19 RCW a new section to read as follows:

It is the express policy of the legislature that establishment of procedures for review of administrative rules by the legislature and the notice of nonconformance required by sections 13(2) and 14(2) of this 1979 act in no way serves to establish a presumption as to the legality or constitutionality of a rule in any subsequent judicial proceedings interpreting such rules.

NEW SECTION. Sec. 16. Section 1, chapter 186, Laws of 1963 and RCW 34.04.160 are each hereby repealed.

NEW SECTION. Sec. 17. If any provision of this 1979 act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected."

POINT OF INQUIRY

Senator Guess: "Senator Odegaard, I am a little bit confused in your last statement as to what will be the power or the authority of the committees in the review process now."

Senator Odegaard: "The committees, for example, if it is a bill dealing with a social and health services matter, the social and health services committee in each body, with usage of their staff, would have the power to review the proposed regulation that might be proposed, say by the department of social and health services, and if the committee felt that the agency was not following the intent of the legislature in a particular bill we had passed, they would give that notice to that particular agency and before the agency were to adopt that particular rule. There is a certain number of days allowed for that and if the agency went ahead anyway and wanted

to adopt the rule they were planning to, even though the two social and health services committees in both houses said that you are not following our intent, if they are hell bent to adopt that rule, the objection of the two committees meeting jointly by majority vote would place that objection in the State Register so it would be very obvious then to people later who might be objecting to that particular rule that we could always go back to the register and say, 'Well, we stated plainly to the agency that we did not think the agency was following our intent,' and it is there in the State Register. 'We think we have done our bit but the agency did not comply with our suggestion.'

Senator Guess: "Senator Odegaard, don't you think that this will cause a great deal of confusion? Section 14 says the code reviser shall publish the review committee's notice of objection of the statement and this shall be published in the next supplement of the State Register, so then when a person, for instance, is brought to court in a trial action, the attorney for the person who feels he has been put upon by the department will use the State Register as proof that the agency has violated the intent of the legislature and ask the court to throw the thing out. It seems to me to be an extremely awkward position. I do not know why we did not put it in there that the agency when put on notice is to hold the thing in abeyance rather than to publish it, so I am very afraid here that we are setting up a conflict between the department and we are then going to give the plaintiff's attorney a great deal of ammunition to go in and upset the rules and regulations."

Senator Odegaard: "Mr. President, in answering Senator Guess, Senator Guess, if you will turn to page 11 of the proposed amendment, new section, section 8, maybe that would answer your question where it states that it is the express policy of the legislature that establishment of procedures for review of administrative rules by the legislature and the notice of nonconformance required by the particular sections of this act in no way serves to establish the presumption as to the legality or constitutionality of a rule in any subsequent judicial proceedings interpreting such rules. I am sure that would help answer your question."

Senator Guess: "Does that not do more damage because if we—the rule and regulation is not presumed to be legal? That is what it says to me."

Senator Odegaard: "I would interpret that to say the opposite, Senator Guess, and that was the intent of this, to do the opposite of what you are saying. I am not a legal beagle. Maybe one of the attorneys could help us out."

Senator Guess: "On page 11 you do that but then on page 21 you take it away and say that the code reviser shall publish the reviews committee notice of objection and statement of the reasons therefor and then such notice shall be removed from a rule published in the Washington Administrative Code if the state supreme court determines that the rule is within the intent of the legislature or was adopted in accordance with all applicable laws, whichever was the objection of the review committee. I think that this is a very—I am afraid that it is a little bit hurried and I am afraid the ambiguity of this thing is going to result in an awful lot of litigation."

MOTION

On motion of Senator Rasmussen, the following amendments to the amendment by Senators Walgren, Rasmussen, Gould, Gallagher, Odegaard and Wilson were adopted:

On page 7, line 2, add an "s" to "committee".

On page 17, line 37, add an "s" to "committee".

MOTION

On motion of Senator Rasmussen, House Bill No. 31, together with the pending amendment, as amended, was ordered held for further consideration following House Bill No. 441.

MOTION

On motion of Senator Marsh, the Senate commenced consideration of Engrossed House Bill No. 376.

SECOND READING

ENGROSSED HOUSE BILL NO. 376, by Representatives O'Brien, Warnke, Thompson, Salatino, Eberle, Erickson, Blair, Adams, Burns, Lux, Chandler, Brown, Teutsch and Maxie:

Establishing the Pacific northwest festival facility.

REPORT OF STANDING COMMITTEE

May 9, 1979.

ENGROSSED HOUSE BILL NO. 376, establishing the Pacific northwest festival facility (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass with the following amendments:

On page 1, strike everything after the enacting clause and insert the following:

"NEW SECTION. Section 1. The legislature finds that expansion of cultural tourism would attract new visitors to our state and aid the development of a nonpolluting industry. The construction of the facility provided for in sections 2 through 9 of this act would enhance the industry's ability to attract such new visitors. The additional income and employment would strengthen the economic base of the state.

It is declared that the creation and development of a multi-theatre international performing arts facility will enhance the progress and economic growth of this state. The continued growth and development of this recreational industry provides for the general welfare and is an appropriate matter of concern to the people of the state of Washington.

NEW SECTION. Sec. 2. For the purpose of providing a matching grant for the planning, design, construction, furnishing, and landscaping of a multi-theatre international performing arts facility designated as "the Pacific northwest festival facility" and located in south King county in the vicinity of Federal Way, the state finance committee is authorized to issue general obligation bonds of the state of Washington in the sum of five million dollars, or so much thereof as may be required to finance that portion of the grant by the state for the project as provided by law. No bonds authorized by this section shall be offered for sale without prior legislative appropriation, and these bonds shall be paid and discharged within thirty years of the date of issuance in accordance with Article VIII, section 1 of the state Constitution.

No bonds may be issued until the director of the department of commerce and economic development certifies to the state finance committee that not less than fifteen million dollars in additional federal and private funding has been provided or secured as matching money for the purposes of sections 2 through 9 of this act.

The state finance committee is authorized to prescribe the form of the bonds, the time of sale of all or any portion or portions of the bonds, and the conditions of sale and issuance thereof.

The bonds shall pledge the full faith and credit of the state of Washington and contain an unconditional promise to pay the principal and interest when due. The committee may provide that the bonds, or any of them, may be called prior to the

due date thereof under such terms and conditions as it may determine. The state finance committee may authorize the use of facsimile signatures in the issuance of the bonds.

NEW SECTION. Sec. 3. At the time the state finance committee determines to issue the bonds authorized in section 2 of this act, or a portion thereof, it may, pending the issuance thereof, issue, in the name of the state, temporary notes in anticipation of the money to be derived from the sale of the bonds, which notes shall be designated as "bond anticipation notes." The proceeds from the sale of bonds and notes authorized by section 2 of this act and this section shall be deposited in the Pacific northwest festival facility construction account, hereby created in the general fund in the state treasury, and shall be used exclusively for the purposes specified in sections 2 through 9 of this act and for the payment of expenses incurred in the issuance and sale of the bonds and notes: **PROVIDED**, That such portion of the proceeds of the sale of such bonds as may be required for the payment of the principal and interest on such anticipation notes as have been issued, shall be deposited in the Pacific northwest festival facility bond redemption fund of 1979 in the state treasury created by section 5 of this act.

NEW SECTION. Sec. 4. The principal proceeds from the sale of the bonds authorized in section 2 of this act shall be administered by the director of the department of commerce and economic development.

NEW SECTION. Sec. 5. The Pacific northwest festival facility bond redemption fund of 1979, hereby created in the state treasury, shall be used for the purpose of the payment of interest on and retirement of the bonds and notes authorized to be issued by sections 2 and 3 of this act. The state finance committee, on or before June 30th of each year, shall certify to the state treasurer the amount needed in the ensuing twelve months to meet bond retirement and interest requirements. Not less than thirty days prior to the date on which any such interest or principal and interest payment is due, the state treasurer shall withdraw from any general state revenues received in the state treasury and deposit in the Pacific northwest festival facility bond redemption fund of 1979 an amount equal to the amount certified by the state finance committee to be due on such payment date.

If a state general obligation bond retirement fund is created in the state treasury by chapter ... (SB 2361 or HB 569), Laws of 1979 1st ex. sess. and becomes effective by statute prior to the issuance of any of the bonds authorized by sections 2 through 9 of this act, the state general obligation bond retirement fund shall be used for purposes of sections 2 through 9 of this act in lieu of the Pacific northwest festival facility bond redemption fund of 1979, and the Pacific northwest festival facility bond redemption fund of 1979 shall cease to exist.

The owner and holder of each of the bonds or the trustee for any of the bonds, by mandamus or other appropriate proceeding, may require and compel the transfer and payment of funds as directed in this section.

NEW SECTION. Sec. 6. The bonds authorized by section 2 of this act shall be a legal investment for all state funds under state control and all funds of municipal corporations.

NEW SECTION. Sec. 7. The legislature finds that the forty-third and forty-fourth legislatures conducted studies relating to the feasibility and desirability of an international performing arts festival as an aid to the growth of the cultural tourism industry. The favorable results of those studies mandate that a steering commission be established to advise the director of the department of commerce and economic development in carrying out the provisions of sections 2 through 9 of this act.

The international performing festival arts steering commission is hereby created and shall consist of twelve members selected as follows:

(1) Five members shall be appointed by the governor, one of whom shall be designated by the governor as chairperson of the commission;

(2) Two members of the senate shall be appointed by the president of the senate;

(3) Two members of the house of representatives shall be appointed by the speakers of the house of representatives;

(4) One member of the King county council who shall be appointed by the council;

(5) One member of the Tacoma city council who shall be appointed by the council; and

(6) One member appointed by the Pierce county board of commissioners who may or may not be a board member.

The members of the commission shall serve without compensation. Meetings of the commission shall be at the call of the governor or the chairperson.

The commission shall terminate its duties on July 31, 1982, unless such termination date be removed or extended by law.

NEW SECTION. Sec. 8. The state of Washington is authorized to accept a gift from a private donor of thirty acres of unimproved real estate located in south King county in the vicinity of Federal Way for the location of a multi-theatre international performing arts facility as a facility for the people of the state of Washington.

NEW SECTION. Sec. 9. The members of the international performing festival arts steering commission are empowered to form a nonprofit corporation under chapter 24.03 RCW. The members of the corporation shall be members as long as they are members of the commission or until their successors are appointed and qualify.

NEW SECTION. Sec. 10. Sections 2 through 9 of this act shall be added to chapter 43.31 RCW.

NEW SECTION. Sec. 11. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected.

NEW SECTION. Sec. 12. This act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect immediately."

On page 1, on line 9 of the title, after "RCW" insert "; and declaring an emergency"

Signed by: Senators McDermott, Vice Chairman; Bausch, Fleming, Goltz, Jones, Marsh, Matson, Morrison, Newschwander, Sellar, Shinpoch, Wojahn.

The bill was read the second time by sections.

On motion of Senator Shinpoch, the committee amendment was adopted.

On motion of Senator Shinpoch, the committee amendment to the title was adopted.

On motion of Senator Shinpoch, the rules were suspended, Engrossed House Bill No. 376, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 376, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 33; nays, 11; absent or not voting, 2; excused, 3.

Voting yea: Senators Bausch, Bluechel, Bottiger, Conner, Day, Fleming, Gaspard, Goltz, Hansen, Jones, Lewis, Lysen, Marsh, Matson, McDermott, Moore, Morrison, Newschwander, North, Peterson, Pullen, Quigg, Rasmussen, Ridder, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, von Reichbauer, Williams, Wojahn, Woody—33.

Voting nay: Senators Benitz, Clarke, Gallagher, Gould, Hayner, Lee, Odegaard, Scott, Vognild, Wanamaker, Wilson—11.

Absent or not voting: Senators Guess, Henry—2.

Excused: Senators Donohue, Keefe, Walgren—3.

ENGROSSED HOUSE BILL NO. 376, as amended by the Senate, having received the constitutional sixty percent majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Marsh, the Senate commenced consideration of Senate Bill No. 3129.

SECOND READING

SENATE BILL NO. 3129, by Senators Bausch, Conner, Rasmussen and Wojahn:

Providing for the issuance of bonds for the construction of two recreational performing arts facilities.

MOTIONS

On motion of Senator Rasmussen, Substitute Senate Bill No. 3129 was substituted for Senate Bill No. 3129 and the substitute bill was placed on second reading and read the second time in full.

On motion of Senator Rasmussen, the rules were suspended, Substitute Senate Bill No. 3129 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 3129 and the bill passed the Senate by the following vote: Yeas, 32; nays, 13; absent or not voting, 1; excused, 3.

Voting yea: Senators Bausch, Bluechel, Bottiger, Conner, Day, Fleming, Gallagher, Gaspard, Goltz, Guess, Hansen, Hayner, Lee, Lysen, Marsh, McDermott, Moore, Newschwander, North, Odegaard, Peterson, Quigg, Rasmussen, Ridder, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Williams, Wojahn—32.

Voting nay: Senators Benitz, Clarke, Gould, Jones, Lewis, Matson, Morrison, Pullen, Scott, Sellar, Wanamaker, Wilson, Woody—13.

Absent or not voting: Senator Henry—1.

Excused: Senators Donohue, Keefe, Walgren—3.

SUBSTITUTE SENATE BILL NO. 3129, having received the constitutional sixty percent majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Marsh, Engrossed House Bill No. 376, as amended by the Senate, and Substitute Senate Bill No. 3129 were ordered immediately transmitted to the House.

SECOND READING

HOUSE BILL NO. 31, by Representatives Ehlers, Taller, Struthers, Walk, Sanders and Addison:

Requiring the legislature to pay the department of general administration for use of buildings and services.

The Senate resumed consideration of House Bill No. 31 and the pending amendment by Senators Walgren, Rasmussen, Gould, Gallagher, Odegaard and Wilson as amended by Senator Rasmussen earlier today.

On motion of Senator Day, the following amendments to the amendment by Senator Walgren and others were considered and adopted simultaneously:

On page 10, beginning on line 28, strike all of subsection (4).

On page 21, beginning on line 22, strike all of subsection (4).

The motion by Senator Odegaard carried and the amendment, as amended, was adopted.

On motion of Senator Rasmussen, the following amendment to the title by Senators Walgren, Rasmussen, Gould, Gallagher, Odegaard and Wilson was adopted:

In line 1 of the title, after "government;" strike the remainder of the title, and insert "amending section 1, chapter 234, Laws of 1959 as amended by section 1, chapter 237, Laws of 1967 and RCW 34.04.010; amending section 3, chapter 237, Laws of 1967 as last amended by section 7, chapter 240, Laws of 1977 ex. sess. and RCW 34.04.025; amending section 3, chapter 234, laws of 1959 as amended by section 8, chapter 240, Laws of 1977 ex. sess. and RCW 34.04.030; amending section 2, chapter 57, Laws of 1971 ex. sess. as amended by section 42, chapter 169, laws of 1977 ex. sess. and RCW 28B.19.020; amending section 3, chapter 57, laws of 1971 ex. sess. as amended by section 10, chapter 240, Laws of 1977 ex. sess. and RCW 28B.19.030; amending section 4, chapter 57, Laws of 1971 ex. sess. as last amended by section 11, chapter 240, Laws of 1977 ex. sess. and RCW 28B.19.040; adding new sections to chapter 28B.19 RCW; adding new sections to chapter 34.04 RCW; and repealing section 1, chapter 186, Laws of 1963 and RCW 34.04.160."

On motion of Senator Rasmussen, the rules were suspended, House Bill No. 31, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

POINT OF INQUIRY

Senator Benitz: "Senator Odegaard, it is my fault, I have not had time to study the amendment, but the question arises in my mind—perhaps you can help me answer it in a for instance. If we, in the agricultural business, have a statute that we think is a good solid one and another agency such as the department of ecology comes with rules and regulations which supersede that statute, then which review committee from the legislature takes a look at that?"

Senator Odegaard: "Senator Benitz, it would be the original committee that the bill was sent to of each house. For example, if it originated in the agriculture committee in the Senate, it would be the agriculture committee of the Senate which would review that and if it happened to be the ecology committee of the House, it would be the ecology committee of the House. It does not mean that other committees could not review it, however. It does not preclude that at all, but under this procedure, if there were actual action taken, it would be the way I stated it."

POINT OF INQUIRY

Senator Morrison: "Senator Odegaard, the House overrode the Governor's veto of House Bill 29 rather enthusiastically and particularly Representative Ehlers has contacted all of us, I think, urging us to follow suit. I was wondering if this amendment we have before us now in the form of House Bill 31 has been checked with House Democrats so that this just is not another futile political exercise."

Senator Odegaard: "Senator Morrison, I discussed this with Representative Ehlers yesterday and in fact, he asked about this and how soon we were going to get it over to the House, and he did not seem to be as negative yesterday as he has been previous days, so whether that is an indication the House might accept it, I do not know. We will have to wait and see."

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 31, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 47; absent or not voting, 1; excused, 1.

Voting yea: Senators Bausch, Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Donohue, Fleming, Gallagher, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Lysen, Marsh, McDermott, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Scott, Sellar, Shipoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—47.

Absent or not voting: Senator Matson—1.

Excused: Senator Keefe—1.

HOUSE BILL NO. 31, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Marsh, the Senate commenced consideration of Substitute House Bill No. 1.

SECOND READING

SUBSTITUTE HOUSE BILL NO. 1, by Committee on Natural Resources (originally sponsored by Representatives Erickson, Fuller, Galloway, Sherman, Keller, Brown, Schmitten, Rosbach, Erak, Kreidler, Grimm, Winsley, Mitchell, Taller, Struthers, Sprague, Walk, Monohon, Heck, North, Wilson and Zimmerman):

Requiring a license for personal use of razor clams.

REPORT OF STANDING COMMITTEE

April 3, 1979.

SUBSTITUTE HOUSE BILL NO. 1, requiring a license for personal use of razor clams (reported by Committee on Natural Resources):

MAJORITY recommendation: Do pass with the following amendments:

On page 2, line 24, after "Sec. 5." strike "(1)"

On page 2, line 36, strike subsection 2

Signed by: Senators Peterson, Chairman; Conner, Vice Chairman; Lee, Newschwander, Odegaard, Quigg, Rasmussen, Vognild.

The bill was read the second time by sections.

Senator Peterson moved the committee amendments be considered and adopted simultaneously.

Debate ensued.

The motion by Senator Peterson failed and the committee amendments were not adopted on a rising vote.

MOTIONS

Senator Rasmussen moved that Substitute House Bill No. 1 be rereferred to the Committee on Natural Resources.

Debate ensued.

The motion by Senator Rasmussen failed.

On motion of Senator Quigg, the following amendments were considered and adopted simultaneously:

On page 1, line 20, before "to take" strike "sixteen years of age or older"

On page 1, lines 24 and 25, strike "Residents seventy years of age and older and exempt from this section."

Senator Rasmussen moved adoption of the following amendment:

On page 2, beginning on line 6, after "license," strike "two dollars fifty cents" and insert "no charge"

Debate ensued.

Senator Talley moved adoption of the following amendment to the amendment by Senator Rasmussen:

On the last line of the Rasmussen amendment, strike "no charge" and insert "one dollar"

The motion by Senator Talley failed and the amendment to the amendment was not adopted on a rising vote.

The motion by Senator Rasmussen failed and the amendment was not adopted.

Senator Wojahn moved adoption of the following amendment:

On page 2, line 8, after "license," strike "five" and insert "twenty".

Senator Odegaard moved adoption of the following amendment to the amendment by Senator Wojahn:

On the last line of the Wojahn amendment, strike "twenty" and insert "ten".

Debate ensued.

POINT OF INQUIRY

Senator Donohue: "Senator, I was off the floor. Could you tell me how many people there are that are out there digging clams that would need a license?"

Senator Odegaard: "Senator Donohue, there is quite a difference of opinion on how many people are out there at times, but some people feel that there are something like at least three hundred and fifty thousand people on the ocean beaches when they have good clam tides."

Senator Donohue: "Senator Odegaard, has the department of fisheries indicated or do you envision in their budget that they have enough money to hire the many people that it would take to issue those licenses if there are three hundred thousand clam diggers? How long is it going to take? Are there going to be lines out there of people who are going to be requesting licenses and they are going to have to issue those licenses? How many people is the department of fisheries going to have to hire to do this job?"

Senator Odegaard: "Senator Donohue, I am just checking the fiscal note here to see how many. I see Senator Peterson—this went through his committee. Maybe he can answer that. They seem to have eight patrol officers listed here in their fiscal note."

Senator Donohue: "You are saying that eight people are going to issue three hundred and fifty thousand licenses in this state?"

Senator Odegaard: "They would not be issuing the licenses. They would be the patrol officers who patrol."

Senator Donohue: "But I am talking about issuing the licenses. I am trying to equate how many people it is going to take to issue three hundred and fifty thousand

or three hundred thousand licenses when the clam season begins. That rush is going to be really something and I just want to know how many people it will take."

Senator Odegaard: "I do not know if I have that answer right here for you, but I notice in their fiscal note they have one accounts auditor. They have five-tenths of a clerk II and when you go in and get your fishing license with a licensing agent, you could also get your clamming license with that same agent, as I understand it. Now Senator Peterson probably knows more about that than I do. Maybe he could elaborate."

Senator Peterson: "That is true, Senator Odegaard. Senator Donohue, they would issue the clamming license in the same manner as the present fisheries and game licenses are issued. The agents would obviously be reinforced in the coastal areas, and I presume that the department intends to license the resort owners and places of such nature as vendors."

Senator Donohue: "Could I get that license in Eastern Washington?"

Senator Peterson: "I would suspect that if you request it from your vendor that you could. I do not think that would be the rule of thumb because there would be no need unless it was requested."

Senator Donohue: "There is not any doubt about it that it is going to take a lot of people out there to . . ."

Senator Peterson: "Those fees are going to be just like your fishing and hunting license fees are right now, which we increased to fifty cents, and the vendor would receive fifty cents for issuing the license. It would be no additional expense to the department."

Senator Donohue: "But if the person does not fish and just wants to go clam digging. I would assume that a large portion of the clam diggers are not fishermen."

Senator Peterson: "They would be able to pick up their clamming license at the same outlets."

Senator Donohue: "At Ilwaco, for instance?"

Senator Peterson: "Yes, from the vendor."

Further debate ensued.

The motion by Senator Odegaard carried and the amendment to the amendment by Senator Wojahn was adopted.

The motion by Senator Wojahn carried and the amendment, as amended, was adopted.

Senator Quigg moved adoption of the following amendment:

On page 2, after line 8, insert:

"(2) Any person seventy years of age or older or under sixteen years of age shall be issued, upon making an affidavit to such effect and upon payment of the dealer fee established in section 3 of this act, a personal use razor clam license at no cost."

Renumber remaining subsections accordingly.

Senator Odegaard moved adoption of the following amendment to the amendment by Senator Quigg:

On line 1 of the amendment to page 2, after line 8, after "person" strike "seventy" and insert "sixty-five"

Debate ensued.

POINT OF INQUIRY

Senator Bottiger: "Senator, I want to just make sure because I am worried about the enforcement. As I understand it, I would take my eleven year old son that looks like he is sixteen, take him in and sign an affidavit that he is only eleven and they would issue me something so that he could have it on his clothing and I would probably have to pay the fifty cent fee to the licensing agent to get that tag."

Senator Quigg: "That is correct, Senator Bottiger."

POINT OF INQUIRY

Senator Gaspard: "There has been some concern as to whether your amendment would apply just to residents or does it also apply to out of state residents?"

Senator Quigg: "It would apply to both residents and out of state people. That is correct."

The motion by Senator Odegaard carried and the amendment to the amendment was adopted.

Senator Talley moved adoption of the following amendment to the amendment by Senator Quigg:

In the amendment by Senator Quigg following "Any" and before "seventy" strike "person" and insert "Washington resident"

Debate ensued.

The motion by Senator Talley failed and the amendment to the amendment was not adopted on a rising vote.

POINT OF INQUIRY

Senator Wilson: "Senator Quigg, are you speaking of the amendment on page 2 after line 8?"

Senator Quigg: "That is correct, Senator Wilson."

Senator Wilson: "I am sorry I missed part of the discussion. I was trying to phone some razor clams to see what they thought about all this. My question is, does this bill contain language—'upon making an affidavit to such effect'?"

Senator Quigg: "The language, as you mentioned, about making an affidavit to such effect, is the same language that is presently in the fishing license laws and the game licensing laws that we have right now, so that was the question that I brought up. It seemed to me a bit cumbersome to be requiring motel owners to make affidavits and to have—fortunately it does not require them to be notarized, I notice—but it seems quite cumbersome but I was assured by the fisheries people that this is the kind of language that is in the law presently and does not provide a problem for the agents that are providing these licenses for the agent's fees."

Senator Wilson: "It is my understanding that normally an affidavit requires notarization and I guess by this exchange on the floor you are attempting to insert into the record the feeling of this body that you are not in truth trying to instigate a formal affidavit procedure but more of an informal certification procedure. Is that right?"

Senator Quigg: "That was certainly my concern and my question at the time it was drafted and that is my intent in offering this amendment, that it would be a very informal certification, as you say, and certainly not any kind of a notarized document on Grays Harbor—made paper or anything as formal as that."

The motion by Senator Quigg carried and the amendment, as amended, was adopted.

There being no objection, an amendment by Senators Odegaard and Talley on the desk of the Secretary of the Senate to page 2, line 8 was withdrawn.

On motion of Senator Odegaard, the following amendment by Senators Odegaard and Talley was adopted:

On page 2, line 13, after "state" insert ": PROVIDED, That any person who is a resident of another state who owns real property located in a Washington county in which razor clams are harvested shall be deemed to be a resident of this state for the purpose of obtaining a resident razor clam license"

On motion of Senator Gaspard, the following amendment was adopted:

On page 3, after line 8, strike everything down through line 19 and insert:

"NEW SECTION. Sec. 7. The department shall report annually prior to December 31 to the legislature on the number of licenses sold, revenues received, the

results of the programs initiated under this chapter, and the status of the resource to enable the legislature to determine if the provisions of this chapter have proved beneficial to the utilization and conservation of the resource."

On motion of Senator Peterson, the rules were suspended, Substitute House Bill No. 1, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

MOTION

On motion of Senator Wilson, Senator Henry was excused.

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 1, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 39; nays, 8; excused, 2.

Voting yea: Senators Bausch, Benitz, Bluechel, Bottiger, Clarke, Day, Gallagher, Gaspard, Gould, Guess, Hansen, Hayner, Jones, Lee, Lewis, Marsh, Matson, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebecke, Vognild, von Reichbauer, Walgren, Wanamaker, Wojahn, Woody—39.

Voting nay: Senators Conner, Donohue, Fleming, Goltz, Lysen, McDermott, Williams, Wilson—8.

Excused: Senators Henry, Keefe—2.

SUBSTITUTE HOUSE BILL NO. 1, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Quigg, Substitute House Bill No. 1, as amended by the Senate, was ordered immediately transmitted to the House.

MOTION

On motion of Senator Marsh, the Senate commenced consideration of Engrossed Second Substitute House Bill No. 1239.

SECOND READING

ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 1239, by Committee on Local Government (originally sponsored by Representatives King, Haley, Adams, Scott, Nelson (G.A.), Bender, Gruger, Whiteside and Charnley):

Authorizing a six-year levy solely for emergency medical services upon approval by the voters of cities, counties, towns and other taxing districts.

REPORT OF STANDING COMMITTEE

May 1, 1979.

ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 1239, authorizing a six-year levy solely for emergency medical services upon approval by the voters of cities, counties, towns and other taxing districts (reported by Committee on Social and Health Services):

MAJORITY recommendation: Do pass with the following amendments:

On page 1, beginning on line 9, after "fire protection district," strike all of the material down to and including "ambulance" on line 13

On page 2, line 2, after "only for" strike "emergency medical care or emergency medical services" and insert "the provision of emergency medical care or emergency medical services, including related personnel costs, training for such personnel, and related equipment, supplies, vehicles and structures needed for the provision of emergency medical care or emergency medical services"

On page 2, line 20, after "to" strike the remainder of the subsection and insert "the first levy imposed pursuant to this section following the approval of such levy by the voters pursuant to subsection (2) of this section"

Signed by: Senators Day, Chairman; Moore, Vice Chairman; Gould, Pullen, Quigg, Talmadge, Vognild.

The bill was read the second time by sections.

On motion of Senator Day, the committee amendments were adopted.

On motion of Senator Pullen, the following amendment was adopted:

On page 2, line 17, after "county" insert ": PROVIDED FURTHER, That this 1979 amendatory act shall not prohibit any city or town from levying an annual excess levy to fund emergency medical services"

On motion of Senator Day, the rules were suspended, Engrossed Second Substitute House Bill No. 1239 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Second Substitute House Bill No. 1239, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 42; nays, 3; absent or not voting, 2; excused, 2.

Voting yea: Senators Bausch, Bluechel, Bottiger, Clarke, Conner, Day, Donohue, Fleming, Gallagher, Gaspard, Goltz, Gould, Guess, Hayner, Jones, Lee, Lewis, Lysen, Marsh, Matson, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wojahn, Woody—42.

Voting nay: Senators Benitz, Scott, Wilson—3.

Absent or not voting: Senators Hansen, McDermott—2.

Excused: Senators Henry, Keefe—2.

ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 1239, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Marsh, the Senate commenced consideration of Substitute House Bill No. 302.

SECOND READING

SUBSTITUTE HOUSE BILL NO. 302, by Committee on Revenue (originally sponsored by Representatives Whiteside, Thompson, Adams, Barr, Burns, Brekke, Fancher, Maxie, Taylor, Williams, North and Ehlers) (by Department of Social and Health Services request):

Exempting from the business and occupation tax certain nonprofit community services organizations.

REPORT OF STANDING COMMITTEE

May 2, 1979.

SUBSTITUTE HOUSE BILL NO. 302, exempting from the business and occupation tax certain nonprofit community services organizations (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass with the following amendments:

On page 1, strike everything after the enacting clause and insert the following:

"Section 1. Section 82.04.240, chapter 15, Laws of 1961 as last amended by section 3, chapter 281, Laws of 1971 ex. sess. and RCW 82.04.240 are each amended to read as follows:

Upon every person except persons taxable under subsections (2), (3), (4), (5), (6), ((or)) (8), (9), or (10) of RCW 82.04.260 engaging within this state in business as a manufacturer; as to such persons the amount of the tax with respect to such business shall be equal to the value of the products, including byproducts, manufactured, multiplied by the rate of forty-four one-hundredths of one percent.

The measure of the tax is the value of the products, including byproducts, so manufactured regardless of the place of sale or the fact that deliveries may be made to points outside the state.

Sec. 2. Section 82.04.260, chapter 15, Laws of 1961 as last amended by section 7, chapter 291, Laws of 1975 1st ex. sess. and RCW 82.04.260 are each amended to read as follows:

(1) Upon every person engaging within this state in the business of buying wheat, oats, dry peas, corn, rye and barley, but not including any manufactured or processed products thereof, and selling the same at wholesale; the tax imposed shall be equal to the gross proceeds derived from such sales multiplied by the rate of one one-hundredth of one percent.

(2) Upon every person engaging within this state in the business of manufacturing wheat into flour, soybeans into soybean oil, or sunflower seeds into sunflower oil; as to such persons the amount of tax with respect to such business shall be equal to the value of the flour or oil manufactured, multiplied by the rate of one-eighth of one percent.

(3) Upon every person engaging within this state in the business of splitting or processing dried peas; as to such persons the amount of tax with respect to such business shall be equal to the value of the peas split or processed, multiplied by the rate of one-quarter of one percent.

(4) Upon every person engaging within this state in the business of manufacturing seafood products which remain in a raw, raw frozen, or raw salted state at the completion of the manufacturing by that person; as to such persons the amount of tax with respect to such business shall be equal to the value of the products manufactured, multiplied by the rate of one-eighth of one percent.

(5) Upon every person engaging within this state in the business of manufacturing by canning, preserving, freezing or dehydrating fresh fruits and vegetables; as to such persons the amount of tax with respect to such business shall be equal to the value of the products canned, preserved, frozen or dehydrated multiplied by the rate of three-tenths of one percent.

(6) Upon every person engaging within this state in the business of manufacturing aluminum pig, ingot, billet, plate, sheet (flat or coiled), rod, bar, wire, cable or extrusions; as to such persons the amount of the tax with respect to such business shall be equal to the value of the products manufactured multiplied by the rate of four-tenths of one percent.

(7) Upon every nonprofit corporation and nonprofit association engaging within this state in research and development, as to such corporations and associations, the amount of tax with respect to such activities shall be equal to the gross income

derived from such activities multiplied by the rate of forty-four one-hundredths of one percent.

(8) Upon every person engaging within this state in the business of slaughtering, breaking and/or processing perishable meat products and/or selling the same at wholesale; as to such persons the tax imposed shall be equal to the gross proceeds derived from such sales multiplied by the rate of thirty-three one-hundredths of one percent.

(9) Upon every person engaging within this state in the business of making sales, at retail or wholesale, of nuclear fuel assemblies manufactured by that person, as to such persons the amount of tax with respect to such business shall be equal to the gross proceeds of sales of the assemblies multiplied by the rate of twenty-five one-hundredths of one percent.

(10) Upon every person engaging within this state in the business of manufacturing nuclear fuel assemblies, as to such persons the amount of tax with respect to such business shall be equal to the value of the products manufactured multiplied by the rate of twenty-five one-hundredths of one percent.

(11) Upon every person engaging within this state in the business of acting as a travel agent; as to such persons the amount of the tax with respect to such activities shall be equal to the gross income derived from such activities multiplied by the rate of twenty-five one-hundredths of one percent.

(12) Upon every person engaging within this state in business as an international steamship agent, international customs house broker, international freight forwarder, vessel and/or cargo charter broker in foreign commerce, and/or international air cargo agent; as to such persons the amount of the tax with respect to only international activities shall be equal to the gross income derived from such activities multiplied by the rate of thirty-three one-hundredths of one percent.

Sec. 3. Section 82.04.300, chapter 15, Laws of 1961 as last amended by section 41, chapter 278, Laws of 1975 1st ex. sess. and RCW 82.04.300 are each amended to read as follows:

This chapter shall apply to any person engaging in any business activity taxable under RCW 82.04.230, 82.04.240, 82.04.250, 82.04.260, 82.04.270, 82.04.275, 82.04.280 and 82.04.290 other than those whose value of products, gross proceeds of sales, or gross income of the business is less than (~~three hundred~~) one thousand dollars per month: PROVIDED, That where one person engages in more than one business activity and the combined measures of the tax applicable to such businesses equal or exceed (~~three hundred~~) one thousand dollars per month, no exemption or deduction from the amount of tax is allowed by this section.

Any person claiming exemption under the provisions of this section may be required to file returns even though no tax may be due: PROVIDED, FURTHER, That the department of revenue may allow exemptions, by general rule or regulation, in those instances in which quarterly, semiannual, or annual returns are permitted. Exemptions for such periods shall be equivalent in amount to the total of exemptions for each month of a reporting period.

Sec. 4. Section 82.04.430, chapter 15, Laws of 1961 as last amended by section 1, chapter 105, Laws of 1977 ex. sess. and RCW 82.04.430 are each amended to read as follows:

In computing tax there may be deducted from the measure of tax the following items:

(1) Amounts derived by persons, other than those engaging in banking, loan, security, or other financial businesses, from investments or the use of money as such, and also amounts derived as dividends by a parent from its subsidiary corporations;

(2) Amounts derived from bona fide initiation fees, dues, contributions, donations, tuition fees, charges made for operation of privately operated kindergartens, and endowment funds. This paragraph shall not be construed to exempt any person,

association, or society from tax liability upon selling tangible personal property or upon providing facilities or services for which a special charge is made to members or others. Dues which are for, or graduated upon, the amount of service rendered by the recipient thereof are not permitted as a deduction hereunder;

(3) The amount of cash discount actually taken by the purchaser. This deduction is not allowed in arriving at the taxable amount under the extractive or manufacturing classifications with respect to articles produced or manufactured, the reported values of which, for the purposes of this tax, have been computed according to the provisions of RCW 82.04.450;

(4) The amount of credit losses actually sustained by taxpayers whose regular books of account are kept upon an accrual basis;

(5) So much of the sale price of motor vehicle fuel as constitutes the amount of tax imposed by the state or the United States government upon the sale thereof;

(6) Amounts derived from business which the state is prohibited from taxing under the Constitution of this state or the Constitution or laws of the United States;

(7) Amounts derived by any person as compensation for the receiving, washing, sorting, and packing of fresh perishable horticultural products and the material and supplies used therein when performed for the person exempted in RCW 82.04.330, either as agent or as independent contractor;

(8) Amounts derived as compensation for services rendered or to be rendered to patients or from sales of prescription drugs as defined in RCW 82.08.030 furnished as an integral part of services rendered to patients by a hospital, as defined in chapter 70.41 RCW, devoted to the care of human beings with respect to the prevention or treatment of disease, sickness, or suffering, when such hospital is operated by the United States or any of its instrumentalities, or by the state, or any of its political subdivisions;

(9) Amounts derived as compensation for services rendered to patients or from sales of prescription drugs as defined in RCW 82.08.030 furnished as an integral part of services rendered to patients by a hospital, as defined in chapter 70.41 RCW, which is operated as a nonprofit corporation, nursing homes and homes for unwed mothers operated as religious or charitable organizations, but only if no part of the net earnings received by such an institution inures directly or indirectly, to any person other than the institution entitled to deduction hereunder. In no event shall any such deduction be allowed, unless the hospital building is entitled to exemption from taxation under the property tax laws of this state;

(10) Amounts derived by a political subdivision of the state of Washington from another political subdivision of the state of Washington as compensation for services which are within the purview of RCW 82.04.290;

(11) By those engaged in banking, loan, security or other financial businesses, amounts derived from interest received on investments or loans primarily secured by first mortgages or trust deeds on nontransient residential properties;

(12) By those engaged in banking, loan, security or other financial businesses, amounts derived from interest paid on all obligations of the state of Washington, its political subdivisions, and municipal corporations organized pursuant to the laws thereof;

(13) Amounts derived as interest on loans to bona fide farmers and ranchers, producers or harvesters of aquatic products, or their cooperatives by a lending institution which is owned exclusively by its borrowers or members and which is engaged solely in the business of making loans ((for agricultural production)) and providing finance-related services to bona fide farmers and ranchers, producers or harvesters of aquatic products, their cooperatives, rural residents for housing, or persons engaged in furnishing farm-related or aquatic-related services to these individuals or entities;

(14) By persons subject to payment of the tax on manufacturers pursuant to RCW 82.04.240, the value of articles to the extent of manufacturing activities completed outside the United States, if

(a) any additional processing of such articles in this state consists of minor final assembly only, and

(b) in the case of domestic manufacture of such articles, can be and normally is done at the place of initial manufacture, and

(c) the total cost of the minor final assembly does not exceed two percent of the value of the articles, and

(d) the articles are sold and shipped outside the state;

(15) That portion of amounts received by any funeral home licensed to do business in this state which is received as reimbursements for expenditures (for goods supplied or services rendered by a person not employed by or affiliated or associated with the funeral home) and advanced by such funeral home as an accommodation to the persons paying for a funeral, so long as such expenditures and advances are billed to the persons paying for the funeral at only the exact cost thereof and are separately itemized in the billing statement delivered to such persons.

(16) Amounts received from the United States or any instrumentality thereof or from the state of Washington or any municipal corporation or political subdivision thereof as compensation for, or to support, health or social welfare services rendered by a health or social welfare organization or by a municipal corporation or political subdivision.

NEW SECTION. Sec. 5. There is added to chapter 82.04 RCW a new section to read as follows:

(1) For the purposes of RCW 82.04.430(16), the term "health or social welfare organization" means an organization which renders health or social welfare services as defined in subsection (2) of this section, which is a not-for-profit corporation under chapter 24.03 RCW and which is managed by a governing board of not less than eight individuals none of whom is a paid employee of the organization or which is a corporation sole under chapter 24.12 RCW. In addition a corporation in order to be exempt under RCW 82.04.430(16) shall satisfy the following conditions:

(a) No part of its income may be paid directly or indirectly to its members, stockholders, officers, directors, or trustees except in the form of services rendered by the corporation in accordance with its purposes and bylaws;

(b) Salary or compensation paid to its officers and executives must be only for actual services rendered, and at levels comparable to the salary or compensation of like positions within the public service of the state;

(c) Assets of the corporation must be irrevocably dedicated to the activities for which the exemption is granted and, on the liquidation, dissolution, or abandonment by the corporation, may not inure directly or indirectly to the benefit of any member or individual except a nonprofit organization, association, or corporation which also would be entitled to the exemption;

(d) The corporation must be duly licensed or certified where licensing or certification is required by law or regulation;

(e) The amounts received qualifying for exemption must be used for the activities for which the exemption is granted;

(f) Services must be available regardless of race, color, national origin, or ancestry; and

(g) The director of revenue shall have access to its books in order to determine whether the corporation is exempt from taxes within the intent of RCW 82.04.430(16) and this section.

(2) The term "health or social welfare services" includes and is limited to:

(a) Mental health, drug, or alcoholism counseling or treatment;

- (b) Family counseling;
- (c) Health care services;
- (d) Therapeutic, diagnostic, rehabilitative, or restorative services for the care of the sick, aged, or physically, developmentally, or emotionally-disabled individuals;
- (e) Activities which are for the purpose of preventing or ameliorating juvenile delinquency or child abuse, including recreational activities for those purposes;
- (f) Care of orphans or foster children;
- (g) Day care of children;
- (h) Employment development, training, and placement; and
- (i) Legal services to the indigent.

NEW SECTION. Sec. 6. There is added to chapter 82.04 RCW a new section to read as follows:

(1) This chapter does not apply to amounts derived by a nonprofit organization as a result of conducting or participating in a bazaar or rummage sale if:

(a) The organization does not conduct or participate in more than two bazaars or rummage sales per year; and

(b) Each bazaar or rummage sale does not extend over a period of more than two days; and

(c) The gross income received by each organization from each bazaar or rummage sale does not exceed one thousand dollars.

(2) For purposes of this section, "nonprofit organization" means an organization that meets all of the following criteria:

(a) The members, stockholders, officers, directors, or trustees of the organization do not receive any part of the organization's gross income, except as payment for services rendered;

(b) The compensation received by any person for services rendered to the organization does not exceed an amount reasonable under the circumstances; and

(c) The activities of the organization do not include a substantial amount of political activity, including but not limited to influencing legislation and participation in any campaign on behalf of any candidate for political office.

Sec. 7. Section 2, chapter 169, Laws of 1974 ex. sess. and RCW 82.04.442 are each amended to read as follows:

For each of the calendar years 1974 through 1983, a percentage as set forth below, of any personal property taxes paid before delinquency after May 10, 1974 by any taxpayer upon business inventories during the same calendar year or paid after delinquency under extenuating circumstances if approved by the department of revenue shall be allowed as a credit against the total of any taxes imposed on such taxpayer or its successor by chapter 82.04 RCW (business and occupation tax), as follows:

Inventory taxes paid in 1974	ten percent
Inventory taxes paid in 1975	twenty percent
Inventory taxes paid in 1976	thirty percent
Inventory taxes paid in 1977	forty percent
Inventory taxes paid in 1978	fifty percent
Inventory taxes paid in 1979	sixty percent
Inventory taxes paid in 1980	seventy percent
Inventory taxes paid in 1981	eighty percent
Inventory taxes paid in 1982	ninety percent
Inventory taxes paid in 1983	one hundred percent

NEW SECTION. Sec. 8. This act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect on July 1, 1979."

On page 1, on line 1 of the title, after "taxation;" strike the remainder of the title and insert "amending section 82.04.240, chapter 15, Laws of 1961 as last

amended by section 3, chapter 281, Laws of 1971 ex. sess. and RCW 82.04.240; amending section 82.04.260, chapter 15, Laws of 1961 as last amended by section 7, chapter 291, Laws of 1975 1st ex. sess. and RCW 82.04.260; amending section 82.04.300, chapter 15, Laws of 1961 as last amended by section 41, chapter 278, Laws of 1975 1st ex. sess. and RCW 82.04.300; amending section 82.04.430, chapter 15, Laws of 1961 as last amended by section 1, chapter 105, Laws of 1977 ex. sess. and RCW 82.04.430; amending section 2, chapter 169, Laws of 1974 ex. sess. and RCW 82.04.442; adding new sections to chapter 82.04 RCW; providing an effective date; and declaring an emergency."

Signed by: Senators Donohue, Chairman; McDermott, Vice Chairman; Clarke, Jones, Marsh, Matson, Newschwander, Odegaard, Rasmussen, Ridder, Walgren, Wojahn.

The bill was read the second time by sections.

Senator Donohue moved adoption of the committee amendment.

On motion of Senator Talley, the following amendment by Senators Talley, Henry, Clarke and Rasmussen to the committee amendment was adopted:

On page 2, after line 39, add a new subsection as follows:

"(13) Upon every person engaging within this state in the business of stevedoring and associated activities pertinent to the movement of goods and commodities in waterborne interstate or foreign commerce; as to such persons the amount of tax with respect to such business shall be equal to the gross proceeds derived from such activities multiplied by the rate of thirty-three one hundredths of one percent. Persons subject to taxation under this subsection shall be exempt from payment of taxes imposed by chapter 82.16 RCW for that portion of their business subject to taxation under this subsection. Stevedoring and associated activities pertinent to the conduct of goods and commodities in waterborne interstate or foreign commerce are defined as all activities of a labor, service or transportation nature whereby cargo may be loaded or unloaded to or from vessels or barges, passing over, onto or under a wharf, pier, or similar structure; cargo may be moved to a warehouse or similar holding or storage yard or area to await further movement in import or export or may move to a consolidation freight station and be stuffed, unstuffed, containerized, separated or otherwise segregated or aggregated for delivery or loaded on any mode of transportation for delivery to its consignee. Specific activities included in this definition are: wharfage, handling, loading, unloading, moving of cargo to a convenient place of delivery to the consignee or a convenient place for further movement to export mode; documentation services in connection with the receipt, delivery, checking, care, custody and control of cargo required in the transfer of cargo; imported automobile handling prior to delivery to consignee; terminal stevedoring and incidental vessel services, including but not limited to plugging and unplugging refrigerator service to containers, trailers, and other refrigerated cargo receptacles, and securing ship hatch covers."

On motion of Senator Walgren, the following amendment by Senators Walgren and Matson to the committee amendment was adopted:

On page 3, line 7, after "others." strike all the material down through "hereunder" on line 9 and insert "((Dues which are for, or graduated upon, the amount of service rendered by the recipient thereof are not permitted as a deduction hereunder;)) If dues are in exchange for any significant amount of goods or services rendered by the recipient thereof to members without any additional charge to the member, or if the dues are graduated upon the amount of goods or services rendered, the value of such goods or services shall not be considered as a deduction hereunder;"

Senator Day moved adoption of the following amendment by Senators Day, Morrison, Donohue and Van Hollebeke to the committee amendment:

On page 3, immediately following section 2, add a new section to read as follows:

"Sec. 3. Section 82.02.020, chapter 15, Laws of 1961, section 16, chapter 236, Laws of 1967, and section 8, chapter 94, Laws of 1970, 1st ex. sess., and RCW 82.02.020 are each amended to read as follows:

Except only as expressly provided in RCW 67.28.180 and 67.28.190 and the provisions of chapter 82.14 RCW, the state preempts the field of imposing taxes upon retail sales of tangible personal property, the use of tangible personal property, parimutuel wagering authorized pursuant to RCW 67.16.060, conveyances, and cigarettes, and no county, town, or other municipal subdivision shall have the right to impose taxes of that nature."

POINT OF INQUIRY

Senator Morrison: "Senator Day, what is the intent of your amendment as it relates to local taxation based on pari-mutuel wagering?"

Senator Day: "Senator Morrison, historically the legislature has always thought and intended that the state has preempted and reserved the field of taxation on pari-mutuel wagering. A recent opinion, as I stated before, of the attorney general, indicates that the statutes are vague and unclear. The purpose of this amendment is to clear up that ambiguity and indicate clearly that the state totally reserves the right to impose any type or method of taxation upon or measured by pari-mutuel betting."

Senator Morrison: "Thank you, Senator. That is what I thought you might say."

POINT OF INQUIRY

Senator Rasmussen: "Senator Day, not knowing much about this business, I hope you can clear it up for me. Does your amendment say in effect that the City of Renton would not be permitted to impose a B&O tax as other cities in the state do on other business?"

Senator Day: "No, this merely states that not only the City of Renton but any other city, including Spokane, Yakima, who may decide now that the gates are down on annexation to annex the race tracks there, could not then use as a basis for the imposition of the B&O tax or measured by pari-mutuel betting, that they just would be prohibited from that, that the state has reserved totally the right to tax that, which we have done as you know; and of course, the B&O tax is a gross tax. If it were to be utilized in such a manner it would be devastating and we would have to then go back and readjust our state approach. So the idea is to prohibit local government from exercising B&O tax on pari-mutuel or measured by pari-mutuel betting. They always thought they could not before and so the opinion was asked and then of course it was said it was vague and that is why we are clarifying. We are merely clarifying what is presently being done."

Senator Rasmussen: "The attorney general in effect said, 'Yes, they did have the power to do it.' Now you are clarifying the fact that, 'No, we do not want them to do it.'"

Senator Day: "No, he said it was vague and that they may have and they may not have, and so that is why we are clarifying it, as I understand it."

Debate ensued.

The motion by Senator Day carried and the amendment to the committee amendment was adopted.

On motion of Senator Goltz, the following amendment by Senators Bluechel, North, Marsh, Gould, Bottiger and Goltz to the committee amendment was adopted:

On page 4, after line 30 insert a new subsection to read as follows:

"(17) Amounts used solely for repair, maintenance, replacement, management, or improvement of the residential structures and commonly held property, but excluding property where fees or charges are made for use by the public who are not guests accompanied by a member, which are derived by:

(a) A co-operative housing association, corporation, or partnership from a person who resides in a structure owned by the co-operative housing association, corporation, or partnership;

(b) An association of owners of property as defined in RCW 64.32.010, as now or hereafter amended, from a person who is an apartment owner as defined in RCW 64.32.010; or

(c) An association of owners of residential property from a person who is a member of the association. "Association of owners of residential property" means any organization of all the owners of residential property in a defined area who all hold the same property in common within the area.

For the purposes of this subsection "commonly held property" includes areas required for common access such as reception areas, halls, stairways, parking, etc., and may include recreation rooms, swimming pools and small parks or recreation areas; but is not intended to include more grounds than are normally required in a residential area, or to include such extensive areas as required for golf courses, campgrounds, hiking and riding areas, boating areas, etc.

To qualify for the deductions under this section:

(a) The salary or compensation paid to officers, managers, or employees must be only for actual services rendered and at levels comparable to the salary or compensation of like positions within the county wherein the property is located;

(b) Dues, fees, or assessments in excess of amounts needed for the purposes for which the deduction is allowed must be rebated to the members of the association;

(c) Assets of the association or organization must be distributable to all members and must not inure to the benefit of any single member or group of members."

On motion of Senator Gould, the following amendment by Senators Gould and Donohue to the committee amendment was adopted:

On page 5, after section 7 insert a section as follows:

"NEW SECTION. Sec. 8. There is added to chapter 82.04 RCW a new section to read as follows:

This chapter shall not apply to school districts and educational service districts as defined in Title 28A RCW, in respect to materials printed in the school district and educational service districts printing facilities when said materials are used solely for school district and educational service district purposes."

Re-number remaining sections consecutively.

On motion of Senator Morrison, the following amendment by Senators Morrison, Bottiger and Hansen to the committee amendment was adopted:

On page 5, after line 69 of the committee amendment insert a new section as follows:

"NEW SECTION. Sec. 8. There is added to chapter 82.04 RCW a new section to read as follows:

The tax imposed by RCW 82.04.270(1) does not apply to any person who manufactures alcohol with respect to sales of said alcohol to be used in the production of gasohol for use as motor vehicle fuel. As used in this section, "motor vehicle fuel" has the meaning given in RCW 82.36.010(2), and "gasohol" means motor vehicle fuel which contains more than nine and one-half percent alcohol by volume."

Re-number remaining sections consecutively.

Senator Talmadge moved adoption of the following amendment by Senators Talmadge and Fleming to the committee amendment:

On page 5 of the amendment, after line 69, insert the following:

"Sec. 8. Section 7, chapter 37, Laws of 1974 ex. sess. as amended by section 1, chapter 35, Laws of 1977 ex. sess. and RCW 35.21.755 are each amended to read as follows:

A public corporation, commission, or authority created pursuant to RCW 35.21.730 or 35.21.660 shall receive the same immunity or exemption from taxation as that of the city, town, or county creating the same: PROVIDED, That, except for any property listed on, or which is within a district listed on any federal or state register of historical sites, any such public corporation, commission, or authority shall pay to the county treasurer an annual excise tax equal to the amounts which would be paid upon real property and personal property devoted to the purposes of such public corporation, commission, or authority were it in private ownership, and such real property and personal property is acquired and/or operated under RCW 35.21.725 through 35.21.755, and the proceeds of such excise tax shall be allocated by the county treasurer to the various taxing authorities in which such property is situated, in the same manner as though the property were in private ownership: PROVIDED FURTHER, That the provisions of chapter 82.29A RCW(~~(, and RCW 84.36.451 and 84.40.175)~~) shall not apply to property within a district listed on any federal or state register of historical sites and which is controlled by a public corporation, commission, or authority created pursuant to RCW 35.21.730 or 35.21.660, which was in existence prior to January 1, 1976(~~(, and the exemption set forth in this proviso shall be allowed in accordance with the following schedule:~~

Year	Percentage Exemption of Tax Otherwise Due
1977 to 1981	100 percent
1982 to 1985	66 2/3 percent
1986 to 1989	33 1/3 percent

and shall expire on December 31, 1989)).

Sec. 9. Section 14, chapter 61, Laws of 1975-'76 2nd ex. sess. and RCW 84.36.451 are each amended to read as follows:

The following property shall be exempt from taxation: Any and all rights to occupy or use any real or personal property owned in fee or held in trust by:

(1) The United States, the state of Washington, or any political subdivision or municipal corporation of the state of Washington(;;); or

(2) A public corporation, commission, or authority created under RCW 35.21.730 or 35.21.660 if the property is listed on or is within a district listed on any federal or state register of historical sites; and

(3) Including any leasehold interest arising from ((such)) the property identified in subsections (1) and (2) of this section as defined in RCW 82.29A.020: PROVIDED, That ((this)) the exemption under this section shall not apply to any such leasehold interests which are a part of operating properties of public utilities subject to assessment under chapter 84.12 RCW nor be construed to modify the provisions of RCW 84.40.230.

Sec. 10. Section 2, chapter 61, Laws of 1975-'76 2nd ex. sess. and RCW 82.29A.020 are each amended to read as follows:

As used in this chapter the following terms shall be defined as follows, unless the context otherwise requires:

(1) "Leasehold interest" shall mean an interest in publicly owned real or personal property which exists by virtue of any lease, permit, license, or any other agreement, written or verbal, between the public owner of the property and a person who would not be exempt from property taxes if that person owned the property in fee, granting possession and use, to a degree less than fee simple ownership: PROVIDED, That no interest in personal property (excluding land or buildings) which is owned by the United States, whether or not as trustee, or by any foreign government

shall constitute a leasehold interest hereunder when the right to use such property is granted pursuant to a contract solely for the manufacture or production of articles for sale to the United States or any foreign government. The term "leasehold interest" shall include the rights of use or occupancy by others of property which is owned in fee or held in trust by a public corporation, commission, or authority created under RCW 35.21.730 or 35.21.660 if the property is listed on or is within a district listed on any federal or state register of historical sites. The term "leasehold interest" shall not include road or utility easements or rights of access, occupancy or use granted solely for the purpose of removing materials or products purchased from a public owner or the lessee of a public owner.

(2) "Taxable rent" shall mean contract rent as defined in subsection (a) of this subsection in all cases where the lease or agreement has been established or renegotiated through competitive bidding, or negotiated or renegotiated in accordance with statutory requirements regarding the rent payable, or negotiated or renegotiated under circumstances, established by public record, clearly showing that the contract rent was the maximum attainable by the lessor: PROVIDED, That after January 1, 1986, with respect to any lease which has been in effect for ten years or more without renegotiation, taxable rent may be established by procedures set forth in subsection (b) of this subsection. All other leasehold interests shall be subject to the determination of taxable rent under the terms of subsection (b) of this subsection.

(a) "Contract rent" shall mean the amount of consideration due as payment for a leasehold interest, including: The total of cash payments made to the lessor or to another party for the benefit of the lessor according to the requirements of the lease or agreement; expenditures for the protection of the lessor's interest when required by the terms of the lease or agreement; and expenditures for improvements to the property to the extent that such improvements become the property of the lessor. Where the consideration conveyed for the leasehold interest is made in combination with payment for concession or other rights granted by the lessor, only that portion of such payment which represents consideration for the leasehold interest shall be part of contract rent.

"Contract rent" shall not include: (i) Expenditures made by the lessee, which under the terms of the lease or agreement, are to be reimbursed by the lessor to the lessee; (ii) expenditures made by the lessee for the replacement or repair of facilities due to fire or other casualty or for alterations or additions made necessary by an action of government taken after the date of the execution of the lease or agreement; (iii) improvements added to publicly owned property by a sublessee under an agreement executed prior to January 1, 1976, which have been taxed as personal property of the sublessee prior to January 1, 1976, or improvements made by a sublessee of the same lessee under a similar agreement executed prior to January 1, 1976, and such improvements shall be taxable to the sublessee as personal property; (iv) improvements added to publicly owned property if such improvements are being taxed as personal property to any person.

Any prepaid contract rent shall be considered to have been paid in the year due and not in the year actually paid with respect to prepayment for a period of more than one year. Expenditures for improvements with a useful life of more than one year which are included as part of contract rent shall be treated as prepaid contract rent and prorated over the useful life of the improvement or the remaining term of the lease or agreement if the useful life is in excess of the remaining term of the lease or agreement. Rent prepaid prior to January 1, 1976, shall be prorated from the date of prepayment.

With respect to a "product lease", the value of agricultural products received as rent shall be the value at the place of delivery as of the fifteenth day of the month of delivery; with respect to all other products received as contract rent, the value shall be that value determined at the time of sale under terms of the lease.

(b) If it shall be determined by the department of revenue, upon examination of a lessee's accounts or those of a lessor of publicly owned property, that a lessee is occupying or using publicly owned property in such a manner as to create a leasehold interest and that such leasehold interest has not been established through competitive bidding, or negotiated in accordance with statutory requirements regarding the rent payable, or negotiated under circumstances, established by public record, clearly showing that the contract rent was the maximum attainable by the lessor, the department may establish a taxable rent computation for use in determining the tax payable under authority granted in this chapter based upon the following criteria: (i) Consideration shall be given to rental being paid to other lessors by lessees of similar property for similar purposes over similar periods of time; (ii) consideration shall be given to what would be considered a fair rate of return on the market value of the property leased less reasonable deductions for any restrictions on use, special operating requirements or provisions for concurrent use by the lessor, another person or the general public.

(3) "Product lease" as used in this chapter shall mean a lease of property for use in the production of agricultural or marine products to the extent that such lease provides for the contract rent to be paid by the delivery of a stated percentage of the production of such agricultural or marine products to the credit of the lessor or the payment to the lessor of a stated percentage of the proceeds from the sale of such products.

(4) "Renegotiated" means a change in the lease agreement which changes the agreed time of possession, restrictions on use, the rate of the cash rental or of any other consideration payable by the lessee to or for the benefit of the lessor, other than any such change required by the terms of the lease or agreement. In addition "renegotiated" shall mean a continuation of possession by the lessee beyond the date when, under the terms of the lease agreement, the lessee had the right to vacate the premises without any further liability to the lessor.

(5) "City" means any city or town."

Remember the remaining section consecutively.
Debate ensued.

POINT OF INQUIRY

Senator Guess: "Senator Talmadge, do semi- or quasi-governmental agencies now—for instance, down on the waterfront in Seattle you have got Pier 71 or whatever those piers are. Would this make those firms in those buildings which is a port authority building and I do not know exactly whether it would qualify as quasi-governmental or not, but would it mean that those businesses would be exempt from the B&O tax?"

Senator Talmadge: "Senator Guess, I do not believe that they would be. I do not think the Port is a quasi-municipal corporation. I am not sure on that either, but the intent of this measure is to continue to subject those people to taxation. They were taxed before the ruling of the department of revenue in March of this year and the purpose is to continue the taxation of those people despite the ruling of the department. The only exemption would be for those businesses located in historical preservation districts."

Senator Guess: "We are going to exclude them if they are in historical but if they are in just plain ordinary facilities we are going to tax them. Is that what this does?"

Senator Talmadge: "That is correct, Senator."

Senator Guess: "Senator, we have a flour mill in Spokane. We have about thirty or forty businesses in there. Could that be exempt then? Could we declare that to be—I notice that in Cheney we had a day care center in a depot, Senator Donohue, in this little town. The depot was quite unique and looked something like

that depot that you had in Dayton. Not quite like it? All right. The thing now, the one in Cheney is now a national museum or on the National Register, so the businesses in that would be exempt but the business across the street would be paying the tax. Is that what is going to happen?"

Senator Talmadge: "I think that would be true, Senator. They would have to be on the National Register of Historical Sites and there would have to be a historical preservation district there, I believe."

Further debate ensued.

MOTION

On motion of Senator Fleming, Substitute House Bill No. 302, together with the pending committee amendment, as amended, was ordered held for further consideration following the noon recess.

MOTION

On motion of Senator Marsh, the Senate commenced consideration of Substitute House Bill No. 200.

SECOND READING

SUBSTITUTE HOUSE BILL NO. 200, by Committee on Revenue (originally sponsored by Representatives Erickson, Winsley, Erak, Ehlers, Scott, Warnke, Gruger, Grimm, Walk, Kreidler, Owen, Granlund, North, Becker and Bender):

Expanding real estate excise tax to include used mobile homes.

REPORT OF STANDING COMMITTEE

May 9, 1979.

SUBSTITUTE HOUSE BILL NO. 200, expanding real estate excise tax to include used mobile homes (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass with the following amendments:

On page 1, strike everything after the enacting clause and insert the following: "**NEW SECTION**, Section 1. There is added to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.45 RCW a new section to read as follows:

Unless the context clearly requires otherwise, the definitions in this section apply throughout this chapter.

(1) "Real estate" means real property but includes used mobile homes.

(2) "Used mobile home" means a mobile home which has been previously sold at retail and the immediately preceding sale has already been subjected to tax under chapter 82.08 RCW, or which has been previously used and the immediately preceding use has already been subjected to tax under chapter 82.12 RCW, and which has substantially lost its identity as a mobile unit by virtue of its being fixed in location upon land owned or leased by the owner of the mobile home and placed on a foundation (posts or blocks) with fixed pipe connections with sewer, water, and other utilities.

(3) "Mobile home" means a mobile home as defined by RCW 46.04.302, as now or hereafter amended.

Sec. 2. Section 28A.45.090, chapter 223, Laws of 1969 ex. sess. and RCW 28A.45.090 are each amended to read as follows:

The tax hereby imposed shall be paid to and collected by the county treasurer who shall cause a stamp evidencing satisfaction of the lien to be affixed to the instrument of sale or conveyance prior to its recording or to the real estate excise tax affidavit in the case of used mobile home sales. A receipt issued by the county treasurer for the payment of the tax imposed under this chapter shall be evidence of the

satisfaction of the lien imposed hereunder and may be recorded in the manner prescribed for recording satisfactions of mortgages. No instrument of sale or conveyance evidencing a sale subject to the tax shall be accepted by the county auditor for filing or recording until the tax shall have been paid and the stamp affixed thereto; in case the tax is not due on the transfer, the instrument shall not be so accepted until suitable notation of such fact has been made on the instrument by the treasurer.

NEW SECTION. Sec. 3. There is added to chapter 15, Laws of 1961 and to chapter 82.08 RCW a new section to read as follows:

The tax imposed by RCW 82.08.020 shall not apply to:

(1) Sales of used mobile homes as defined in section 1 of this act or sales of used mobile homes if the sale thereof to the present user has already been subjected to tax under chapter 28A.45 RCW.

(2) The renting or leasing of mobile homes where such rental agreement or lease exceeds thirty days in duration and where the rental or lease of such mobile home is not conducted jointly with the provision of short term lodging for transients.

NEW SECTION. Sec. 4. There is added to chapter 15, Laws of 1961 and to chapter 82.12 RCW a new section to read as follows:

The tax imposed by RCW 82.12.020 shall not apply in respect to the use of used mobile homes as defined in section 1 of this act if the sale thereof to the present user has already been subjected to tax under chapter 28A.45 RCW.

Sec. 5. Section 13, chapter 231, Laws of 1971 ex. sess. and RCW 46.12.105 are each amended to read as follows:

When the ownership of a mobile home is transferred and the new owner thereof applies for a new certificate of ownership for such mobile home, the (~~director of motor vehicles or his~~) department of licensing or its agents, including county auditors, shall notify the county assessor of the county where such mobile home is located of the change in ownership including the name and address of the new owner and the name of the former owner. A certificate of ownership for a mobile home shall not be transferred or issued until the department has verified that any taxes due on the sale of the mobile home under chapter 28A.45 RCW and any other taxes due under chapter 84.52 RCW have been paid.

A copy of the real estate excise tax affidavit which has been stamped by the county treasurer shall be deemed sufficient evidence that the taxes due upon the sale of a used mobile home have been paid.

A copy of a treasurer certificate, which is prepared by the treasurer of the county in which the used mobile home is located and which states that all property taxes due upon the used mobile home being sold have been satisfied, shall be deemed sufficient evidence that the property taxes due have been paid.

Sec. 6. Section 1, chapter 12, Laws of 1979 and RCW 82.08.030 are each amended to read as follows:

The tax hereby levied shall not apply to the following sales:

(1) Casual and isolated sales of property or service, unless made by a person who is engaged in a business activity taxable under chapters 82.04, 82.16 or 82.28 RCW: PROVIDED, That the exemption provided by this paragraph shall not be construed as providing any exemption from the tax imposed by chapter 82.12 RCW;

(2) Sales made by persons in the course of business activities with respect to which tax liability is specifically imposed under chapter 82.16 RCW, when the gross proceeds from such sales must be included in the measure of the tax imposed under said chapter;

(3) The distribution and newsstand sale of newspapers;

(4) Sales which the state is prohibited from taxing under the Constitution of this state or the Constitution or laws of the United States;

(5) Sales of motor vehicle fuel used in aircraft by the manufacturer thereof for research, development, and testing purposes and sales of motor vehicle fuel taxable under chapter 82.36 RCW: PROVIDED, That the use of any such fuel upon which a refund of the motor vehicle fuel tax has been obtained shall be subject to the tax imposed by chapter 82.12 RCW;

(6) Sales (including transfers of title through decree of appropriation) heretofore or hereafter made of the entire operating property of a publicly or privately owned public utility, or of a complete operating integral section thereof, to the state or a political subdivision thereof for use in conducting any business defined in subdivisions (1), (2), (3), (4), (5), (6), (7), (8), (9), (10) or (11) of RCW 82.16.010;

(7) Auction sales made by or through auctioneers of tangible personal property (including household goods) which have been used in conducting a farm activity, when the seller thereof is a farmer and the sale is held or conducted upon a farm and not otherwise;

(8) Sales to corporations which have been incorporated under any act of the congress of the United States and whose principal purposes are to furnish volunteer aid to members of armed forces of the United States and also to carry on a system of national and international relief and to apply the same in mitigating the sufferings caused by pestilence, famine, fire, floods, and other national calamities and to devise and carry on measures for preventing the same;

(9) Sales of purebred livestock for breeding purposes where the animals are registered in a nationally recognized breed association; sales of cattle and milk cows used on the farm;

(10) Sales of tangible personal property (other than the type referred to in subdivision (11) hereof) for use by the purchaser in connection with the business of operating as a private or common carrier by air, rail, or water in interstate or foreign commerce: PROVIDED, That any actual use of such property in this state shall, at the time of such actual use, be subject to the tax imposed by chapter 82.12 RCW;

(11) Sales of airplanes, locomotives, railroad cars, or watercraft for use in conducting interstate or foreign commerce by transporting therein or therewith property and persons for hire or for use in conducting commercial deep sea fishing operations outside the territorial waters of the state; also sales of tangible personal property which becomes a component part of such airplanes, locomotives, railroad cars, or watercraft, and of motor vehicles or trailers whether owned by or leased with or without drivers and used by the holder of a carrier permit issued by the Interstate Commerce Commission authorizing transportation by motor vehicle across the boundaries of this state, in the course of constructing, repairing, cleaning, altering, or improving the same; also sales of or charges made for labor and services rendered in respect to such constructing, repairing, cleaning, altering, or improving;

(12) Sales of motor vehicles and trailers to be used for the purpose of transporting therein persons or property for hire in interstate or foreign commerce whether such use is by the owner or whether such motor vehicles and trailers are leased to the user with or without drivers: PROVIDED, That the purchaser or user must be the holder of a carrier permit issued by the Interstate Commerce Commission and that the vehicles will first move upon the highways of this state from the point of delivery in this state to a point outside of this state under the authority of a one-transit permit issued by the director of ~~((motor vehicles))~~ licensing pursuant to the provisions of RCW ~~((46.16.100))~~ 46.16.160;

(13) Sales of motor vehicles ~~((and))~~, trailers, or campers to nonresidents of this state for use outside of this state, even though delivery be made within this state, but only when (a) the vehicles ~~((or))~~, trailers, or campers will be taken from the point of delivery in this state directly to a point outside this state under the authority of a one-transit permit issued by the director of ~~((motor vehicles))~~ licensing pursuant to

the provisions of RCW (~~46.16.100~~) 46.16.160, or (b) said motor vehicles (~~and~~), trailers, or campers will be registered and licensed immediately under the laws of the state of the purchaser's residence, will not be used in this state more than three months, and will not be required to be registered and licensed under the laws of this state;

(14) Sales to nonresidents of this state for use outside of this state of tangible personal property which becomes a component part of any machinery or other article of personal property belonging to such nonresident, in the course of installing, repairing, cleaning, altering, or improving the same and also sales of or charges made for labor and services rendered in respect to any installing, repairing, cleaning, altering, or improving, of personal property of or for a nonresident, but this subsection (14) shall apply only when the seller agrees to, and does, deliver the property to the purchaser at a point outside this state, or delivers the property to a common or bona fide private carrier consigned to the purchaser at a point outside this state;

(15) Sales to nonresidents of this state for use outside of this state of watercraft requiring coast guard registration or registration by the state of principal use according to the Federal Boating Act of 1958, even though delivery be made within this state, but only when (a) the watercraft will not be used within this state for more than forty-five days and (b) an appropriate exemption certificate supported by identification ascertaining residence as provided by the department of revenue and signed by the purchaser or his agent establishing the fact that the purchaser is a nonresident and that the watercraft is for use outside of this state, one copy to be filed with the department of revenue with the regular report and a duplicate to be retained by the dealer.

(16) Sales of poultry for use in the production for sale of poultry or poultry products.

(17) Sales to nonresidents of this state for use outside of this state of machinery and implements for use in conducting a farming activity, when such machinery and implements will be transported immediately outside the state. As proof of exemption, an affidavit or certification in such form as the department of revenue shall require shall be made for each such sale, to be retained as a business record of the seller.

(18) Sales for use in states, territories and possessions of the United States which are not contiguous to any other state, but only when, as a necessary incident to the contract of sale, the seller delivers the subject matter of the sale to the purchaser or his designated agent at the usual receiving terminal of the carrier selected to transport the goods, under such circumstances that it is reasonably certain that the goods will be transported directly to a destination in such noncontiguous states, territories and possessions.

(19) Sales to municipal corporations, the state, and all political subdivisions thereof of tangible personal property consumed and/or of labor and services rendered in respect to contracts for watershed protection and/or flood prevention. This exemption shall be limited to that portion of the selling price which is reimbursed by the United States government according to the provisions of the Watershed Protection and Flood Prevention Act, Public Laws 566, as amended;

(20) Sales of semen for use in the artificial insemination of livestock;

(21) Sales to nonresidents of this state of tangible personal property for use outside this state when the purchaser has applied for and received from the department of revenue a permit certifying (1) that he is a bona fide resident of a state or possession or Province of Canada other than the state of Washington, (2) that such state, possession, or Province of Canada does not impose a retail sales tax or use tax of three percent or more or, if imposing such a tax, permits Washington residents exemption from otherwise taxable sales by reason of their residence, and (3) that he does agree, when requested, to grant the department of revenue access to such

records and other forms of verification at his place of residence to assure that such purchases are not first used substantially in the state of Washington.

Any person claiming exemption from retail sales tax under the provisions of this subsection must display a nonresident permit as herein provided, and any vendor making a sale to a nonresident without collecting the tax must examine such permit, identify the purchaser as the person to whom the nonresident permit was issued, and maintain records which shall show the permit number attributable to each nontaxable sale.

Permits shall be personal and nontransferable, shall be renewable annually, and shall be issued by the department of revenue upon payment of a fee of one dollar. The department may in its discretion designate independent agents for the issuance of permits, according to such standards and qualifications as the department may prescribe. Such agents shall pay over and account to the department for all permit fees collected, after deducting as a collection fee the sum of fifty cents for each permit issued.

Any person making fraudulent statements in order to secure a permit shall be guilty of perjury. Any person making tax exempt purchases by displaying a permit not his own, or a counterfeit permit, with intent to violate the provisions of this subsection shall be guilty of a misdemeanor and, in addition, may be subject to a penalty not to exceed the amount of the tax due on such purchases. Any vendor who makes sales without collecting the tax to a person who does not hold a valid permit, and any vendor who fails to maintain records of permit numbers as provided in this section shall be personally liable for the amount of tax due.

(22) Sales of form lumber to any person engaged in the constructing, repairing, decorating, or improving of new or existing buildings or other structures under, upon or above real property of or for consumers: PROVIDED, That such lumber is used or to be used first by such person for the molding of concrete in a single such contract, project or job and is thereafter incorporated into the product of that same contract, project or job as an ingredient or component thereof.

(23) Sales of, cost of, or charges made for labor and services performed in respect to the mining, sorting, crushing, screening, washing, hauling, and stockpiling of sand, gravel and rock when such sand, gravel, or rock is taken from a pit or quarry which is owned by or leased to a county or a city, and such sand, gravel, or rock is (1) either stockpiled in said pit or quarry for placement or is placed on the street, road, place, or highway of the county or city by the county or city itself, or (2) sold by the county or city to a county, or a city at actual cost for placement on a publicly owned street, road, place, or highway. The exemption provided for in this subsection shall not apply to sales of, cost of, or charges made for such labor and services, if the sand, gravel, or rock is used for other than public road purposes or is sold otherwise than as provided for in this subsection.

(24) Sales of wearing apparel to persons who themselves use such wearing apparel only as a sample for display for the purpose of effecting sales of goods represented by such sample.

(25) Sales of pollen.

(26) Sales to one political subdivision by another political subdivision directly or indirectly arising out of or resulting from the annexation or incorporation of any part of the territory of one political subdivision by another.

(27) The renting or leasing of motor vehicles and trailers to a nonresident of this state for use exclusively in transporting persons or property across the boundaries of this state and in intrastate operations incidental thereto when such motor vehicle or trailer is registered and licensed in a foreign state and for purposes of this exemption the term "nonresident" shall apply to a renter or lessee who has one or more places of business in this state as well as in one or more other states but the

exemption for nonresidents shall apply only to those vehicles which are most frequently dispatched, garaged, serviced, maintained and operated from the renter's or lessee's place of business in another state.

(28) Sales of prescription drugs, including sales to the state or a political subdivision or municipal corporation thereof of drugs to be dispensed to patients by prescription without charge. The term "prescription drugs" shall include any medicine, drug, prescription lens, or other substance other than food for use in the diagnosis, cure, mitigation, treatment, or prevention of disease or other ailment in humans ordered by (a) the written prescription to a pharmacist by a practitioner authorized by law of this state or laws of another jurisdiction to issue prescriptions, or (b) upon an oral prescription of such practitioner which is reduced promptly to writing and filed by a duly licensed pharmacist, or (c) by refilling any such written or oral prescription if such refilling is authorized by the prescriber either in the original prescription or by oral order which is reduced promptly to writing and filed by the pharmacist, or (d) physicians or optometrists by way of written directions and specifications for the preparation, grinding, and fabrication of lenses intended to aid or correct visual defects or anomalies of humans.

(29) Sales of returnable containers for beverages and foods, including but not limited to soft drinks, milk, beer, and mixers.

(30) Sales of insulin, prosthetic devices, and medically prescribed oxygen.

(31) Sales of food products for human consumption.

"Food products" include cereals and cereal products, oleomargarine, meat and meat products, fish and fish products, eggs and egg products, vegetables and vegetable products, fruit and fruit products, spices and salt, sugar and sugar products, coffee and coffee substitutes, tea, cocoa and cocoa products.

"Food products" include milk and milk products, milk shakes, malted milks, and any other similar type beverages which are composed at least in part of milk or a milk product and which require the use of milk or a milk product in their preparation.

"Food products" include all fruit juices, vegetable juices, and other beverages except bottled water, spirituous, malt or vinous liquors or carbonated beverages, whether liquid or frozen.

"Food products" do not include medicines and preparations in liquid, powdered, granular, tablet, capsule, lozenge, and pill form sold as dietary supplements or adjuncts.

The exemption of "food products" provided for in this paragraph shall not apply: (a) When the food products are furnished, prepared, or served for consumption at tables, chairs, or counters or from trays, glasses, dishes, or other tableware whether provided by the retailer or by a person with whom the retailer contracts to furnish, prepare, or serve food products to others, or (b) when the food products are ordinarily sold for immediate consumption on or near a location at which parking facilities are provided primarily for the use of patrons in consuming the products purchased at the location, even though such products are sold on a "takeout" or "to go" order and are actually packaged or wrapped and taken from the premises of the retailer, or (c) when the food products are sold for consumption within a place, the entrance to which is subject to an admission charge, except for national and state parks and monuments.

(32) Sales of ferry vessels to the state of Washington for use in transporting pedestrians, vehicles, and goods within or outside the territorial waters of the state; also sales of tangible personal property which becomes a component part of such ferry vessels; also sales of or charges made for labor and services rendered in respect to constructing or improving such ferry vessels.

NEW SECTION. Sec. 7. This act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect immediately."

On page 1, on line 1 of the title, after "taxation;" strike the remainder of the title and insert "amending section 28A.45.090, chapter 223, Laws of 1969 ex. sess. and RCW 28A.45.090; amending section 13, chapter 231, Laws of 1971 ex. sess. and RCW 46.12.105; amending section 1, chapter 12, Laws of 1979 and RCW 82.08.030; adding a new section to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.45 RCW; adding a new section to chapter 15, Laws of 1961 and to chapter 82.08 RCW; adding a new section to chapter 15, Laws of 1961 and to chapter 82.12 RCW; and declaring an emergency."

Signed by: Senators McDermott, Vice Chairman; Bausch, Clarke, Fleming, Goltz, Jones, Marsh, Morrison, Newschwander, Rasmussen, Ridder, Sellar, Wojahn.

The bill was read the second time by sections.

On motion of Senator Odegaard, the committee amendment was adopted.

On motion of Senator Odegaard, the committee amendment to the title was adopted.

On motion of Senator Odegaard, the rules were suspended, Substitute House Bill No. 200, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 200, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 46; absent or not voting, 1; excused, 2.

Voting yea: Senators Bausch, Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Donohue, Fleming, Gallagher, Gaspard, Goltz, Guess, Hansen, Hayner, Jones, Lee, Lewis, Lysen, Marsh, Matson, McDermott, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—46.

Absent or not voting: Senator Gould—1.

Excused: Senators Henry, Keefe—2.

SUBSTITUTE HOUSE BILL NO. 200, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Marsh, the Senate resumed consideration of Substitute House Bill No. 302.

SECOND READING

SUBSTITUTE HOUSE BILL NO. 302, by Committee on Revenue (originally sponsored by Representatives Whiteside, Thompson, Adams, Barr, Burns, Brekke, Fancher, Maxie, Taylor, Williams, North and Ehlers) (by Department of Social and Health Services request):

Exempting from the business and occupation tax certain nonprofit community services organizations.

The Senate resumed consideration from earlier today of Substitute House Bill No. 302, the pending committee amendment, as amended, and the pending amendment to the committee amendment by Senators Talmadge and Fleming.

Debate ensued.

POINT OF INQUIRY

Senator Ridder: "Senator Talmadge, I am trying to remember what the base for this was originally and it seems to me that the tax was imposed after the financing for this district was set up, that the base for the financing was planned and the rental established. Then this tax would be an increase in the previously established financing of that particular historical district."

Senator Talmadge: "Senator, on that I am just not sure."

Senator Ridder: "I do believe that that is the case and in addition, I would say to you that there are certain restrictions on operating within historical districts, but I am assured from the wings that that was the case. The financing was previously established and we are simply trying to keep these people in business under circumstances which are somewhat different than simply renting a property and then going ahead and operating it under their own circumstances. There are prescribed methods of operation within historical districts which are not always in full efficiency, if you will, with what we consider modern methods of merchandising, so these folks do operate under restrictive rules and to add to their previously agreed rentals would indeed be an imposition."

Senators Talley, Fleming and Peterson demanded the previous question and the demand was sustained.

The President declared the question before the Senate to be adoption of the amendment by Senators Talmadge and Fleming to the committee amendment.

Senator Clarke demanded a roll call and the demand was sustained.

The President declared the question before the Senate to be the roll call on adoption of the amendment by Senators Talmadge and Fleming to the committee amendment.

ROLL CALL

The Secretary called the roll and the amendment to the committee amendment was adopted by the following vote: Yeas, 40; nays, 6; absent or not voting, 1; excused, 2.

Voting yea: Senators Bausch, Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Fleming, Gallagher, Gaspard, Goltz, Gould, Guess, Hayner, Jones, Lee, Lewis, Marsh, Matson, McDermott, Moore, Morrison, Newschwander, North, Odegaard, Pullen, Quigg, Ridder, Scott, Sellar, Shipoch, Talley, Talmadge, Vognild, von Reichbauer, Walgren, Williams, Wilson, Wojahn, Woody—40.

Voting nay: Senators Donohue, Hansen, Peterson, Rasmussen, Van Hollebeke, Wanamaker—6.

Absent or not voting: Senator Lysen—1.

Excused: Senators Henry, Keefe—2.

Senator Pullen moved adoption of the following amendment to the committee amendment:

On page 5, after line 69, insert the following:

"Sec. 8. Section 82.04.490, chapter 15, Laws of 1961 as amended by section 45, chapter 278, Laws of 1975 1st ex. sess. and RCW 82.04.490 are each amended to read as follows:

The taxes imposed hereunder shall be due and payable in ((monthly)) quarterly installments and remittance therefor shall be made on or before the fifteenth day of the month next succeeding the end of the ((monthly)) quarterly period in which tax accrued. The taxpayer, on or before said fifteenth day of said month, shall make out a return, upon such forms and setting forth such information as the department of revenue may require, showing the amount of the tax for which he is liable for the

preceding ((monthly)) quarterly period, sign and transmit the same to the department, together with a remittance for such amount in the form required: PROVIDED, That any such taxpayer may elect to remit for each ((month)) quarterly period on such forms as the department of revenue shall in its discretion prescribe, an estimate of the tax to be due for each ((month)) quarterly period on or before the fifteenth day of the month next succeeding the end of the ((monthly)) quarterly period in which the tax accrued, and a quarterly return to the department on or before the fifteenth day of the month next succeeding the end of each quarter of every year and shall remit therewith the balance of the actual tax due for the period of the report: PROVIDED FURTHER, That every person who shall elect to remit a ((monthly)) quarterly "estimate of the tax to be due" as hereinabove described shall remit each ((month)) quarter at least one-third of the tax paid during the previous quarter or, ninety percent of the tax actually collected or owing during the ((month)) quarter, whichever is greater.

The department of revenue may also relieve any taxpayer or class of taxpayers from the obligation of filing ((monthly)) quarterly returns and may require the return to cover other reporting periods, but in no event shall returns be filed for a period of less than one quarter nor greater than one year.

The department of revenue may also, by general rule or regulation, establish conditions for submission of annual or semiannual reconciling returns by such taxpayers or class of taxpayers in lieu of quarterly returns.

The department of revenue may also require verified annual returns from any taxpayer, setting forth such additional information as it may deem necessary to correctly determine tax liability."

Remember the remaining section consecutively

Debate ensued.

The motion by Senator Pullen failed and the amendment to the committee amendment was not adopted.

MOTION

On motion of Senator Marsh, Substitute House Bill No. 302, together with the pending committee amendment, as amended, was ordered held for further consideration after the noon recess.

MOTION

On motion of Senator Walgren, the Senate returned to the fourth order of business.

MESSAGE FROM THE HOUSE

May 11, 1979.

Mr. President: The House refuses to concur in the Senate amendments to ENGROSSED SUBSTITUTE HOUSE BILL NO. 236 and asks for a conference thereon, and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

MOTION

Senator Walgren moved the Senate insist on its position on Engrossed Substitute House Bill No. 236, as amended by the Senate, and refuse to grant a conference thereon and once again ask the House to concur in the Senate amendments thereto.

MOTION

Senator Clarke moved that the Senate do grant a conference on Engrossed Substitute House Bill No. 236, as amended by the Senate.

REMARKS BY THE PRESIDENT

President Cherberg: "Senator Clarke, the President believes that Senator Walgren's motion has a stronger possibility to bring the two houses together inasmuch as Senator Walgren moved that the Senate decline to grant a conference but insist upon its position and request of the House that it concur in the Senate amendment."

POINT OF INQUIRY

Senator Talley: "Senator Walgren, is it possible for the Senate to recess for five days, stop the payment of per diem and go home and let them think a while over this?"

Senator Walgren: "I would like to recess. As a matter of fact, I would like to adjourn for substantially longer than the five days, Senator Talley. I think that the Constitution says that we can only recess for a period of seventy-two hours rather than five days."

Further debate ensued.

The motion by Senator Walgren carried. The Senate insisted on its position on Engrossed Substitute House Bill No. 236, as amended by the Senate, refuses to grant a conference thereon and once again asks the House to concur in the Senate amendments thereto.

MOTION

At 12:07 p.m., on motion of Senator Walgren, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The President called the Senate to order at 2:00 p.m.

MOTION

On motion of Senator Walgren, the Senate commenced consideration of Senate Concurrent Resolution No. 110.

SECOND READING

SENATE CONCURRENT RESOLUTION NO. 110, by Senators Walgren, Odegaard, Matson and Newschwander:

Extending an invitation to the National Conference of State Legislatures to meet in Seattle in 1982.

The resolution was read the second time in full.

On motion of Senator Walgren, the rules were suspended, Senate Concurrent Resolution No. 110 was advanced to third reading, the second reading considered the third, and the resolution was adopted.

MOTION

On motion of Senator Marsh, the Senate resumed consideration of Substitute House Bill No. 302.

SECOND READING

SUBSTITUTE HOUSE BILL NO. 302, by Committee on Revenue (originally sponsored by Representatives Whiteside, Thompson, Adams, Barr, Burns, Brekke, Fancher, Maxie, Taylor, Williams, North and Ehlers) (by Department of Social and Health Services request):

Exempting from the business and occupation tax certain nonprofit community services organizations.

The Senate resumed consideration of Substitute House Bill No. 302 and the pending committee amendment as amended from earlier today.

On motion of Senator Gould, the following amendment by Senators Gould and Vognild to the committee amendment was adopted:

On page 5 after line 69 insert a section as follows:

"NEW SECTION. Sec. 8. There is added to chapter 82.04 RCW a new section to read as follows:

This chapter does not apply to any county, city or town as defined in Title 35 RCW and Title 36 RCW, in respect to materials printed in the county, city or town printing facilities when said materials are used solely for said county, city or town purposes."

Renumber remaining sections.

The motion by Senator Donohue carried and the committee amendment, as amended, was adopted.

Senator Donohue moved adoption of the committee amendment to the title.

On motion of Senator Donohue, the following amendments by Senators Morrison and Day, and Senators Talmadge and Fleming to the committee amendment to the title were adopted:

On line 1 of the title, after "taxation;" insert "amending section 82.02.020, chapter 15, Laws of 1961, section 16, chapter 236, Laws of 1967, and section 8, chapter 94, Laws of 1970, 1st ex. sess., and RCW 82.02.020;"

On page 6 of the amendment, on line 17, after "82.04.442;" insert "amending section 7, chapter 37, Laws of 1974 ex. sess. as amended by section 1, chapter 35, Laws of 1977 ex. sess. and RCW 35.21.755; amending section 14, chapter 61, Laws of 1975-'76 2nd ex. sess. and RCW 84.36.451; amending section 2, chapter 61, Laws of 1975-'76 2nd ex. sess. and RCW 82.29A.020;"

The motion by Senator Donohue carried and the committee amendment to the title, as amended, was adopted.

On motion of Senator Donohue, the rules were suspended, Substitute House Bill No. 302, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Vognild: "Senator, as chairman of the ways and means committee, is it the intent of this legislature that cities and counties should be taxed for services? I am referring here somewhat to the clerk's office where they talk about certified copies being supplied at a cost, an equal cost to the purchaser as the county handles."

Senator Donohue: "Senator, like you suggested, this is a new thing that has been before us and I want to repeat that I do not think, this is a personal opinion, that it is the intent of the legislature to go along with this type of thing. I think that is the reason we are trying to redo some of these things that have occurred during the interim."

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 302, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 46; nays 1; excused, 2.

Voting yea: Senators Bausch, Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Donohue, Fleming, Gallagher, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Jones, Lee, Lewis, Marsh, Matson, McDermott, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—46.

Voting nay: Senator Lysen—1.

Excused: Senators Henry, Keefe—2.

SUBSTITUTE HOUSE BILL NO. 302, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Walgren, the Senate commenced consideration of House Bill No. 441.

SECOND READING

HOUSE BILL NO. 441, by Representatives McCormick and Haley (by Utilities and Transportation Commission request):

Modifying penalties for failure to pay certain regulatory fees.

The bill was read the second time by sections.

On motion by Senator Bottiger, the rules were suspended, House Bill No. 441 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 441, and the bill passed the Senate by the following vote: Yeas, 45; absent or not voting, 2; excused, 2.

Voting yea: Senators Bausch, Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Donohue, Fleming, Gallagher, Gaspard, Goltz, Gould, Guess, Hayner, Jones, Lee, Lewis, Lysen, Marsh, McDermott, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—45.

Absent or not voting: Senators Hansen, Matson—2.

Excused: Senators Henry, Keefe—2.

HOUSE BILL NO. 441, 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.

MOTIONS

On motion of Senator Wilson, Senator Bausch was excused.

On motion of Senator Marsh, the Senate commenced consideration of House Joint Resolution No. 22.

SECOND READING

HOUSE JOINT RESOLUTION NO. 22, by Representatives O'Brien, Zimmerman, Garrett, Nelson (Gary), Sommers, Bauer, Galloway, Teutsch, Heck and Taller:

Providing the means to pay the indebtedness on public development projects.

The resolution was read the second time in full.

Senator Rasmussen moved adoption of the following amendment by Senators Hansen and Rasmussen:

On page 1, line 14, after "project." insert:

"A taxing district shall not pledge its full faith, credit, or taxing power for the repayment of public indebtedness incurred for the project."

Debate ensued.

POINT OF INQUIRY

Senator Rasmussen: "Mr. President, I served one time on the transportation committee. I would just like to have Senator Bottiger explain to me and to Senator Guess how you could build a four-lane highway with tax increment financing. We are having a difficult time building any highways at the present time with the present financing which raises millions. I do not think your area could do that. You could prohibit grocery stores by down-zoning."

Senator Bottiger: "Senator, you do it the same way you did when you were mayor of the city of Tacoma. You create an LID."

The motion by Senator Rasmussen failed and the amendment by Senators Hansen and Rasmussen was not adopted on a rising vote.

Senator Pullen moved adoption of the following amendment by Senators Pullen, Rasmussen, Matson, Jones and Hayner:

On page 1, line 14, after "project." insert: "A taxing district shall not pledge funds from any state or local tax source other than the taxes derived from the previously mentioned increase in true and fair value for repayment of public indebtedness incurred for the project."

Debate ensued.

POINT OF INQUIRY

Senator Morrison: "Senator Pullen, as I read your amendment, it would allow funds to actually be expended for this purpose. They just could not be pledged when the bonds were sold, so in the case the public development project did not yield from the tax increment sufficient money to cover the bonds, that you could still use other sources to cover the costs of those bonds. Was that your intent?"

Senator Pullen: "No, that was not the intent. The other tax sources could not or should not be used."

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

On motion of Senator Marsh, the rules were suspended, House Joint Resolution No. 22, was advanced to third reading, the second reading considered the third, and the resolution was placed on final passage.

Debate ensued.

PERSONAL PRIVILEGE

Senator Gould: "Mr. President, I suggest after today's performance that we rename the Pantages Theater the Slim Rasmussen Performing Arts Theater."

Further debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Joint Resolution No. 22, and the resolution failed to pass the Senate by the following vote: Yeas, 25; nays, 21; excused, 3.

Voting yea: Senators Bluechel, Bottiger, Conner, Fleming, Gaspard, Goltz, Gould, Guess, Lewis, Lysen, Marsh, McDermott, Moore, North, Peterson, Quigg, Ridder, Sellar, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wojahn—25.

Voting nay: Senators Benitz, Clarke, Day, Donohue, Gallagher, Hansen, Hayner, Jones, Lee, Matson, Morrison, Newschwander, Odegaard, Pullen, Rasmussen, Scott, Shinpoch, Wanamaker, Williams, Wilson, Woody—21.

Excused: Senators Bausch, Henry, Keefe—3.

HOUSE JOINT RESOLUTION NO. 22, having failed to receive the constitutional two-thirds majority, was declared lost.

MOTION

On motion of Senator Walgren, the Senate returned to the first order of business.

REPORT OF STANDING COMMITTEE

May 10, 1979.

SENATE BILL NO. 2249, authorizing a bond issue for the commission of vocational education (reported by Committee on Ways and Means):

MAJORITY recommendation: That Substitute Senate Bill No. 2249 be substituted therefor, and that Substitute Senate Bill No. 2249 do pass.

Signed by: Senators McDermott, Vice Chairman; Bausch, Fleming, Gaspard, Goltz, Morrison, Odegaard, Ridder, Sellar, Walgren, Wojahn.

MOTION

On motion of Senator Walgren, the rules were suspended, Senate Bill No. 2249 was advanced to second reading and placed on the second reading calendar for today.

MOTION

At 3:15 p.m., on motion of Senator Walgren, the Senate recessed until 4:25 p.m.

SECOND AFTERNOON SESSION

The President called the Senate to order at 4:25 p.m.

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

MOTION FOR RECONSIDERATION

Having voted on the prevailing side, Senator Shinpoch moved the Senate reconsider the vote by which House Joint Resolution No. 22 failed to pass the Senate.

Debate ensued.

The motion for reconsideration by Senator Shinpoch carried on a rising vote.

MOTION

On motion of Senator Marsh, House Joint Resolution No. 22 was ordered held on third reading for Saturday, May 12, 1979 on reconsideration.

MOTIONS

On motion of Senator Marsh, the Senate returned to the sixth order of business.

Senator Marsh moved the Senate commence consideration of Senate Bill No. 2249.

Senator Pullen moved the Senate defer further action on Senate Bill No. 2249 until Saturday, May 12, 1979.

Debate ensued.

The motion by Senator Pullen carried. Senate Bill No. 2249 will be considered on Saturday, May 12, 1979 on second reading.

On motion of Senator Marsh, the Senate returned to the first order of business.

REPORT OF STANDING COMMITTEE

May 11, 1979.

SENATE BILL NO. 3042, relating to public employee collective bargaining (reported by Committee on Labor):

MAJORITY recommendation: That Substitute Senate Bill No. 3042 be substituted therefor, and that Substitute Senate Bill No. 3042 do pass.

Signed by: Senators Lysen, Chairman; Vognild, Vice Chairman; McDermott, Moore, Morrison, Sellar.

MOTIONS

On motion of Senator Marsh, the rules were suspended, Senate Bill No. 3042 was advanced to second reading.

On motion of Senator Marsh, Substitute Senate Bill No. 3042 was substituted for Senate Bill No. 3042 and the substitute bill was placed on second reading and read the second time in full.

MOTION

On motion of Senator Marsh, the Senate advanced to the sixth order of business.

SECOND READING

SENATE BILL NO. 2773, by Senators Shipoch and Bluechel:
Modifying the bond issue for the "people's lodge" regional Indian facility.

MOTIONS

On motion of Senator Shipoch, Substitute Senate Bill No. 2773 was substituted for Senate Bill No. 2773 and the substitute bill was placed on second reading and read the second time in full.

Senator Rasmussen moved adoption of the following amendment by Senators Rasmussen and Vognild:

On page 1, beginning on line 23, strike all the matter down through "state." on line 29 and insert: "No bonds may be issued until the director of the department of commerce and economic development certifies to the state finance committee that not less than two million seven hundred thousand dollars in additional federal and

private funding has been provided or secured as matching funds for the purposes of this section."

Debate ensued.

POINT OF INQUIRY

Senator Guess: "Senator Shinpoch, as I understood the intention of the maker of the amendment that the bonds are not to be sold. Now, does the bill say that the bonds can be sold before the federal funds are available?"

Senator Shinpoch: "The language that is in the appropriation bill is the same as the language that starts on page 1, line 23, the underlined language. It is exactly the same as the underlined language that is on here, and that is the cloud that we put over that if we strike that language and insert this language, that we now then have two pieces of legislation that say different things. And the finance committee indicates that that would certainly put a cloud over the issuance of any bonds and I would urge us to turn this down and just simply vote the bill yes or no."

POINT OF INQUIRY.

Senator Guess: "Senator Rasmussen, I do not think you want to put a cloud over anybody's teepee but do you agree with the statements made by Senator Shinpoch? I would like to clarify it."

Senator Rasmussen: "No, I absolutely do not agree and that Senator Shinpoch inferred that he was not absolutely correct. What I am sure of is that we do not want a half completed peoples lodge coming back to the state. Now if they can get the matching money, the same provisions as Mr. Whitebear indicated, the same provision was in last time that we passed the bill, and he says this is what held them up from getting the federal money or the matching money, which was not true. This is not the case. All I am saying is the same provisions should go for all projects that we start; come up with the matching money, then you may have the bonds issued. As a matter of fact, if they have the matching money, it would certainly give impetus to the state finance committee in selling the bonds and there is nobody questioning the ability of the state on general obligation."

Senator Guess: "Senator Rasmussen, I notice on page 2, up at the top of the page it says that the state finance committee is authorized to prescribe the form of such bonds, the time of sale of all or any portion or portions of such bonds and the conditions of sale and the issuance thereof. Now do you feel that the finance committee might be put in the position where they would sell the bonds before the federal funds came?"

Senator Rasmussen: "Yes, and that is what we want to prevent. We want them to have the matching money available to complete the job. You are right."

Senator Guess: "Don't you think that we could tell the finance committee through the intent of the legislature that they are not supposed to . . ."

Senator Rasmussen: "That is exactly what we would be telling them with this amendment, Senator Guess."

Senator Guess: "Fine. Thank you."

Further debate ensued.

POINT OF INQUIRY

Senator Guess: "Senator Rasmussen, if you would look at line 7, it says 'solely for the purpose of providing a matching grant for the planning, design, acquisition, construction, furnishing, equipping or remodeling and landscaping of a regional cultural, educational, tourist, economic center.' It says 'solely for the purpose of matching.' All right. Does not that suggest to you that actually that only for the purpose of matching? The agencies that are going to spend the money are going to

have to have other funds in hand to be matched with. I wonder if we are giving enough consideration to the word 'solely'?"

Senator Rasmussen: "We are giving consideration of that. I am giving consideration down at the bottom where the intent is clearly outlined that they intend to spend and it does not say that they are going to be able to match it completely. It says if they cannot finish it with the bond money that we get the property back. That is the intent that I read in there."

The motion by Senator Rasmussen failed and the amendment was not adopted.

There being no objection, an amendment by Senator Vognild to page 1, line 22 on the desk of the Secretary of the Senate, was withdrawn.

MOTIONS

On motion of Senator Wilson, Senators Odegaard and Walgren were excused.

On motion of Senator Shinpoch, the rules were suspended, Substitute Senate Bill No. 2773 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

MOTION

On motion of Senator Marsh, Substitute Senate Bill No. 2773 was ordered placed on the third reading calendar for Saturday, May 12, 1979.

SECOND READING

SUBSTITUTE SENATE BILL NO. 3042, by Committee on Labor, (originally sponsored by Senator Lysen):

Relating to public employee collective bargaining.

The Senate resumed consideration of Substitute Senate Bill No. 3042 from earlier today.

Debate ensued.

On motion of Senator Lysen, the rules were suspended, Substitute Senate Bill No. 3042 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Further debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 3042, and the bill passed the Senate by the following vote: Yeas, 39; nays, 3; absent or not voting, 3; excused, 4.

Voting yea: Senators Bausch, Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Fleming, Gallagher, Gaspard, Goltz, Guess, Hansen, Hayner, Lewis, Lysen, Marsh, McDermott, Moore, Morrison, Newschwander, North, Peterson, Quigg, Rasmussen, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Wanamaker, Williams, Wilson, Wojahn, Woody—39.

Voting nay: Senators Jones, Lee, Pullen—3.

Absent or not voting: Senators Donohue, Gould, Matson—3.

Excused: Senators Henry, Keefe, Odegaard, Walgren—4.

SUBSTITUTE SENATE BILL NO. 3042, 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 5:08 p.m., on motion of Senator Marsh, the Senate was declared to be at ease subject to the call of the President.

The President called the Senate to order at 5:45 p.m.

MOTIONS

On motion of Senator Wilson, Senator Bausch was excused.

On motion of Senator Walgren, Substitute Senate Bill No. 3042 was ordered immediately transmitted to the House.

On motion of Senator Walgren, the Senate commenced consideration of House Bill No. 100.

SECOND READING

HOUSE BILL NO. 100, by Representatives Patterson, Isaacson, Taylor and Amen:

Extending state route number 27 through Pullman.

The bill was read the second time by sections.

On motion of Senator Walgren, the rules were suspended, House Bill No. 100 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 100, and the bill passed the Senate by the following vote: Yeas, 38; nays, 3; absent or not voting, 5; excused, 3.

Voting yea: Senators Benitz, Bluechel, Clarke, Day, Donohue, Fleming, Gallagher, Gaspard, Goltz, Guess, Hansen, Hayner, Jones, Lee, Lewis, Marsh, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Ridder, Scott, Sellar, Shipoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Woody—38.

Voting nay: Senators Bottiger, Conner, Lysen—3.

Absent or not voting: Senators Gould, Matson, McDermott, Rasmussen, Wojahn—5.

Excused: Senators Bausch, Henry, Keefe—3.

HOUSE BILL NO. 100, 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.

There being no objection, the Senate returned to the fourth order of business.

MESSAGE FROM THE HOUSE

May 4, 1979.

Mr. President: The House has passed ENGROSSED SUBSTITUTE SENATE BILL NO. 2388 with the following amendments:

On page 1, beginning on line 3 of the title, after "RCW 75.32.030" delete all material down to and including "RCW 75.32.080" on line 6.

On page 2, after line 4, delete all material down to and including line 17, and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

MOTION

Senator Newschwander moved the Senate do concur in the House amendments to Engrossed Substitute Senate Bill No. 2388.

POINT OF INQUIRY

Senator Rasmussen: "Senator Newschwander, is this the bill that relieves the processors of the tax?"

Senator Newschwander: "The original bill relieved the people that raise fish in pens. They raise them from the eggs, the fingerlings. They are never released. And then later on we tried, in section 2, to take care of the ice houses that had been said they had to pay the privilege tax and there was disagreement and so we could not come to any conclusion, so section 2 has now been stripped from the bill, but the original bill is for the aquaculture people that are raising fish to sell or where the fish are never released to go to sea."

Senator Rasmussen: "It is my understanding it would be a two and one-half million dollar decrease in revenue during a biennium."

Senator Newschwander: "It has got nothing to do with that. It is after we took section 2 out of there."

REMARKS BY SENATOR PETERSON

Senator Peterson: "Mr. President and members of the Senate, no, that is right. The only tax that would be involved would be at harvest time, not during the rearing period. There is no fiscal impact to my knowledge."

POINT OF INQUIRY

Senator Lysen: "I guess I have a question for either Senator Newschwander or Senator Peterson. My understanding was that this, right now there is a five percent tax at the time of sale for all fish sold whether they are sold from rearing pens or on the open seas and split usually between the packing house and the fishermen, each paying two and one-half percent. This exempts out the fish farmers from that while we are going to continue to require New England and the other fish packers to pay that tax. Is that correct?"

Senator Peterson: "Senator Lysen, on line 17, they are exempt until being sold or harvested. When they are sold or harvested, then they would pay their privilege tax."

Senator Lysen: "So the five percent privilege tax remains?"

Senator Peterson: "Yes, when they are sold or harvested."

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute Senate Bill No. 2388, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 34; nays, 9; absent or not voting, 3; excused, 3.

Voting yea: Senators Benitz, Bluechel, Clarke, Conner, Day, Donohue, Fleming, Gallagher, Gaspard, Goltz, Guess, Hansen, Hayner, Jones, Lee, Lewis, Marsh, Matson, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Scott, Sellar, Talley, Walgren, Wanamaker, Wilson, Woody—34.

Voting nay: Senators Lysen, Moore, Shinpoch, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Williams, Wojahn—9.

Absent or not voting: Senators Bottiger, Gould, McDermott—3.

Excused: Senators Bausch, Henry, Keefe—3.

ENGROSSED SUBSTITUTE SENATE BILL NO. 2388, as amended by the House, 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.

MESSAGE FROM THE HOUSE

May 11, 1979.

Mr. President: The House refuses to recede from its amendments to ENGROSSED SENATE BILL NO. 2062 and again asks the Senate to concur therewith and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

MOTION

On motion of Senator Jones, the Senate insisted on its position on Engrossed Senate Bill No. 2062 and once again asks the House to recede therefrom.

MOTION

On motion of Senator Jones, Engrossed Senate Bill No. 2062, together with the Senate Message thereto, was ordered immediately transmitted to the House.

MOTION

At 6:05 p.m., on motion of Senator Walgren, the Senate adjourned until 9:30 a.m., Saturday, May 12, 1979.

JOHN A. CHERBERG, President of the Senate.
SIDNEY R. SNYDER, Secretary of the Senate.

FIFTY-THIRD DAY

MORNING SESSION

Senate Chamber, Olympia, Saturday, May 12, 1979.

The Senate was called to order at 9:30 a.m. by President Cherberg. The Secretary called the roll and announced to the president that all Senators were present except Senators Henry, Keefe and Newschwander. On motion of Senator Wilson, Senator Keefe was excused. On motion of Senator Jones, Senator Newschwander was excused.

The Color Guard, consisting of Pages Penny Wright and Nadine McDonald, presented the Colors. Reverend Richard Hart, pastor of The First Baptist Church of Olympia, offered the following prayer:

"HEAVENLY FATHER, WE PAUSE AT THE BEGINNING OF THIS DAY, SIMPLY TO SAY 'THANK YOU' FOR THE GLORY OF THE SUNLIGHT AND BEAUTY OF YOUR CREATION WHICH GREETED US THIS MORNING. IT IS GREAT TO BE ALIVE AND KNOW THAT WE LIVE IN THE LAND OF FREEDOM. AT THE SAME TIME, WE WOULD BE LESS THAN HONEST IF WE DID NOT OWN UP TO THE FACT THAT THERE IS A CERTAIN FRUSTRATION WITHIN EACH OF US BECAUSE WE DID NOT INTEND TO BE HERE THIS MORNING. EVER SO GENTLY REMIND US ONCE MORE OF THAT UNIQUE RESPONSIBILITY WHICH ALWAYS ACCOMPANIES THE POSITION OF HONOR AND LEADERSHIP, AND THEN GIVE TO EACH OF US YOUR SPECIAL STRENGTH AND GRACE FOR THE DAY THAT WE MAY GIVE OUR BEST. IN THE NAME OF CHRIST OUR LORD. AMEN."

MOTION

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

SPECIAL PRAYER OFFERED BY REVEREND RICHARD HART, PASTOR
THE FIRST BAPTIST CHURCH OF OLYMPIA

MAY 12, 1979
SENATE CHAMBER

"OUR LORD, WE ARE GRATEFUL FOR THE GIFT OF LIFE THAT IS OURS. WE THANK YOU FOR THE RELATIONSHIP THAT WE CAN HAVE WITH ONE ANOTHER. THANK YOU FOR LOVE THAT WE CAN GIVE, THAT IT FINDS ITS HIGHEST EXPRESSION IN THE EXAMPLE THAT YOU HAVE GIVEN FOR US ON THE CROSS.

"WE PRAY ESPECIALLY FOR SENATOR DEL BAUSCH AND HIS NEW BRIDE AS THEY ARE MARRIED TODAY THAT IT MIGHT BE A GOOD RELATIONSHIP AND ONE THAT WOULD BE FILLED WITH MEANING, ONE THAT WOULD KNOW THE BEST THAT LIFE HAS TO OFFER. ADD YOUR BLESSING TO THEIR EXPERIENCE THIS DAY AND THE DAYS THAT ARE AHEAD.

"IN THE NAME OF CHRIST. AMEN."

MESSAGES FROM THE GOVERNOR

Office of the Governor, May 11, 1979.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

LADIES AND GENTLEMEN:

I have the honor to advise that on May 11, 1979, Governor Ray approved the following Senate Bills entitled:

SENATE BILL NO. 2224, relating to the volunteer firemen's relief and pension system.

SUBSTITUTE SENATE BILL NO. 2442, relating to energy distribution systems.

SENATE BILL NO. 2506, relating to mandatory retirement of public employees.

Sincerely,
H.B. HANNA
Legal Counsel.

Office of the Governor, May 10, 1979.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

LADIES AND GENTLEMEN:

I have the honor to advise that on May 10, 1979, Governor Ray approved the following Senate Bills entitled:

SUBSTITUTE SENATE BILL NO. 2192, relating to state employees.

SUBSTITUTE SENATE BILL NO. 2317, relating to reductions in workers' compensation based on receipt of federal benefits.

SUBSTITUTE SENATE BILL NO. 2337, relating to medical care.

SUBSTITUTE SENATE BILL NO. 2375, relating to civil service for sheriffs' offices.

SENATE BILL NO. 2462, relating to investment of state funds.

SUBSTITUTE SENATE BILL NO. 2532, relating to public hospital districts.

SENATE BILL NO. 2905, relating to electricians.

Sincerely,
H.B. HANNA
Legal Counsel.

MESSAGES FROM THE HOUSE

May 11, 1979.

Mr. President: The Speakers have signed:

SUBSTITUTE SENATE BILL NO. 2434,

SUBSTITUTE SENATE BILL NO. 2957, and the same are herewith transmitted.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

May 9, 1979.

Mr. President: The Speakers have signed SUBSTITUTE SENATE BILL NO. 2010, and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

May 11, 1979.

Mr. President: The House has concurred in the Senate amendments to ENGROSSED SUBSTITUTE HOUSE BILL NO. 1121 and has passed the bill as amended by the Senate.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

May 11, 1979.

Mr. President: The House has concurred in the Senate amendment to SUBSTITUTE HOUSE BILL NO. 76 and has passed the bill as amended by the Senate.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

May 12, 1979.

Mr. President: The House has concurred in the Senate amendments to ENGROSSED HOUSE BILL NO. 376 and has passed the bill as amended by the Senate.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

May 11, 1979.

Mr. President: The Speakers have signed: SUBSTITUTE HOUSE BILL NO. 1031, SUBSTITUTE HOUSE BILL NO. 1075, HOUSE BILL NO. 1241, and the same are herewith transmitted.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

MOTION

At 9:45 a.m., on motion of Senator Walgren, the Senate was declared to be at ease subject to the call of the President.

The President called the Senate to order at 11:45 a.m.

MOTIONS

On motion of Senator Walgren, the Senate advanced to the sixth order of business.

On motion of Senator Walgren, the Senate commenced consideration of Senate Bill No. 2249.

SECOND READING

SENATE BILL NO. 2249, by Senators Peterson, Goltz, Conner, Clarke, Benitz, Bluechel, Vognild, Talley, Lee, Jones, Morrison, Gallagher, Quigg, Guess and Lewis (by Executive request):

Authorizing a bond issue for the commission for vocational education.

MOTIONS

On motion of Senator Bottiger, Substitute Senate Bill No. 2249 was substituted for Senate Bill No. 2249 and the substitute bill was placed on second reading and read the second time in full.

Senator Pullen moved adoption of the following amendment:

On page 3, after line 12, insert:

"NEW SECTION. Sec. 7. The commission for vocational education shall perform a study for the purpose of determining the optimum location for the state fire

service training center and shall recommend the three most favorable sites to the legislative budget committee by October 31, 1979 and the legislative budget committee shall make the final decision as to the location of the center."

Renumber subsequent sections accordingly.

Debate ensued.

The motion by Senator Pullen failed and the amendment was not adopted.

Senator Pullen moved adoption of the following amendment:

On page 3, after line 12, insert:

"NEW SECTION. Sec. 7. Users of the state fire service training center shall be required to pay a fee to the commission for vocational education in an amount sufficient to compensate the commission for the user's equitable share of the costs of maintenance and operation of the center during the period of use."

Renumber subsequent sections consecutively.

Debate ensued.

The motion by Senator Pullen failed and the amendment was not adopted.

Senator Pullen moved adoption of the following amendment:

On page 3, line 33, beginning with "NEW SECTION." strike all material through "affected." on page 4, line 4.

Renumber subsequent section accordingly.

Debate ensued.

The motion by Senator Pullen failed and the amendment was not adopted.

On motion of Senator Bottiger, the rules were suspended, Substitute Senate Bill No. 2249 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

POINT OF INQUIRY

Senator Wilson: "Can you tell me what the approximate construction timetable is for this facility and when it would become available, particularly to the volunteer departments, if the plans go ahead?"

Senator Bottiger: "Senator, I think Senator Benitz has kept up more clearly with that. As I understand, the environmental impact statement has been filed. The appropriate time for comment has either just expired or will soon expire, and from that point on the building permit will be the next thing, as you will notice, this is a reappropriation from last session, together with a new appropriation. Perhaps Senator Benitz could fill us in more clearly as to whether we are talking about two years from now or three or something of that nature."

REMARKS BY SENATOR BENITZ

Senator Benitz: "Mr. President and members, the goal, with successful legislation here, is to have it in operation in two years, not complete but where it is useful to us, because it is badly needed. You have got some contracts and other things that we hope do not delay us, but that is the goal."

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 2249 and the bill passed the Senate by the following vote: Yeas, 45; nays, 1; absent or not voting, 1; excused, 2.

Voting yea: Senators Bausch, Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Donohue, Fleming, Gallagher, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Jones, Lee, Lewis, Lysen, Marsh, Matson, McDermott, Moore, Morrison, North, Odegaard, Peterson, Quigg, Rasmussen, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—45.

Voting nay: Senator Pullen—1.

Absent or not voting: Senator Henry—1.

Excused: Senators Keefe, Newschwander—2.

SUBSTITUTE SENATE BILL NO. 2249, 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 12:01 p.m., on motion of Senator Marsh, the Senate was declared to be at ease subject to the call of the President.

The President called the Senate to order at 2:30 p.m.

SIGNED BY THE PRESIDENT

The President signed:

SUBSTITUTE HOUSE BILL NO. 1031,

SUBSTITUTE HOUSE BILL NO. 1075,

HOUSE BILL NO. 1241.

SIGNED BY THE PRESIDENT

The President signed:

SUBSTITUTE SENATE BILL NO. 2095,

SUBSTITUTE SENATE BILL NO. 2388.

MOTION

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

REPORT OF STANDING COMMITTEE

May 12, 1979.

SENATE BILL NO. 2969, relating to public transportation and making an appropriation (reported by Committee on Ways and Means):

MAJORITY recommendation: That Substitute Senate Bill No. 2969 be substituted therefor, and that Substitute Senate Bill No. 2969 do pass.

Signed by: Senators Donohue, Chairman; McDermott, Vice Chairman; Fleming, Gaspard, Jones, Matson, Morrison, Newschwander, Odegaard, Rasmussen, Ridder, Scott, Sellar, Shinoch, Walgren, Wojahn.

MOTIONS

On motion of Senator Walgren, Senator Bausch was excused.

On motion of Senator Jones, Senator Benitz was excused.

On motion of Senator Walgren, the rules were suspended, Senate Bill No. 2969 was advanced to second reading and placed on the second reading calendar for today.

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

SECOND READING

SENATE BILL NO. 2969, by Senator Donohue:

Relating to public transportation and making an appropriation.

MOTIONS

On motion of Senator Rasmussen, Substitute Senate Bill No. 2969 was substituted for Senate Bill No. 2969 and the substitute bill was advanced to second reading and read the second time in full.

On motion of Senator Morrison, the following amendments were considered and adopted simultaneously:

On page 1, line 27, between "for" and "private" insert "commercial"

On page 1, line 29, between "of" and "private" insert "commercial"

On page 2, line 28, between "the" and "private" insert "commercial"

On page 2, line 29, between "the" and "private" insert "commercial"

POINT OF INQUIRY

Senator Guess: "Senator Rasmussen, I notice that the inspection is going to include the 'attending equipment' used for commercial promotion of entertainment. What kind of 'attending equipment' are we thinking about here?"

Senator Rasmussen: "I think, Senator Guess, it would be probably where you actually did not, where the dock was perfectly safe but you may have had a gangway that was not constructed safely between a boat and the dock."

Senator Guess: "Okay, but that is not 'attending equipment'. This is the thing that—I hate to see us include something in statutory language that is as ambiguous as 'attending equipment'."

Senator Rasmussen: "If you have any suggestion how you would rather have it worded, Senator."

Senator Guess: "No, you are the proposer of the bill, sir, and I would like to get the—not having had the opportunity of having heard a transportation bill and having been on the transportation committee for the last seventeen years and never having heard a commercial private dock discussed before that committee, it seems to me that this might be presumptuous to pass a piece of legislation where we are going to establish and inspect attending equipment when I do not know what the English language means for attending equipment."

Senator Rasmussen: "I would presume, Senator, that it would have to do with the general safety of the use of the dock."

Senator Guess: "You do not mean—are we going to be inspecting juke boxes? They have juke boxes on some of these places. Are we going to have to see that the juke boxes are safe?"

Senator Rasmussen: "I do not believe that would be classed as equipment, Senator."

Senator Guess: "It says, 'used for the commercial promotion of entertainment.' I was thinking that juke boxes were used for entertainment. Now there is also pleasure and play. I do not know—what are we going to inspect on 'play'? You mean trapezes?"

Senator Rasmussen: "Senator Guess, it was all play up until the time that that group of ladies went into the bay up there when the dock collapsed at Kiana Lodge. It was really a fun party up until that time."

Senator Guess: "I have no objection to the proper inspection of the safety of the ingress and egress or the offloading of marine transportation. I have no objection to the department conducting the structural strength test to determine whether or not they will carry the load, but it seems to me that a commercial private dock is any structure, including its attendant equipment, used for the commercial promotion of entertainment, pleasure, play, relaxation, and therefore it seems to me that this is completely outside of the bounds of good judgment for us to take off on a bill that

we do not know any more about than this. The Senator is having private consultation off the floor, Mr. President. What was the result of your private conversation off the floor, Senator?"

Senator Rasmussen: "You asked me a direct question, Senator Guess. The answer was, yes, common sense would tell you it was any of the equipment that was used as related to the dock activity for use of commercial or play, and those are the exact words, Senator Guess."

POINT OF INQUIRY

Senator Talley: "Senator Rasmussen, we held some hearings at the beginning of the session back ninety or one hundred and twenty days ago about Sunset Laws. Now we are getting into this area where the Coast Guard has a lot of jurisdiction. Any time we are on tidewater or anything like that, then the Coast Guard comes into it. We inspect the private shipyards now. We inspect the boating on Lake Chelan and everything like that under the department of labor and industries, and I do not know what you are doing here, whether we are refuting our power or what."

Senator Rasmussen: "No. It was apparent after this accident happened at the Kiana Lodge when the dock collapsed that there was nobody that had the authority to inspect. The Coast Guard does not do it. The department of labor and industries does not do it. There was nobody doing that inspection. It was something like the situation that we were in a few years when there was no one inspecting the ski lifts and of course we had to pass a law for that."

Senator Talley: "I think under the rules and regulations, any time there is any kind of commercial activity, the department of labor and industries does have jurisdiction now."

Senator Rasmussen: "The Governor's office researched it and found there was no specific authority for this inspection."

Senator Talley: "That was not the testimony in that hearing we had, Senator."

On motion of Senator Morrison, the following amendment was adopted:

On page 2, line 16, following "inspection" insert "for the purpose of satisfying the requirements determined pursuant to Section 5"

MOTION

On motion of Senator Rasmussen, Substitute Senate Bill No. 2969, as amended by Senator Morrison, was ordered held for further consideration later today.

MOTION

On motion of Senator Marsh, the Senate returned to the fourth order of business.

MESSAGE FROM THE HOUSE

May 4, 1979.

Mr. President: The House refuses to recede and insists on its position in the House amendments to ENGROSSED SUBSTITUTE SENATE BILL NO. 2095, and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

MOTION

On motion of Senator Marsh, the Senate concurred in the House amendments to Engrossed Substitute Senate Bill No. 2095.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute Senate Bill No. 2095, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 35; nays, 10; absent or not voting, 1; excused, 3.

Voting yea: Senators Bottiger, Clarke, Conner, Day, Donohue, Fleming, Gallagher, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Jones, Lewis, Marsh, Matson, McDermott, Morrison, Odegaard, Peterson, Rasmussen, Ridder, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wojahn, Woody—35.

Voting nay: Senators Bluechel, Lee, Lysen, Moore, Newschwander, North, Pullen, Quigg, Scott, Wilson—10.

Absent or not voting: Senator Henry—1.

Excused: Senators Bausch, Benitz, Keefe—3.

ENGROSSED SUBSTITUTE SENATE BILL NO. 2095, as amended by the House, 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.

SECOND READING

SUBSTITUTE SENATE BILL NO. 2969, by Committee on Ways and Means (originally sponsored by Senator Donohue):

Relating to public transportation and making an appropriation.

The Senate resumed consideration of Substitute Senate Bill No. 2969 as amended by Senator Morrison earlier today.

On motion of Senator Clarke, the following amendments were considered and adopted simultaneously:

On page 1, lines 6, 16, 19, 27 and 29, before "dock" strike "private"

MOTION

On motion of Senator Rasmussen, Substitute Senate Bill No. 2969, as amended, was ordered held for further consideration on the next working day.

MOTION

Senator Walgren moved adoption of the following resolution:

SENATE RESOLUTION 1979-120

By Senators Walgren and Odegaard:

WHEREAS, The Senate has completed the business of the people of the state of Washington, including passage of the biennial budget; and

WHEREAS, Major issues which have been acted upon by the Senate are pending in the House of Representatives; and

WHEREAS, The time for adjourning the First Extraordinary Session of the Forty-sixth Legislature is at hand; and

WHEREAS, The Senate cannot unilaterally adjourn sine die;

NOW, THEREFORE, BE IT RESOLVED, By the Senate, that the Senate, pursuant to Article 2, Section 11 of the Constitution of the State of Washington, will adjourn for three-day periods until 12:00 o'clock noon on May 29, 1979, to permit the House of Representatives sufficient time to complete action on pending issues so that the legislature may adjourn sine die; and

BE IT FURTHER RESOLVED, That all measures on the desk of the Secretary of the Senate, including, but not limited to, all measures on the second and third reading calendar, concurring calendar, and dispute calendar shall be referred to the Senate Committee on Rules; and

BE IT FURTHER RESOLVED, That any messages received from the House of Representatives prior to 12:00 o'clock noon on May 29, 1979, shall be referred to the Senate Committee on Rules; and

BE IT FURTHER RESOLVED, That members of the Senate shall not receive per diem during the period of adjournment except as authorized by the Senate Facilities and Operations Committee; and

BE IT FURTHER RESOLVED, That a copy of this resolution shall be immediately transmitted to the House of Representatives and to each member thereof.

Debate ensued.

POINT OF INQUIRY

Senator Pullen: "Senator Walgren, I have been trying to understand this resolution in accordance with Article 2, Section 11 of the State Constitution, and as I understand it, we are recessing here for seventy-two hours. Am I supposed to show up on Tuesday at three twenty-five for the convening of the session at the end of this three-day recess period?"

Senator Walgren: "I proposed to make a motion at the conclusion of this discussion and after we have acted upon this particular resolution, moving that the Senate be adjourned until an appropriate time on Tuesday, the fifteenth day of this month."

Senator Pullen: "Then we are expected to show up on Tuesday for a session?"

Senator Walgren: "Draw your own conclusion, Senator."

Senator Pullen: "I notice it says in your second to the last 'Be it Further Resolved' that we do not collect per diem during this period of adjournment. Are you talking about the three-day period of adjournment up until the end of the third day or are you talking about the eighteen day adjournment period until May 29?"

Senator Walgren: "Our proposal would be, Senator, that as we come back in on Tuesday, the 15th, to again move for a three-day adjournment period and do that until the 29th day of May, Senator, and at no time during that period of time would I expect any member of the Senate to receive per diem unless authorized by the Facilities and Operations Committee."

Senator Pullen: "If the House should agree to our budget before May 29, are we prohibited from coming back into session?"

Senator Walgren: "Are you prohibited from coming back into session?"

Senator Pullen: "Will the Senate not be in session until May 29 under any and all circumstances, even if the House should agree to our budget?"

Senator Walgren: "Of course, I cannot speculate on what the House is going to do. We have done our very utmost to try and make that determination very diligently, and I am not so sure that, at least in talking to the Republican House leadership over there that they could possibly predict what is going to happen, so I am not going to speculate on what is going to happen."

Senator Pullen: "Just one final question. I assume when we come back at the end of this three-day period, any member that shows up is free to make motions in the same way that any member would who would return at the end of the three-day period?"

Senator Walgren: "I would certainly expect that, Senator."

Further debate ensued.

POINT OF INQUIRY

Senator Lewis: "Senator, on a very practical level, this of course affects our personal lives and our business lives, and it is about six hundred and fifty miles round trip for me to go home and come back, and I wonder if I am expected to be here every third day ready to go to work?"

Senator Walgren: "I think, Senator Lewis, that I would advise that you check very carefully and closely with your leadership in that regard. I have been able, I think Senator Matson will agree, that we are as close as our telephone. We talk quite often. We will continue to do so and I think that that advice will be coming."

Senator Lewis: "Would it be safe for any member of this body to take a two week vacation?"

Senator Walgren: "I think you are just going to have to make that decision yourself, Senator."

Senator Clarke demanded a roll call and the demand was sustained.

The President declared the question before the Senate to be the roll call on adoption of Senate Resolution 1979-120.

ROLL CALL

The Secretary called the roll and the resolution was adopted by the following vote: Yeas, 28; nays, 18; excused, 3.

Voting yea: Senators Bottiger, Conner, Day, Donohue, Fleming, Gaspard, Goltz, Hansen, Henry, Lysen, Marsh, McDermott, Moore, Odegaard, Peterson, Rasmussen, Ridder, Shipoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Williams, Wilson, Wojahn, Woody—28.

Voting nay: Senators Bluechel, Clarke, Gallagher, Gould, Guess, Hayner, Jones, Lee, Lewis, Matson, Morrison, Newschwander, North, Pullen, Quigg, Scott, Sellar, Wanamaker—18.

Excused: Senators Bausch, Benitz, Keefe—3.

MOTION

At 3:35 p.m., on motion of Senator Walgren, the Senate adjourned until 12:00 o'clock noon, Tuesday, May 15, 1979.

JOHN A. CHERBERG, President of the Senate.
SIDNEY R. SNYDER, Secretary of the Senate.

FIFTY-SIXTH DAY

NOON SESSION

Senate Chamber, Olympia, Tuesday, May 15, 1979.

The Senate was called to order at 12:00 noon by President Cherberg.

MOTION

Senator Odegaard moved the Senate adjourn until Friday, May 18, 1979 at 12:00 o'clock noon.

Senator Jones objected.

The motion by Senator Odegaard carried. The Senate was adjourned at 12:01:07 until Friday, May 18, 1979 at 12:00 o'clock noon.

JOHN A. CHERBERG, President of the Senate.

SIDNEY R. SNYDER, Secretary of the Senate.

FIFTY-NINTH DAY

NOON SESSION

Senate Chamber, Olympia, Friday, May 18, 1979.
The Senate was called to order at 12:00 o'clock noon by President Cherberg.

MESSAGES FROM THE HOUSE

May 17, 1979.

Mr. President: The House has passed:
SECOND SUBSTITUTE SENATE BILL NO. 2944,
SUBSTITUTE SENATE BILL NO. 2967, and the same are herewith
transmitted.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

May 16, 1979.

Mr. President: The House has passed ENGROSSED SENATE BILL NO.
2378, and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

May 15, 1979.

Mr. President: The House has passed SENATE JOINT MEMORIAL NO.
107, and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

May 15, 1979.

Mr. President: The Speakers have signed:
SUBSTITUTE HOUSE BILL NO. 302,
HOUSE BILL NO. 376,
SECOND SUBSTITUTE HOUSE BILL NO. 1239,
SUBSTITUTE HOUSE BILL NO. 1258, and the same are herewith
transmitted.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

May 14, 1979.

Mr. President: The Speakers have signed:
SUBSTITUTE SENATE BILL NO. 2095,
SUBSTITUTE SENATE BILL NO. 2388, and the same are herewith
transmitted.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

May 14, 1979.

Mr. President: The House has passed:
ENGROSSED SENATE BILL NO. 2176,
SUBSTITUTE SENATE BILL NO. 2952, and the same are herewith
transmitted.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

May 14, 1979.

Mr. President: The Speakers have signed:
 SUBSTITUTE HOUSE BILL NO. 76,
 SUBSTITUTE HOUSE BILL NO. 1121, and the same are herewith
 transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

May 12, 1979.

Mr. President: The Speakers have signed:
 HOUSE BILL NO. 100,
 HOUSE BILL NO. 441, and the same are herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

May 15, 1979.

Mr. President: The House has concurred in the Senate amendments to SEC-
 OND SUBSTITUTE HOUSE BILL NO. 418 and has passed the bill as amended
 by the Senate.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

May 14, 1979.

Mr. President: The House has concurred in the Senate amendments to
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 1258 and has passed the bill as
 amended by the Senate.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

May 14, 1979.

Mr. President: The House concurred in the Senate amendments to
 ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 1239 and has passed
 the bill as amended by the Senate.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

May 14, 1979.

Mr. President: The House has concurred in the Senate amendments to SUB-
 STITUTE HOUSE BILL NO. 302 and has passed the bill as amended by the
 Senate.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

May 15, 1979.

Mr. President: The House has concurred in the Senate amendments to HOUSE
 BILL NO. 320 and has passed the bill as amended by the Senate.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

SIGNED BY THE PRESIDENT

The President signed:
 SUBSTITUTE HOUSE BILL NO. 76,
 HOUSE BILL NO. 100,
 SUBSTITUTE HOUSE BILL NO. 302,
 HOUSE BILL NO. 376,
 HOUSE BILL NO. 441,
 SUBSTITUTE HOUSE BILL NO. 1121,

SECOND SUBSTITUTE HOUSE BILL NO. 1239,
SUBSTITUTE HOUSE BILL NO. 1258.

SIGNED BY THE PRESIDENT

The President signed:

SENATE BILL NO. 2176,

SENATE BILL NO. 2378,

SUBSTITUTE SENATE BILL NO. 2867,

SECOND SUBSTITUTE SENATE BILL NO. 2944,

SUBSTITUTE SENATE BILL NO. 2952,

SENATE JOINT MEMORIAL NO. 107.

MOTION

At 12:05 p.m., Senator Walgren moved the Senate adjourn until 12:00 noon, Monday, May 21, 1979.

REMARKS BY SENATORS CLARKE AND WALGREN

Senator Clarke: "Would the Senator care to make any comment as to the apparent change in plans, in that it had been understood under the resolution that we would be adjourning until twelve noon on Tuesday? We have heard that perhaps we are getting closer to some sort of a solution and we sincerely hope that that is the case, but in view of the difference, we wondered whether you want to make any comment as to the reason for that."

Senator Walgren: "Senator Clarke, I think it would be a little bit premature for me to go into any detail as to the process of the negotiations. It is no secret around here, of course, that there has been some intensive negotiations that are continuing. We hope that we are making progress and we hope that we make progress over this weekend so that we can wrap up this session as rapidly as possible. Until that comes to fruition, we are not prepared to say that we are ready to bring the Senate back here in full force. As you well know, that only costs the taxpayers a considerable amount of money."

Senator Clarke: "That is true. What I was wondering about, however, if you adjourn until Monday, do you contemplate getting word out as to whether you want all members to be here on Monday and if so, how and when would that be done?"

Senator Walgren: "Yes, Senator Clarke, if it appears that we can make rapid progress here so that it will be necessary to have all the members here, notice will be given just as soon as we possibly can so that all members will have a reasonable time to respond."

Senator Clarke: "Thank you. Our only comment would be that we are gratified that there is at least some apparent hope that this political bickering will come to an end and that we will be able to properly bring this session to an end."

REMARKS BY THE PRESIDENT

President Cherberg: "Prior to the adjournment of the Senate, the President would like to express his appreciation to the members of the Senate and the ladies and gentlemen present for their friendly hospitality and cooperation."

The motion by Senator Walgren carried.

At 12:07 p.m., the Senate adjourned until 12:00 noon, Monday, May 21, 1979.

JOHN A. CHERBERG, President of the Senate.

SIDNEY R. SNYDER, Secretary of the Senate.

SIXTY-SECOND DAY

NOON SESSION

Senate Chamber, Olympia, Monday, May 21, 1979.

The Senate was called to order at 12:00 o'clock noon by President Cherberg.

MOTION

At 12:01 p.m., Senator Walgren moved the Senate adjourn until 12:00 o'clock noon, Thursday, May 24, 1979.

REMARKS BY SENATORS NEWSCHWANDER AND WALGREN

Senator Newschwander: "Mr. President and few members of the Senate, we have been out of here now a week ago Friday. This is Monday and as far as I can tell it looks like we are not coming back until next Tuesday, and I feel in talking to some of the members of our caucus that we would be better off if you could see your way fit, Mr. Majority Leader, to come in Thursday, in a couple of days, and put pressure to get this budget out of the way. It is a great inconvenience to our members. It is an inconvenience to the administration. It is an inconvenience to the people back home. We do not know from day to day where we are heading, but to sit on our hands and not show up around here, this is my first visit since a week ago Friday, and it is just tough to make plans in the future and I think that if you would see fit, at least we can sit down and talk this afternoon, have a meeting between the minority and the majority. It would only take twenty-four hours to get our members back here.

"We have matters that have now been referred to Rules and we can spend a day getting those cleaned up, why certain people got together and with a few changes, not necessarily a conference committee but if it takes a conference committee, we are willing. I see no reason why we could not have this session over before the weekend in forty-eight hours of Thursday and Friday and even Saturday. We are willing, our people are standing around waiting for you to make the decision and I am here today and I will be here the rest of the week if you so wish, where we can sit down and get our leadership back here and put this show together, Mr. Majority Leader, and I beg you to give us a chance rather than just sit home and do nothing. If you will call on me this afternoon or tomorrow, I would be perfectly willing and I feel that our caucus is willing to cooperate to get this session over."

Senator Walgren: "Mr. President and members of the Senate, certainly, Senator Newschwander, I would be more than-willing to sit down and talk with you as I always have and, or course, we have had some very cordial discussions during this session and I know the members of the Senate on this side are quite willing to do that.

"I think a little history might be in order here just to remind everybody what the situation is. You will recall, Senator Newschwander, that prior to our commencing on the seventy-two hour recesses we had a discussion in my office with regard to the proposal and indeed it was discussed at some length in both caucuses. The Senate Democratic Caucus unanimously, twenty-nine members, agreed that this would be the procedure that should be followed and I know in your caucus that there was some debate as to whether or not it was an appropriate procedure or not. Many of the members on your side, I believe, also were of the opinion that this was an appropriate procedure. But also you felt, as did we, that it would be best if we could

possibly get over and get this session resolved that particular weekend and we were all prepared to stay in, under a call if necessary, to resolve this matter. However, the word came back to us, indeed it was announced the morning of that particular Saturday, that the House Republicans, by virtue of an announcement by Representative Berentson, wished to conclude the business of the session at two o'clock that day, and indeed they did and went home.

"Now that does not indicate to me any great desire on the part of the House Republicans to proceed with dexterity and dispatch in finishing up this session. To us it did not seem to be a very good idea simply to come in here day after day and sit here with all the members, who you well know are not totally engaged in negotiations as far as the budget is concerned, simply for the purpose of drawing whatever per diem as is necessary. The Secretary of the Senate provided me Friday with a list of the bills that had been acted upon by the House of Representatives and I recognize, of course, that they are in a parliamentary problem because of the equal split, but they have passed five bills—five bills during this last week. They concurred in five other measures. Now it is no question and, Senator Newschwander, you know very well that we could handle this very quickly, these matters that have come over from the House of Representatives. We could meet and in a morning I suspect we could probably take care of these matters. And we do have some measures that are down in Rules that certainly deserve the consideration of this body. I note that Senator Donohue has written letters to the House Republicans. The one that I happen to have in front of me—I do not know whether this is the latest one or not, dated May 14, directed to Speaker Duane Berentson, asking him specifically what changes you would like to have in the budget. What are the recommendations that the House Republicans have to make changes in the budget, which is the item that is holding us all here? There has been no response, no response at all from Representative Berentson as to what changes are desired.

"Now if we cannot even have an idea as to what are the specifics other than the strange figures that we read in the newspaper from time to time, four hundred million, three hundred million, one hundred and fifty million, seventy-five million dollars as far as cuts are concerned, I do not think we are in a very good position to try and respond to that. What we have here, of course, is a difference in philosophy truly, and it is a philosophical question that certainly the people on the Republican side here have answered. It is a philosophical question that we here on the Democratic side have answered, and that of course is the level of spending. We are not interested in going back into that budget and making cuts because those cuts address those areas that we have from the beginning of this session said were priorities as far as the Democrats are concerned. They continue to be priorities. They address the needs of education. They address the needs of the social welfare of the people of the state of Washington, and to simply say that we should come back here and engage in negotiations for the purpose of making cuts when fifty-four percent of this legislature has already said 'This is the way we want to go,' I think is not correct; but I do want you to know, Senator Newschwander, that I am prepared, as are the other members here, to sit down with you and any of the other members of the Senate Republican Caucus and discuss a way out. We are prepared to do that with the other members of the Legislature and indeed, Senator Newschwander, this is what we have been doing. We have been meeting this morning. We will continue to meet this afternoon. We will continue to explore every conceivable reasonable way in order to resolve this particular budget difficulty that we now have."

Senator Newschwander: "Mr. President, not to belabor the point. You have already said that you are not willing to make any cuts in this budget that is before this body or the House so it seems to me that it is pretty hard to sit down and discuss it unless you are willing to make some concessions to get us out of here.

"Now my understanding is that there was a semi-agreement between three of the bodies just a few days ago to set up a so-called reserve fund that was to be controlled by OFM and possibly the Governor if it was so needed, and when you arrived home you put the kibosh to that, so it looks to me like you are saying that whatever comes out of here you are going to please all twenty-nine members of your majority party and to heck with the minority party here and to heck with the House Republicans. So to me I find it very difficult to sit down and discuss, which I am perfectly willing to do, unless you are going to give us some room to talk about and discuss some of these issues and, like I say, I just ask you to help bring this thing to a head so we can sit down and maybe reach some agreement, because as long as we take the football and go-home-attitude, we are never going to have agreement, whether it is today, Thursday or next Tuesday. So when we come in next Tuesday you are going to have the same problems facing you then you are facing today, whether you do it Thursday, Friday, Saturday, Sunday of this weekend or the weekend that when we recessed for this ten or twelve days, so I am leaving it up to you and I am sure that your good wisdom, I have great hopes that maybe we can get together and get this body back by about Thursday."

The motion by Senator Walgren carried.

At 12:10 p.m., the Senate adjourned until 12:00 o'clock noon, Thursday, May 24, 1979.

JOHN A. CHERBERG, President of the Senate.

SIDNEY R. SNYDER, Secretary of the Senate.

SIXTY-FIFTH DAY

NOON SESSION

Senate Chamber, Olympia, Thursday, May 24, 1979.

The Senate was called to order at 12:00 noon by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senators Bausch, Day, Keefe, Lysen and Pullen. On motion of Senator Wilson, Senators Bausch, Day and Lysen were excused. On motion of Senator Jones, Senator Pullen was excused.

The Color Guard, consisting of Pages Carol Ammerman and Jerald Hyne, presented the Colors. Reverend George C. Smith, pastor of the Evergreen Christian Center of Olympia, offered the following prayer:

"O GOD, OUR HEAVENLY FATHER, WE BOW IN PRAYER AT THE BEGINNING OF TODAY'S SESSION, NOT ONLY TO ACKNOWLEDGE YOUR SUPREMACY, BUT TO ASK FOR HELP AND GUIDANCE. IT SEEMS AS THOUGH THE SOPHISTICATION OF OUR AGE ACCOMPANIED BY THE SKEPTICISM OF OUR TIMES HAS DULLED OUR FAITH, MADE US WEAK AND CYNICAL. WE WOULD ASK YOU, THAT WE MIGHT BE BROUGHT BACK TO THE FAITH WHICH WOULD MAKE US GREAT AND STRONG, A FAITH THAT WOULD ENABLE US TO LOVE AND TO LIVE. WE PRAY FOR A RETURN OF THAT SIMPLE FAITH, THAT OLD-FASHIONED TRUST IN GOD, THAT MADE STRONG AND GREAT THE HOMES OF OUR ANCESTORS WHO BUILT THIS GOOD LAND AND WHO, IN BUILDING, LEFT US OUR HERITAGE.

"WE WOULD ALSO PRAY FOR PEACE. WE KNOW THAT PEACE IS MUCH MORE THAN ABSENCE OF WAR. THERE IS A PEACE WHICH WE CAN PERSONALLY EXPERIENCE THROUGH OUR FAITH IN GOD AND HIS SON JESUS CHRIST.

"GUIDE IN ALL DECISIONS OF THIS SENATE TODAY. IN JESUS' NAME. AMEN."

MOTION

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

MESSAGE FROM THE HOUSE

May 23, 1979.

Mr. President: The House refuses to concur in the Senate amendments to ENGROSSED SUBSTITUTE HOUSE BILL NO. 236 and once again asks for a conference thereon, and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

MOTION

Senator Walgren moved that the Senate insist on its position on Engrossed Substitute House Bill No. 236, refuse to grant a conference and again ask the House to concur in the Senate amendments.

PARLIAMENTARY INQUIRY

Senator Clarke: "As I read the Senate resolution of our so-called rolling recesses, 'Be it further resolved that any messages received from the House of Representatives prior to twelve noon on May 29, 1979 shall be referred to the Senate Committee on Rules.' For that reason I ask if the matter is now properly before us."

There being no objection, Senator Clarke withdrew his objection.

MOTION

Senator Clarke moved the Senate do concur in the request by the House for a conference on Engrossed Substitute House Bill No. 236.

REPLY BY THE PRESIDENT

President Cherberg: "Senator Clarke, in considering your motion, the President recalls that a similar situation developed several days ago and the President ruled otherwise, that Senator Walgren's motion is one more likely to bring the houses together in agreement."

Debate ensued.

Senator Clarke demanded a roll call and the demand was sustained.

The President declared the question before the Senate to be the motion by Senator Walgren that the Senate insist on its position on Engrossed Substitute House Bill No. 236, refuse to grant a conference and again ask the House to concur in the Senate amendments.

ROLL CALL

The Secretary called the roll and the motion by Senator Walgren carried by the following vote: Yeas, 26; nays, 18; excused, 5.

Voting yea: Senators Bottiger, Conner, Donohue, Fleming, Gaspard, Goltz, Hansen, Henry, Marsh, McDermott, Moore, Odegaard, Peterson, Rasmussen, Ridder, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Williams, Wilson, Wojahn, Woody—26.

Voting nay: Senators Benitz, Bluechel, Clarke, Gallagher, Gould, Guess, Hayner, Jones, Lee, Lewis, Matson, Morrison, Newschwander, North, Quigg, Scott, Sellar, Wanamaker—18.

Excused: Senators Bausch, Day, Keefe, Lysen, Pullen—5.

MOTION

At 12:55 p.m., on motion of Senator Walgren, the Senate recessed until 2:30 p.m.

AFTERNOON SESSION

The President called the Senate to order at 2:30 p.m.

MOTION

On motion of Senator Walgren, the Senate commenced consideration of the House Message on House Bill No. 307.

MESSAGE FROM THE HOUSE

May 4, 1979.

Mr. President: The House refuses to concur and insists on its position on the Senate amendments to HOUSE BILL NO. 307, on page 7, after line 32, adding

sections 15 and 16 (by Senator Gaspard), and on page 7, after line 32, adding a section 14 (by Senator von Reichbauer), together with the title amendments thereto, and again asks the Senate to recede therefrom, and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

MOTIONS

On motion of Senator Marsh, the Senate receded from its amendments on page 7, after line 32 adding sections 15 and 16 and on page 7, after line 32, adding a section 14, together with the title amendments thereto.

On motion of Senator Jones, Senators Morrison and McDermott were excused.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 307, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 42; excused, 7.

Voting yea: Senators Benitz, Bluechel, Bottiger, Clarke, Conner, Donohue, Fleming, Gallagher, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Marsh, Matson, Moore, Newschwander, North, Odegaard, Peterson, Quigg, Rasmussen, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—42.

Excused: Senators Bausch, Day, Keefe, Lysen, McDermott, Morrison, Pullen—7.

HOUSE BILL NO. 307, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Walgren, the Senate commenced consideration of the House Message on Engrossed Substitute Senate Bill No. 3034.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute Senate Bill No. 3034, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 42; excused, 7.

Voting yea: Senators Benitz, Bluechel, Bottiger, Clarke, Conner, Donohue, Fleming, Gallagher, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Marsh, Matson, Moore, Newschwander, North, Odegaard, Peterson, Quigg, Rasmussen, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—42.

Excused: Senators Bausch, Day, Keefe, Lysen, McDermott, Morrison, Pullen—7.

ENGROSSED SUBSTITUTE SENATE BILL NO. 3034, as amended by the House, 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 2:45 p.m., on motion of Senator Walgren, the Senate recessed until 4:04 p.m.

SECOND AFTERNOON SESSION

The President called the Senate to order at 4:04 p.m.

There being no objection, Senator Sellar was excused.

MOTION

On motion of Senator Walgren, the Senate commenced consideration of the House Message on Substitute Senate Bill No. 2181.

MESSAGE FROM THE HOUSE

May 15, 1979.

Mr. President: The House has passed SUBSTITUTE SENATE BILL NO. 2181 with the following amendments:

On page 2, strike everything after the enacting clause and insert the following:

"Section 1. Section 2, chapter 292, Laws of 1961 and RCW 83.04.010 are each amended to read as follows:

All property within the jurisdiction of this state, and any interest therein, whether belonging to (~~the inhabitants of~~) a person domiciled in this state or not, and whether tangible or intangible, which shall pass

(1) by will or by the statutes of inheritance of this or any other state or

(2) by deed, grant, sale, contract or gift made in contemplation of the death of the grantor, or donor, or

(3) by deed, grant or sale, contract or gift made or intended to take effect in possession or in enjoyment after death of the grantor, or donor, to any person in trust or otherwise, or

(4) by a transfer in trust or otherwise, under which the grantor or donor has retained for his life or for any period not ascertainable without reference to his death, or for any period which does not in fact end before his death, the possession or enjoyment of any part of the property; or the right to all or any part of the income from the property, or the right, either alone or in conjunction with any person, to designate the persons who shall possess or enjoy the property or the income

therefrom shall, for the use of the state, be subject to a tax as provided for in chapter 83.08 RCW measured by the full value of the entire property after deduction of the amounts allowable under RCW 83.04.013.

Sec. 2. Section 3, chapter 292, Laws of 1961 and RCW 83.04.013 are each amended to read as follows:

~~((All debts owing by the decedent at the time of his death, the local and state taxes due from the estate prior to his death, and a reasonable sum for funeral expenses, monument or crypt, court costs, including cost of appraisement made for the purpose of assessing the inheritance tax, the fees of executors, administrators or trustees, reasonable attorney's fees, and family allowance not to exceed one thousand dollars, and no other sum, shall be allowable as deductions from the gross value of the entire property, but said debts shall not be deducted unless the same are allowed or established within the time provided by law.))~~ The following shall be allowed as deductions from the gross value of the property passing:

(1) All debts owing by decedent at the date of death: PROVIDED, That debts founded upon a promise or agreement shall be allowable only to the extent that they were contracted, bona fide, and for full and adequate consideration in money or money's worth;

(2) All unpaid local and state taxes assessed on decedent's property and payable before or during the calendar year of decedent's death;

(3) Reasonable costs of funeral, burial, and monument or crypt;

(4) Court costs and reasonable fees of the personal representative and his attorneys, accountants, and appraisers incurred in administering decedent's estate; and

(5) Reasonable fees of trustees, attorneys, accountants, and appraisers incurred in determining the amount of state and federal death taxes payable by reason of decedent's death.

Sec. 3. Section 1, chapter 73, Laws of 1972 ex. sess. and RCW 83.24.035 are each amended to read as follows:

~~((There shall be allowable as deductions from the gross value of the entire property of the estate in determining the amount of tax without administration as provided for in RCW 83.24.010, the local and state taxes due from the decedent prior to his death; a reasonable sum for funeral expenses, monument or crypt; the cost of appraisement made for purposes of determining the inheritance tax, the amount of said deduction as to each appraisement not to exceed one-tenth of one percent of the gross value of the assets appraised, reasonable attorney's fees, and all debts owing by the decedent at the time of his death, and no other sum, but said debts shall not be deducted unless at the time of decedent's death the amount was justly due, that no payments had been made thereon, and that there were no offsets to the same.))~~ The following shall be allowed as deductions from the gross value of the property passing:

(1) All debts owing by decedent at the date of death: PROVIDED, That debts founded upon a promise or agreement shall be allowable only to the extent that they were contracted, bona fide, and for full and adequate consideration in money or money's worth;

(2) All unpaid local and state taxes assessed on decedent's property and payable before or during the calendar year of decedent's death;

(3) Reasonable costs of funeral, burial, and monument or crypt;

(4) Reasonable fees of trustees, attorneys, accountants, and appraisers incurred in determining the amount of state and federal death taxes payable by reason of decedent's death.

Sec. 4. Section 83.04.030, chapter 15, Laws of 1961 as amended by section 9, chapter 292, Laws of 1961 and RCW 83.04.030 are each amended to read as follows:

Except as to the limitations and exemptions prescribed for each class by chapter 83.08 RCW (~~and~~), except as to real property located outside the state passing in fee from the decedent owner, and except as to tangible personal property permanently located (having situs) outside of this state, the tax imposed under chapter 83.08 RCW shall be assessed against and be collected from property of every kind, which, at the death of the decedent owner is subject to, or thereafter, for the purpose of distribution, is brought into this state and becomes subject to the jurisdiction of the courts of this state for distribution purposes, or which was owned by any decedent domiciled within the state at the time of the death of such decedent, even though the property of said decedent so domiciled was situated outside of the state.

NEW SECTION. Sec. 5. There is added to chapter 83.04 RCW a new section to read as follows:

(1) Except as provided in subsection (2) of this section, the measure of the tax imposed under chapter 83.08 RCW shall include the value of all property to the extent of any interest therein of which the decedent has at any time made a transfer, by trust or otherwise, during the three year period ending on the date of the decedent's death.

(2) Subsection (1) of this section shall not apply to: (a) Any bona fide sale for an adequate and full consideration in money or money's worth, and (b) any gift to a donee made during a calendar year if the decedent was not required by RCW ... (section 8, chapter ... (SB 2182), Laws of 1979) to file any gift tax return for the year with respect to gifts to the donee.

(3) The measure of the tax imposed under chapter 83.08 RCW (determined without regard to this subsection) shall be increased by the amount of any federal and Washington state gift taxes paid by the decedent or his estate on any gift made by the decedent or his spouse after the effective date of this act and during the three-year period ending on the date of the decedent's death.

Sec. 6. Section 83.04.080, chapter 15, Laws of 1961 and RCW 83.04.080 are each amended to read as follows:

Whenever any person (~~or corporation~~) shall exercise or terminate a power of appointment derived from any disposition of property, made (~~either before or after March 21, 1931, such~~) before June 7, 1951, the appointment when ((made)) exercised or terminated shall be deemed a transfer taxable under the provisions of the inheritance tax laws of the state of Washington in the same manner as though the property to which such appointment relates belonged absolutely to the donee of such power and had been bequeathed or devised by such donee by will, except that where the donor was a resident and the donee, at the time the appointment takes effect, is a nonresident, the property to which the appointment relates shall be taxable as having been transferred in the estate of the donor.

Sec. 7. Section 83.05.020, chapter 15, Laws of 1961 and RCW 83.05.020 are each amended to read as follows:

The granting of a power of appointment, in conjunction with a disposition of property which is effected (~~before~~) on or after June 7, 1951, by will, or by deed, grant, sale, contract, or gift made in contemplation of the death of the grantor, or by deed, grant, sale, contract, or gift made or intended to take effect in possession or enjoyment at or after the death of the grantor, to any person in trust or otherwise, or by a transfer in trust or otherwise, under which the grantor has retained for his life or for any period not ascertainable without reference to his death, or for any period which does not in fact end before his death, the possession or enjoyment of any part of the property, or the right to all or any part of the income from the property, or the right, either alone or in conjunction with any person, to designate the persons who shall possess or enjoy the property or the income therefrom, is a transfer subject to the inheritance tax laws of this state from the grantor to the ultimate beneficiary thereof.

Sec. 8. Section 83.08.050, chapter 15, Laws of 1961 and RCW 83.08.050 are each amended to read as follows:

Any devise, bequest, legacy, or gift of or beneficial interest ~~((to))~~ in any property or income therefrom passing in trust shall be classified and taxed in accordance with the relationship of the ~~((cestui-que-trust))~~ transferor to the trust beneficiary.

Sec. 9. Section 83.16.020, chapter 15, Laws of 1961 as amended by section 108, chapter 278, Laws of 1975 1st ex. sess. and RCW 83.16.020 are each amended to read as follows:

~~((When the estate of a deceased person is subject to an inheritance tax, and there is an annuity, life estate, or an estate for a term of years given to one or more persons and the remainder to another or others, the entire estate shall be appraised as other estates are required to be appraised by the laws of this state. The value of the annuity, life or term estate shall be determined in accordance with the rules, methods, and standards of mortality and value that are set forth in tables to be furnished by the insurance commissioner of this state upon request of the department of revenue based upon such mortality tables as is from time to time required by law for use by life insurance companies in this state in determining nonforfeiture values under ordinary life insurance policies, except that the rate of interest used in computing the present value of the annuity, life or term estate shall be three and one-half percent per annum, and the value of the remainder interest shall be determined by deducting such computed value from the value of the entire property.))~~ If the property passing includes an annuity, life estate, or a term of years given to one or more beneficiaries and a remainder, reversion, or other future interest given to one or more other beneficiaries, the present value of the interest of each beneficiary shall be determined in accordance with actuarial tables pursuant to sections 2031 and 2512 of the Internal Revenue Code of 1954 for similar purposes. After the values shall have been determined as provided in this section, the tax shall be computed and collected in the same manner that the tax on other estates is computed and collected: PROVIDED, That any person owning the beneficial interest in the remainder may defer the payment of the tax thereon until he comes into possession of the same by filing in the office of the county clerk within thirty days after the determination of the tax, a good and sufficient surety company bond to the state, or such other security as is deemed by the department of revenue to be adequate, in a sum equal to the amount of the tax conditioned that he will pay such tax in full within sixty days after coming into possession of the estate. The bond shall not operate to defer payment of the tax unless it is approved by the department of revenue, and if it shall appear to the department at any time that a bond previously filed and approved has become insufficient it may require a new bond to be filed. Interest at the rate of four percent per annum shall accrue against the tax deferred and shall be paid to the department annually. If the person owning the beneficial interest in the remainder shall fail to file a bond within the time herein provided, or if he shall fail to file a new bond when directed by the department, or if he shall fail to pay the interest on the deferred tax within thirty days after notice by the department that the interest payment has not been made when due, the tax and interest shall immediately become due and payable.

Sec. 10. Section 83.16.080, chapter 15, Laws of 1961 as last amended by section 14, chapter 107, Laws of 1979 and RCW 83.16.080 are each amended to read as follows:

~~((Insurance payable upon the death of any person shall be deemed a part of the estate for the purpose of computing the inheritance tax and shall be taxable to the person, partnership, or corporation entitled thereto. Such insurance shall be taxable irrespective of the fact that the premiums of the policy have been paid by some person, partnership, or corporation other than the insured, or paid out of the income accruing from principal provided by the assured for such payment, whether such~~

principal was donated in trust or otherwise. ~~PROVIDED, HOWEVER, That there is exempt from the total amount of insurance receivable by all beneficiaries other than the executor, administrator or representative of the estate, regardless of the number of policies, the sum of forty thousand dollars and no more.~~

~~Where more than one beneficiary is entitled to the benefit of the provisions of this section exempting forty thousand dollars of the proceeds of insurance policies payable upon death, the benefit of such exemption shall be apportioned among such beneficiaries ratably and proportionately. PROVIDED, That where there is fraternal benefit society insurance payable upon the death of the decedent and other insurance payable upon the death of the decedent, the forty thousand dollars exemption shall first be taken from the fraternal benefit society insurance and if the same does not equal forty thousand dollars, then the balance of the forty thousand shall be pro-rated among other policies.))~~ The value of property passing shall include the proceeds of policies of life insurance on the life of the decedent to the extent that:

- (1) The proceeds are receivable as an asset of the decedent's estate;
- (2) The decedent owned an interest in the policies at the time of his death; or
- (3) The decedent possessed at the time of his death any incident of ownership in the policies, exercisable either alone or in conjunction with any other person, other than in a fiduciary capacity under an irrevocable trust created by a person other than the decedent.

The proceeds of policies of life insurance on the life of the decedent receivable by beneficiaries other than the decedent's estate shall be exempt to the extent of sixty thousand dollars. In the event that the proceeds receivable by beneficiaries other than the decedent's estate exceed the amount of the exemption, the benefit of the exemption shall be ratably apportioned among them.

The inheritance tax upon the proceeds of any insurance policy shall be a lien upon the proceeds of such policy in the hands or possession of the estate of the deceased insured or in the hands or possession of any other beneficiary under such policy to whom such proceeds may have been paid: ~~PROVIDED, That when proceeds of insurance payable upon death, or receivable by a beneficiary other than the ((executor or))~~ personal representative, the ((executor or)) ~~personal representative shall recover from such beneficiary the tax due upon such proceeds of such policy or policies. The director shall have power to release such lien with respect to all or any part of such proceeds if he be satisfied that the collection of the tax will not thereby be jeopardized.~~

Nothing in the inheritance tax provisions of this title shall prevent the payment by any insurance company, association, or society of the proceeds of any policy upon the death of a decedent to the person entitled thereto, except where prior to such payment the director has notified the company that the state is claiming a lien thereon payment shall be deferred until the tax has been paid.

NEW SECTION. Sec. 11. There is added to chapter 83.08 RCW a new section to read as follows:

As used in this title:

- (1) "Class A beneficiary" means a person who is:
 - (a) Decedent's lineal ancestor;
 - (b) Decedent's lineal descendant including stepchildren and their lineal descendants and adopted persons and their lineal descendants if, in the case of adopted persons, the decree of adoption was either (i) entered before the effective date of this act or before the eighteenth birthday of the adopted person or (ii) entered more than five years before the death of the decedent if the decree of adoption was entered on or after the eighteenth birthday of the adopted person;
 - (c) Decedent's spouse; or
 - (d) A spouse of a lineal descendant of the decedent.

(2) "Class B beneficiary" means a person who is decedent's brother or sister, or a lineal descendant of decedent's brother or sister.

(3) "Class C beneficiary" means a person, corporation, or body politic who or which is neither a class A beneficiary nor a class B beneficiary nor an entity exempt from inheritance tax.

NEW SECTION. Sec. 12. There is added to chapter 83.08 RCW a new section to read as follows:

(1) If the amount passing to class

A is:

- (a) Up to and including \$25,000
- (b) In excess of \$25,000 up to and including \$50,000
- (c) In excess of \$50,000 up to and including \$75,000
- (d) In excess of \$75,000 up to and including \$100,000
- (e) In excess of \$100,000 up to and including \$200,000
- (f) In excess of \$200,000 up to and including \$500,000
- (g) In excess of \$500,000

The tax is the sum of:

	1%
	2%
	3%
	4%
	7%
	9%
	10%

(2) There shall be allowed as exemptions to class A the following amounts:

(a) One hundred thousand dollars of the sum of any amounts passing to the spouse or any minor child of the decedent;

(b) Ten thousand for each living minor child of the decedent;

(c) Ten thousand dollars of any amount passing to any child of the decedent other than a minor child; and

(d) Ten thousand dollars of any amount passing to the descendants of any deceased child, stepchild, or adopted child as a class (per stirpes and not per capita).

(e) As used in this subsection (2), "child" includes a child, stepchild, or adopted child; and "minor child" means a child under the age of twenty-five, or a child eighteen years of age at the time of the parent's death who has been found to be incompetent by judicial determination in this or any state, or who is unable to support himself or herself by reason of physical or mental handicap as determined by the department of revenue.

(3) In addition to the exemptions under subsection (2) of this section, there shall be allowed as an exemption an amount equal to five thousand dollars multiplied by the difference between twenty-one and the age in years of a child of the decedent who is under the age of twenty-one years on the date of decedent's death if:

(a) The decedent does not have a surviving spouse; and

(b) The child, immediately after the death of the decedent, has no known parent.

(4) The exemption under subsection (3) of this section shall not exceed the value of property passing to the child.

(5) The total of the exemptions under this section shall be applied against that portion of the total amount passing to class A which is taxable at the lowest rates, and the allowable exemptions shall not be increased by the amount of any award or allowance granted under chapter 11.52 RCW.

NEW SECTION. Sec. 13. There is added to chapter 83.08 RCW a new section to read as follows:

The amount of the exemptions allowed in section 12(2) of this act shall be as follows for years subsequent to 1979:

For Decedents Dying in:	Spouse and minor child of Decedent Subsection (a)	Child of Decedent Subsections (b) and (c)	Descendants of Deceased Child Subsection (d)
1980	\$100,000	\$10,000	\$10,000
1981	106,000	10,500	10,500
1982	112,000	11,000	11,000
1983	118,000	11,500	11,500
1984	124,000	12,000	12,000
1985 and thereafter	130,000	12,500	12,500

NEW SECTION. Sec. 14. There is added to chapter 83.08 RCW a new section to read as follows:

(1) In addition to the exemptions allowed in this chapter, the following exemption shall apply to community property passing to a surviving spouse in the following manner: For decedents dying in 1981: One-quarter of the value of the community property not attributable to the surviving spouse. For decedents dying in 1982: One-half of the value of the community property not attributable to the surviving spouse. For decedents dying in 1983: Three-fourths of the value of the community property not attributable to the surviving spouse. For decedents dying in or after 1984: The entire amount of the value of the community property not attributable to the surviving spouse.

(2) The total of the exemptions under this section shall be applied against that portion of the total amount passing to class A which is taxable at the lowest rates, and the allowable exemptions shall not be increased by the amount of any award or allowance granted under chapter 11.52 RCW.

NEW SECTION. Sec. 15. There is added to chapter 83.08 RCW a new section to read as follows:

(1) If the amount passing to class

B is:	The tax is the sum of:
(a) Up to \$10,000	3%
(b) In excess of \$10,000 up to and including \$20,000	4%
(c) In excess of \$20,000 up to and including \$60,000	7%
(d) In excess of \$60,000 up to and including \$100,000	10%
(e) In excess of \$100,000 up to and including \$200,000	15%
(f) In excess of \$200,000	20%

(2) If no exemption for class A is allowed, ten thousand dollars of any amount passing to class B is exempt, and the exemption shall be applied to that portion of the total amount passing to class B which is taxable at the lowest rates.

NEW SECTION. Sec. 16. There is added to chapter 83.08 RCW a new section to read as follows:

If the amount passing to class C

is:	The tax is the sum of:
(1) Up to \$20,000	10%
(2) In excess of \$20,000 up to and	

- | | | |
|-----|---|-----|
| | including \$50,000 | 15% |
| (3) | In excess of \$50,000 up to and including \$100,000 | 20% |
| (4) | In excess of \$100,000 | 25% |

NEW SECTION. Sec. 17. The department of revenue shall review the exemption levels and rate schedules provided for in sections 12 through 16 of this act in relationship to inflationary trends and report its findings and recommendations to the legislature by September 30, 1984.

NEW SECTION. Sec. 18. There is added to chapter 11.08 RCW a new section to read as follows:

All cash received by the personal representative of an escheat estate shall be immediately deposited at interest for the benefit of the estate in a federally insured time or savings deposit or share account, except that the personal representative may maintain an amount not to exceed two hundred fifty dollars in a checking account. This arrangement may be changed by appropriate court order.

Sec. 19. Section 11.08.210, chapter 145, Laws of 1965 as amended by section 5, chapter 278, Laws of 1975 1st ex. sess. and RCW 11.08.210 are each amended to read as follows:

If at the expiration of four months from the date of the first publication of notice to creditors no heirs have appeared and established their claim to the estate, the court may enter an interim order allowing claims, expenses, and partial fees. If at the expiration of (~~sixteen~~) ten months from the date of issuance of letters testamentary or of administration no heirs have appeared and established their claim to the estate, all personal property not in the form of cash shall be sold under order of the court. Personal property found by the court to be worthless shall be ordered abandoned. Real property shall not be sold for the satisfaction of liens thereon, or for the payment of the debts of decedent or expenses of administration until the proceeds of the personal property are first exhausted. The court shall then enter a decree allowing any additional fees and charges deemed proper and distributing the balance of the cash on hand, together with any real property, to the state. Remittance of cash on hand shall be made to the department of revenue which shall make proper records thereof and forthwith forward such funds to the state treasurer for deposit in the permanent common school fund of the state.

Sec. 20. Section 83.05.050, chapter 15, Laws of 1961 as amended by section 101, chapter 278, Laws of 1975 1st ex. sess. and RCW 83.05.050 are each amended to read as follows:

Unless the greatest possible tax is paid in full (~~within thirty days after receipt of the property by the trustee or within thirty days after the death of the grantor, whichever occurs last,~~) a surety company bond shall be executed in favor of the state of Washington by the trustee and filed with the department of revenue, which bond shall be binding on his successors or representatives, in an amount equal to the greatest possible tax, conditioned that upon the exercise or termination of the power the department will be notified and the final tax paid in full (~~PROVIDED, That~~). The trustee may elect to pay a tentative tax based on the probabilities of devolution of the property, and file a bond only for the difference between the tentative tax paid and the greatest possible tax. The department of revenue may, for reasonable cause shown, enter into a written agreement with the representatives of the estate, or the donee of the power, to fix the amount of the greatest possible tax in accordance with agreed limitations on the exercise of the power. The payment of the amount agreed upon shall be in full satisfaction of the tax imposed by this chapter, and the amount shall be payable out of the property transferred. The department, in its discretion, may accept other adequate security in lieu of any bond or payment of tentative tax. If at any time the department has cause to believe that the bond or security furnished is inadequate to insure payment of the final tax, it may require such further

security from the remaining property as it deems necessary. If the trustee fails or refuses to pay such tax, or furnish a bond or adequate security, the greatest possible tax shall immediately become due and payable, and may be enforced against the property by the department through foreclosure proceedings. Any bond executed by the trustee as above provided shall not be released or exonerated without written consent of the department.

Sec. 21. Section 83.44.080, chapter 15, Laws of 1961 as amended by section 1, chapter 73, Laws of 1969 and RCW 83.44.080 are each amended to read as follows:

Where refunds are allowed in inheritance tax (~~and escheat~~) cases, the amount of money received and held by the state treasurer, by way of inheritance tax (~~or escheat~~), shall draw interest at the rate of eight percent per annum (~~from the time of~~) starting thirty days after the receipt by the state treasurer of said money until the refund (~~thereof~~: PROVIDED, That in all inheritance tax cases where securities are deposited with the state treasurer in lieu of a cash payment and thereafter returned to the person or persons so depositing said securities with the state treasurer, the interest and income from said securities received by the state treasurer shall be paid over to said person or persons so depositing said securities) is made. No refund of inheritance taxes shall be allowed unless demand for the refund is made upon the department before or within two years after the issuance of an inheritance tax release.

Sec. 22. Section 83.44.010, chapter 15, Laws of 1961 as last amended by section 1, chapter 132, Laws of 1971 ex. sess. and RCW 83.44.010 are each amended to read as follows:

All taxes imposed by the inheritance tax provisions of this title shall take effect and accrue upon the death of the decedent or donor. On and after September 1, 1971, if such tax is not paid within nine months from the accruing thereof, interest shall be charged and collected at the rate of eight percent per year computed from the expiration of such nine month period unless the amount of tax cannot be determined because of litigation pending in any court of competent jurisdiction or arbitration under the provisions of chapter 83.14 RCW which involves, either directly or indirectly, the amount of tax payable, in which case interest shall not be charged against the estate nor paid by the state of Washington during the time necessarily consumed by such litigation or arbitration(~~(-PROVIDED, That))~~. In no case shall interest be tolled for a period of more than three years from the expiration of the nine months after date of death. On and after September 1, 1971, the minimum tax due in any event shall be paid within nine months from the accruing thereof. In all cases where a bond shall be given under the provisions of RCW 83.16.020 interest shall be charged at the rate of eight percent per year from and after a period of sixty days from the time that the person or persons owning the beneficial interest come into the possession of same until the payment thereof.

NEW SECTION. Sec. 23. There is added to chapter 83.20 RCW a new section to read as follows:

(1) There shall be exempt from inheritance taxes the value of any annuity or other payment receivable by any person (other than a decedent's estate) by reason of surviving a decedent which is payable under:

(a) Any pension or retirement plan or system established for the benefit of its employees by the United States, by the state of Washington, or by any county, city, or other municipality or political subdivision of the state of Washington; or

(b) Any individual retirement account or any pension, profit-sharing, thrift, stock bonus, or similar trust or any retirement annuity contract established or purchased as part of or pursuant to a qualified benefit plan qualifying for income tax exemption under the Internal Revenue Code of 1954 of the United States.

(2) If the spouse of an employee covered by an account, plan, system, or retirement annuity contract as described in subsection (1) of this section predeceases the

employee, any interest of the spouse in the annuity or other payment as may become payable upon the death of the employee shall also be exempt from inheritance taxes.

(3) In order for the retirement benefit to be exempt, the personal representative shall, upon request, provide to the inheritance tax division a certification from the employer, administrator, trustee, or custodian of the benefit plan that it is so qualified.

NEW SECTION. Sec. 24. There is added to chapter 83.44 RCW a new section to read as follows:

(1) For reasonable cause the director may extend the time for payment of any part of the amount of inheritance tax imposed or of any deficiency assessed under Title 83 RCW for a reasonable period not to exceed ten years from the date prescribed by RCW 83.44.010 for payment of the tax.

(2) No extension shall be granted for the payment of any deficiency if the deficiency is due to negligence, fraud with intent to evade the tax, or an intentional disregard of the rules of the department.

(3) If payment of any amount of the tax imposed by Title 83 RCW is extended under this section, interest on the unpaid amount at an annual rate of eight percent shall be paid with each installment payment of the tax.

(4) If any installment under this section is not paid on or before the date fixed for its payment, the remainder of the tax payable in installments, plus interest, shall be paid upon notice and demand from the director.

(5) In the event an extension of time is granted, the director may require the executor to furnish a bond, or such other security as may be deemed reasonable, conditioned upon the payment of the amount deferred in accordance with the terms of the extension.

(6) The director shall adopt rules to carry out this section.

NEW SECTION. Sec. 25. There is added to chapter 83.08 RCW a new section to read as follows:

In case of the good faith compromise of a dispute regarding rights and interests of transferees approved or determined by court order, the tax shall be computed as though the persons receiving distribution were originally entitled thereto as transferees of the property.

NEW SECTION. Sec. 26. (1) If the decedent was at the time of his death a resident of the state and the application of sections 26 through 34 of this act is elected by filing the agreement referred to in section 29 of this act, then, for purposes of this chapter, the value of qualified real property shall be its value for the use under which it qualifies, under section 27 of this act, as qualified real property.

(2) The aggregate decrease in the value of qualified real property taken into account for purposes of this chapter which results from the application of subsection (1) of this section with respect to any decedent shall not exceed five hundred thousand dollars.

NEW SECTION. Sec. 27. (1) For purposes of sections 26 through 34 of this act, the term "qualified real property" means real property located in the state which is acquired or passed from the decedent to a qualified heir of the decedent and which, on the date of the decedent's death, was being used for a qualified use, but only if:

(a) Fifty percent or more of the adjusted value of the gross estate consists of the adjusted value of real or personal property which:

(i) On the date of the decedent's death, was being used for a qualified use; and

(ii) Was acquired from or passed from the decedent to a qualified heir of the decedent;

(b) Twenty-five percent or more of the adjusted value of the gross estate consists of the adjusted value of real property which meets the requirements of subsection (1)(a)(ii) and (c) of this section;

(c) During the eight-year period ending on the date of the decedent's death there have been periods aggregating five years or more during which:

(i) The real property was owned by the decedent or a member of the decedent's family and used for a qualified use; and

(ii) There was material participation by the decedent or a member of the decedent's family in the operation of the farm or other business; and

(d) The real property is designated in the agreement referred to in section 29(2) of this act.

(2) For purposes of sections 26 through 34 of this act, the term "qualified use" means the devotion of the property to any of the following:

(a) Use as a farm for farming purposes; or

(b) Use in a trade or business other than the trade or business of farming.

(3) For purposes of subsection (1) of this section, the term "adjusted value" means:

(a) In the case of the gross estate, the value of the gross estate for purposes of this chapter (determined without regard to sections 26 through 34 of this act), reduced by any unpaid mortgages on or any indebtedness in respect to property where the value of the decedent's interest therein, undiminished by the mortgage or indebtedness, is included in the value of the gross estate; or

(b) In the case of any real or personal property, the value of the property for purposes of this chapter (determined without regard to this section), reduced by any unpaid mortgages on or any indebtedness in respect to property where the value of the decedent's interest therein, undiminished by the mortgage or indebtedness, is included in the value of the gross estate.

(4) For the purposes of this title, "gross estate" means all property subject to the inheritance tax under this title.

NEW SECTION. Sec. 28. (1) If within fifteen years after the decedent's death and before the death of the qualified heir:

(a) The qualified heir disposes of any interest in qualified real property (other than by a disposition to a member of his family); or

(b) The qualified heir ceases to use for the qualified use the qualified real property which was acquired (or passed) from the decedent, then there is hereby imposed an additional inheritance tax.

(2) (a) The amount of the additional tax imposed by subsection (1) of this section with respect to any interest shall be the amount equal to the lesser of:

(i) The adjusted tax difference attributable to the interest; or

(ii) The excess of the amount realized with respect to the interest (or, in any case other than a sale or exchange at arm's length, the fair market value of the interest) over the value of the interest determined under section 26 of this act.

(b) For purposes of subsection (2)(a) of this section, the adjusted tax difference attributable to an interest is the amount which bears the same ratio to the adjusted tax difference with respect to the inheritance (determined under subsection (2)(c) of this section) as:

(i) The excess of the value of the interest for purposes of this chapter (determined without regard to section 26 of this act) over the value of the interest determined under section 26 of this act bears to

(ii) A similar excess determined for all qualified real property.

(c) For purposes of subsection (2)(b) of this section, the term "adjusted tax difference with respect to the inheritance" means the excess of what would have been the inheritance tax liability but for section 26 of this act over the inheritance tax liability. For purposes of this paragraph, the term "inheritance tax liability" means the tax imposed by this title.

(d) For purposes of this paragraph, where the qualified heir disposes of a portion of the interest acquired by (or passing to) the heir (or a predecessor qualified heir) or there is a cessation of use of such a portion:

(i) The value determined under section 26 of this act taken into account under subsection (2)(a)(ii) of this section with respect to the portion shall be its pro rata share of the value of the interest; and

(ii) The adjusted tax difference attributable to the interest taken into account with respect to the transaction involving the second or any succeeding portion shall be reduced by the amount of the tax imposed by this section with respect to all prior transactions involving portions of the interest.

(3) If the date of the disposition or cessation referred to in subsection (1) of this section occurs more than one hundred twenty months and less than one hundred eighty months after the date of the death of the decedent, the amount of the tax imposed by this section shall be reduced (but not below zero) by an amount determined by multiplying the amount of the tax (determined without regard to this subsection) by a fraction:

(a) The numerator of which is the number of full months after the death in excess of one hundred twenty; and

(b) The denominator of which is sixty.

(4) In the case of an interest acquired from (or passing from) any decedent, if subsection (1) of this section applies to any portion of an interest, subsection (1)(a) or (b) of this section, as the case may be, shall not apply with respect to the same portion of the interest.

(5) The additional tax imposed by this section shall become due and payable on the day which is six months after the date of the disposition or cessation referred to in subsection (1) of this section. If the additional tax is not paid within the time prescribed by this subsection, interest shall accrue at the rate of eight percent per year on the unpaid amount.

(6) The qualified heir shall be personally liable for the additional tax imposed by this section with respect to his interest unless the heir furnishes a bond which meets the requirements of section 30(9) of this act.

(7) For purposes of subsection (1)(b) of this section, real property shall cease to be used for the qualified use if:

(a) The property ceases to be used for the qualified use set forth in section 27(2)(a) or (b) of this act under which the property qualified under section 27 of this act; or

(b) During any period of eight years ending after the date of the decedent's death and before the date of the death of the qualified heir, there had been periods aggregating three years or more during which:

(i) In the case of periods during which the property was held by the decedent, there was no material participation by the decedent or any member of his family in the operation of the farm or other business; and

(ii) In the case of periods during which the property was held by any qualified heir, there was no material participation by the qualified heir or any member of his family in the operation of the farm or other business.

NEW SECTION. Sec. 29. (1) The election under sections 26 through 34 of this act shall be made not later than the time prescribed by RCW 83.44.010 for filing the return of tax imposed by this title (including extensions thereof) and shall be made in such manner as the director shall prescribe by rule.

(2) The election referred to in this section is a written agreement signed by each person in being, or the personal representative of the person, who has an interest (whether or not in possession) in any property designated in the agreement consenting to the application of section 28 of this act with respect to the property.

NEW SECTION. Sec. 30. For purposes of sections 26 through 34 of this act:

(1) The term "qualified heir" means, with respect to any property, a member of the decedent's family who acquired the property (or to whom the property passed) from the decedent. If a qualified heir disposes of any interest in qualified real property to any member of his family, the member shall thereafter be treated as the qualified heir with respect to the interest.

(2) The term "member of the family" means, with respect to any individual, only the individual's ancestor or lineal descendant, a lineal descendant of a grandparent of the individual, the spouse of the individual, or the spouse of such a descendant. For purposes of the preceding sentence, a legally adopted child of an individual shall be treated as a child of the individual by blood.

(3) In the case of real property which meets the requirements of section 27(1)(c) of this act, residential buildings and related improvements on the real property occupied on a regular basis by the owner or lessee of the real property or by persons employed by the owner or lessee for the purpose of operating or maintaining the real property, and roads, buildings, and other structures and improvements functionally related to the qualified use shall be treated as real property devoted to the qualified use.

(4) The term "farm" includes stock, dairy, poultry, fruit, furbearing animals, and truck farms, plantations, ranches, nurseries, ranges, greenhouses, or other similar structures used primarily for the raising of agricultural or horticultural commodities, and orchards and woodlands.

(5) The term "farming purposes" means:

(a) Cultivating the soil or raising or harvesting any agricultural or horticultural commodity (including the raising, shearing, feeding, caring for, training, and management of animals) on a farm;

(b) Handling, drying, packing, grading, or storing on a farm any agricultural or horticultural commodity in its unmanufactured state, but only if the owner, tenant, or operator of the farm regularly produces more than one-half of the commodity so treated; and

(c) (i) The planting, cultivating, caring for, or cutting of trees; or

(ii) The preparation (other than milling) of trees for market.

(6) Material participation shall be determined in a manner similar to the manner used for purposes of section 1402(a) of the Internal Revenue Code of 1954 (relating to net earnings from self-employment).

(7) Property shall be considered to have been acquired or passed from the decedent if:

(a) The property is so considered under RCW 82.04.010 (property subject to inheritance tax);

(b) The property is acquired by any person from decedent's estate in satisfaction of the right of the person to a pecuniary bequest; or

(c) The property is acquired by any person from a trust in satisfaction of a right (which the person has by reason of the death of the decedent) to receive from the trust a specific dollar amount which is the equivalent of a pecuniary bequest.

(8) If the decedent and the surviving spouse at any time held qualified real property as community property, the interest of the surviving spouse in the property shall be taken into account under this section to the extent necessary to provide a result under this section with respect to the property which is consistent with the result which would have been obtained under this section if the property had not been community property.

(9) If the qualified heir makes written application to the director for determination of the maximum amount of the additional tax which may be imposed by section 26 of this act with respect to the qualified heir's interest, the director (as soon as possible and in any event within one year after the making of the application) shall notify the heir of the maximum amount. The qualified heir, on furnishing a

bond in such amount and for such period as may be required, shall be discharged from personal liability for any additional tax imposed by section 26 of this act and shall be entitled to a receipt or writing showing the discharge.

NEW SECTION. Sec. 31. (1) (a) Except as provided in subsection (1)(b) of this section, the value of a farm for farming purposes shall be determined by dividing:

(i) The excess of the average annual gross cash rental for comparable land used for farming purposes and located in the locality of the farm over the average annual state and local real estate taxes for the comparable land by

(ii) The average annual effective interest rate for all new Federal Land Bank loans.

For purposes of the preceding sentence, each average annual computation shall be made on the basis of the five most recent calendar years ending before the date of the decedent's death.

(b) The formula provided by subsection (1)(a) of this section shall not be used:

(i) Where it is established that there is no comparable land from which the average annual gross cash rental may be determined; or

(ii) Where the election under section 29 of this act specifies that the value of the farm for farming purposes is to be determined under subsection (2) of this section.

(2) In any case to which subsection (1)(a) of this section does not apply, the following factors shall apply in determining the value of any qualified real property:

(a) The capitalization of income which the property can be expected to yield for farming or closely held business purposes over a reasonable period of time under prudent management using traditional cropping patterns for the area, taking into account soil capacity, terrain configuration, and similar factors;

(b) The capitalization of the fair rental value of the land for farmland or closely held business purposes;

(c) Assessed land values in the state;

(d) Comparable sales of other farm or closely held business land in the same geographical area far enough removed from a metropolitan or resort area so that nonagricultural use is not a significant factor in the sales price; and

(e) Any other factor which fairly values the farm or closely held business value of the property.

NEW SECTION. Sec. 32. If qualified real property is disposed of or ceases to be used for a qualified use, then:

(1) The statutory period for the assessment of any additional tax under section 28 of this act attributable to the disposition or cessation shall not expire before the expiration of three years from the date the director is notified (in such manner as the director may by rule prescribe) of the disposition or cessation; and

(2) The additional tax may be assessed before the expiration of the three-year period notwithstanding the provisions of any other law or rule of law which would otherwise prevent the assessment.

NEW SECTION. Sec. 33. (1)(a) If there is an involuntary conversion of an interest in qualified real property and the qualified heir makes an election under this section:

(i) No tax shall be imposed by section 28 of this act on such conversion if the cost of the qualified replacement property equals or exceeds the amount realized on such conversion; or

(ii) If (a)(i) of this subsection does not apply, the amount of the tax imposed by section 28 of this act on such conversion shall be the amount determined under (b) of this subsection.

(b) The amount of the tax with respect to any involuntary conversion is the amount of the tax which (but for this section) would have been imposed on such conversion reduced by an amount which:

(i) Bears the same ratio to such tax, as

(ii) the cost of the qualified replacement property bears to the amount realized on the conversion.

(2) For the purposes of section 28 of this act:

(a) Any qualified replacement property shall be treated in the same manner as if it were a portion of the interest in qualified real property which was involuntarily converted, except that with respect to such qualified replacement property:

(i) The fifteen-year period under section 28(1) of this act shall be extended by any period, beyond the two-year period referred to in subsection (4)(a) of this section during which the qualified heir was allowed to replace the qualified real property; and

(ii) The phaseout period under section 28(3) of this act shall be appropriately adjusted to take into account the extension referred to in (a)(i) of this subsection;

(b) Any tax imposed by section 28 of this act on the involuntary conversion shall be treated as a tax imposed on a partial disposition; and

(c) Section 28(7) of this act shall be applied:

(i) By not taking into account periods after the involuntary conversion and before the acquisition of the qualified replacement property; and

(ii) By treating material participation with respect to the converted property as material participation with respect to the qualified replacement property.

(3) For purposes of this section:

(a) The term "involuntary conversion" means property that (as a result of its destruction in whole or in part, theft, seizure, or requisition or condemnation or threat or imminence thereof) is compulsorily or involuntarily converted:

(i) Into property similar or related in service or use to the property so converted; or

(ii) Into money or into property not similar or related in service or use to the converted property;

(b) The term "qualified replacement property" means:

(i) In the case of an involuntary conversion described in (a)(i) of this subsection, any real property into which the qualified real property is converted; or

(ii) In the case of an involuntary conversion described in (a)(ii) of this subsection, any real property purchased by the qualified heir during the period specified in subsection (4) of this section for purposes of replacing the qualified real property. This term only includes property which is to be used for the qualified use set forth in section 27(2)(a) or (b) of this act under which the qualified real property qualified under section 26 of this act.

(4) The period referred to in subsection (3)(b)(ii) of this section shall be the period beginning with the date of the disposition of the converted property, or the earliest date of the threat or imminence of requisition or condemnation of the converted property, whichever is the earlier, and ending:

(a) Two years after the close of the first taxable year for federal income tax purposes in which any part of the gain upon the conversion is realized; or

(b) Subject to such terms and conditions as may be specified by the director, at the close of such later date as the director may designate on application by the taxpayer. Such application shall be made at such time and in such manner as the director may by rule prescribe.

(5) Any election under this section shall be made at such time and in such manner as the director may by rule prescribe.

NEW SECTION. Sec. 34. The director shall prescribe rules setting forth the application of sections 26 through 34 and 36 of this act (relating to tax liens) in the

case of an interest in a partnership, corporation, or trust which, with respect to the decedent, is an interest in a closely held business (within the meaning of section 6166(b)(1) of the Internal Revenue Code of 1954).

NEW SECTION. Sec. 35. If an election is made to value property at current use for federal but not state purposes, the current use value of the property determined for federal purposes shall not affect the value of the property for purposes of the state inheritance tax.

If an election is made to value the same property at current use for federal and state purposes, then RCW 83.40.040 (federal audit) shall apply to the property. An election to value property at current use under sections 26 through 34 of this act for state inheritance tax purposes may be made whether or not an election is made to value property at current use under section 2032(a) of the Internal Revenue Code of 1954 for federal estate tax purposes.

NEW SECTION. Sec. 36. There is added to chapter 83.04 RCW a new section to read as follows:

(1) In the case of any interest in qualified real property (within the meaning of section 27 of this act) an amount equal to the adjusted tax difference attributable to the interest (within the meaning of section 28(2)(b) of this act) shall be a lien in favor of the state on the property in which the interest exists.

(2) The lien imposed by this section shall arise at the time an election is filed under section 29 of this act and shall relate back to the date of death of the decedent and continue with respect to any interest in the qualified real property until:

(a) The liability for tax under section 28 of this act with respect to the interest has been satisfied or has become unenforceable by reason of lapse of time; or

(b) It is established to the satisfaction of the director that no further tax liability may arise under section 28 of this act with respect to the interest.

(3) The notice of the lien imposed by this section shall be filed with the auditor of the county wherein the property is located. The notice of the lien shall not be required to be refiled.

(4) If there is a lien under this section on any property with respect to any estate, there shall not be any lien under RCW 83.04.023.

(5) To the extent provided in rules prescribed by the director, the furnishing of security may be substituted for the lien imposed by this section.

(6) The lien imposed by this section may be subordinated to any subsequent lien if the director determines that the state will be adequately secured after the subordination.

Sec. 37. Section 83.16.010, chapter 15, Laws of 1961 and RCW 83.16.010 are each amended to read as follows:

All property of the estate of a deceased person, for the purposes of computing the inheritance tax, shall be valued and appraised at the fair market value (~~thereof~~), unless current use valuation is elected under sections 26 through 34 of this 1979 act, on the day of the death of the decedent owner thereof and subsequent sales shall not affect the value so used. The executor, administrator or trustee in preparing the inventory in all probate cases, shall insert at the right of each real estate tract, the assessed valuation of such tract and of the improvements thereon for the information of the appraisers and other interested parties.

Sec. 38. Section 83.40.040, chapter 15, Laws of 1961 as amended by section 12, chapter 28, Laws of 1963 ex. sess. and RCW 83.40.040 are each amended to read as follows:

Except as provided in section 35 of this act, if after the values have been determined under this title for inheritance tax purposes, the same estate is valued under the federal estate tax statute and the date of death value of the property, or any portion thereof, fixed under the federal law, is increased above or decreased below the value theretofore fixed under the inheritance tax provisions of this title, and this

valuation under the federal estate tax is accepted by the estate either by agreement or through final determination in the federal court, the value as fixed under the inheritance tax provisions of this title upon such property or portion thereof shall be increased or decreased to this amount.

NEW SECTION. Sec. 39. Sections 26 through 35 of this act are each added to chapter 83.16 RCW.

Sec. 40. Section 83.20.010, chapter 15, Laws of 1961 and RCW 83.20.010 are each amended to read as follows:

All gifts, bequests, devises, and transfers of property to or for the use of any of the following shall be exempt from inheritance tax:

- (1) The United States of America;
- (2) The state of Washington;

(3) A municipal or public corporation, school district or any school or educational institution in this state supported by public funds in whole or in part;

(4) A trust or a fraternal society, order or association operating under the lodge system, exclusively for any religious, charitable, scientific, literary, educational, public or other like work, whether or not such work is to be carried on within this state; or

(5) A society, corporation, institution, organization or association exclusively engaged in or devoted to any religious, charitable, scientific, literary, educational, public or other like work, no part of the net earnings of which inures to the benefit of any private stockholder or individual, whether or not it be organized under the laws of this state or engaged in such work therein.

No exemption is allowed under this section for any portion of a gift, devise, or bequest which is directed and used for the payment of any federal estate or gift tax or state inheritance or gift tax.

Sec. 41. Section 19, chapter 292, Laws of 1961 and RCW 83.40.010 are each amended to read as follows:

Where the tax imposed by the inheritance tax laws of the state of Washington is of a lesser amount than the maximum credit of (~~(eighty percent of)~~) the federal estate tax allowed by the federal estate tax act, then the tax provided for by the said inheritance tax laws of the state of Washington shall be increased so that the amount of tax due the state of Washington shall be the maximum amount of the credit allowed under said federal estate tax act: PROVIDED, That the said additional tax shall be paid out of the same funds as any ordinary charge against the estate.

Where no tax is imposed by the inheritance tax laws of the state of Washington because of the exemptions thereunder and a tax is due the United States under the federal estate tax act, then a tax shall be due the state of Washington equal to maximum amount of the credit allowed under said federal estate act.

Should the amount of tax imposed by the inheritance tax laws of the state of Washington increased by this section, be afterwards found to be more than the maximum credit allowed under the federal estate tax act, then any excess over and above the said maximum credit shall be refunded as provided by law.

Sec. 42. Section 2, chapter 148, Laws of 1973 and RCW 11.86.010 are each amended to read as follows:

As used in this section, unless otherwise clearly required by the context:

(1) "Beneficiary" means and includes any person entitled, but for his disclaimer, to take an interest: By intestate succession, devise, legacy, or bequest; by succession to a disclaimed interest by will, trust instrument, intestate succession, or through the exercise or nonexercise of a testamentary or other power of appointment; by virtue of a renunciation and election to take against a will; as beneficiary of a testamentary or other written trust or life insurance policy; pursuant to the exercise or nonexercise of a testamentary or other power of appointment; as donee of a

power of appointment created by testamentary or trust instrument; ~~((or))~~ otherwise under a trust, testamentary or ~~((trust))~~ nontestamentary instrument or contract or community property agreement; or by right of survivorship.

(2) "Interest" means and includes the whole of any property, real or personal, legal or equitable, or any fractional part, share or particular portion or specific assets thereof, or any estate in any such property, or power to appoint, consume, apply or expend property or any other right, power, privilege or immunity relating thereto.

(3) "Disclaimer" means a written instrument which declines, refuses, releases, renounces or disclaims an interest which would otherwise be succeeded to by a beneficiary, which instrument defines the nature and extent of the interest disclaimed thereby and which must be signed, witnessed and acknowledged by the disclaimant in the manner provided for deeds of real estate, and also a written instrument which exercises a power to invade the corpus or principal of an estate or trust when such exercise has the effect of terminating an interest which could otherwise be succeeded to by a beneficiary.

Sec. 43. Section 3, chapter 148, Laws of 1973 and RCW 11.86.020 are each amended to read as follows:

A beneficiary may disclaim any interest in whole or in part, or with reference to specific parts, shares or assets thereof, ~~((by filing a disclaimer in court))~~ in the manner provided in RCW 11.86.030 and 11.86.040. A guardian, executor, administrator, attorney in fact under a durable power of attorney under chapter 11.94 RCW, or other personal representative of the estate of a minor, incompetent or deceased beneficiary, if he deems it in the best interests of those interested in the estate of such beneficiary and of those who take the beneficiary's interest by virtue of the disclaimer and not detrimental to the best interests of the beneficiary, with or without an order of the probate court, may ~~((execute and file a disclaimer))~~ disclaim on behalf of the beneficiary within the time and in the manner in which the beneficiary himself could disclaim if he were living, of legal age and competent. A beneficiary likewise may ~~((execute and file a disclaimer))~~ disclaim by agent or attorney so empowered.

Sec. 44. Section 4, chapter 148, Laws of 1973 and RCW 11.86.030 are each amended to read as follows:

Such disclaimer shall be filed and received as provided in RCW 11.86.040 at any time after the creation of the interest, but in all events ~~((within the later of six months from June 7, 1973 or six))~~ by nine months after (1) the beneficiary attains the age of twenty-one, (2) the death of the person by whom the interest was created or from whom it is or, but for the disclaimer would be received, or, (3) if the disclaimant is not finally ascertained as a beneficiary or his interest has not become indefeasibly fixed both in quality and quantity as of the death of such person, then such disclaimer shall be filed and received not later than ((six)) nine months after the event which causes or, but for the disclaimer, would cause him so to become finally ascertained and his interest to become indefeasibly fixed both in quality and quantity, whichever occurrence is latest.

Sec. 45. Section 5, chapter 148, Laws of 1973 and RCW 11.86.040 are each amended to read as follows:

Such disclaimer shall be effective upon (1) a copy thereof being filed with the clerk of the court of which the estate of the person by whom the interest was created or from whom it would have been received is, or has been, administered or, if no probate administration has been commenced, then with the clerk of the court of any county provided by law as the place for probate administration of the estate of such person, where it shall be indexed under the name of the decedent in the probate index upon payment of a fee of two dollars ~~((A copy of the disclaimer shall be delivered or mailed by certified or registered mail, return receipt requested to the~~

~~representative, trustee or other person having legal title to, or possession of, the property in which the interest disclaimed exists, and)); and (2) receipt of the disclaimer by the transferor of the interest, his legal representative, or the holder of the legal title to the property to which the interest relates, or, if the transferor is dead and there is no legal representative or holder of legal title, by the person having possession of the property. No such representative(~~(-trustee)~~) or person shall be liable for any otherwise proper distribution or other disposition made without actual knowledge of the disclaimer, or in reliance upon the disclaimer and without actual knowledge that said disclaimer is barred as provided in RCW 11.86.060. If an interest in or relating to real estate is disclaimed, the original of the disclaimer, or a copy of the disclaimer certified as true and complete by the clerk of the court wherein the same has been filed, shall be recorded in the office of the auditor in the county or counties where the real estate is situated and shall constitute notice to all persons only from and after the time of such recording.~~

Sec. 46. Section 6, chapter 148, Laws of 1973 and RCW 11.86.050 are each amended to read as follows:

Unless the person by whom the interest was created or from whom it would have been received has otherwise provided by will or other appropriate instrument with reference to the possibility of a disclaimer by the beneficiary, the interest disclaimed shall descend, be distributed or otherwise be disposed of in the same manner as if the disclaimant had died immediately preceding the ~~((death or other event which causes him to become finally ascertained as a beneficiary and his interest to become indefeasibly fixed both in quality and quantity))~~ event giving rise to the commencement of the nine month period under RCW 11.86.030 in which the disclaimer must be filed, and ((in any case;)) the disclaimer shall relate for all purposes to such date, whether filed before or after such ~~((death or other))~~ event. However, one disclaiming an interest ~~((in)), including a nonresiduary ((gift, devise or bequest))~~ interest, shall not be ((excluded)) precluded, unless his disclaimer so provides, from ~~((sharing in a gift, devise or bequest of the residue even though, through lapse, such residue includes the assets disclaimed))~~ receiving or enjoying the benefit of the disclaimed interest or any portion of it by virtue of a residuary bequest or devise, or otherwise. An interest of any nature in or to the estate of an intestate may be declined, refused or disclaimed as herein provided without ever vesting in the disclaimant.

Sec. 47. Section 7, chapter 148, Laws of 1973 and RCW 11.86.060 are each amended to read as follows:

The right to disclaim otherwise conferred by this chapter shall be barred if the beneficiary is insolvent at the time of the event giving rise to the commencement of the ~~((six months))~~ nine month period under RCW 11.86.030 within which the disclaimer must be filed. Any voluntary assignment or transfer of, or contract to assign or transfer, an interest in real or personal property, or written waiver of the right to disclaim the succession to an interest in real or personal property, by any beneficiary, or any sale or other disposition of an interest in real or personal property pursuant to judicial process, made before he has filed a disclaimer, as provided in RCW 11.86.040, bars the right otherwise conferred on such beneficiary to disclaim as to such interest.

Sec. 48. Section 8, chapter 148, Laws of 1973 and RCW 11.86.070 are each amended to read as follows:

The right to disclaim granted by RCW 11.86.020 exists regardless of any limitation imposed on the interest of the disclaimant in the nature of an express or implied spendthrift provision or similar restriction. A disclaimer, when filed and received as provided in RCW 11.86.040, or a written waiver of the right to disclaim, shall be binding upon the disclaimant or beneficiary so waiving and all parties thereafter claiming by, through or under him, except that a beneficiary so waiving

may thereafter transfer, assign or release his interest if such is not prohibited by an express or implied spendthrift provision.

NEW SECTION. Sec. 49. There is added to chapter 11.86 RCW a new section to read as follows:

If a beneficiary disclaims an interest under this chapter more than nine months after the date of death of the transferor of the interest, there shall be no recalculation of the inheritance tax with respect to the deceased transferor.

Sec. 50. Section 48, chapter 26, Laws of 1967 ex. sess. as amended by section 3, chapter 158, Laws of 1975 1st ex. sess. and RCW 82.03.190 are each amended to read as follows:

Any person having received notice of a denial of a petition or a notice of determination made under RCW 82.32.160 ((and)), 82.32.170, section 37 of this 1979 act, or RCW ... (section 12, chapter ... (SB 2182), Laws of 1979) may appeal, within thirty days from the date of the notice of such denial or determination, to the board of tax appeals. In the notice of appeal the taxpayer shall set forth the amount of the tax which he contends should be reduced or refunded and the reasons for such reduction or refund, in accordance with rules of practice and procedure prescribed by the board. The appeal shall be perfected by serving a copy of the notice of appeal upon the department of revenue within the time specified herein and by filing the original thereof with proof of service with the clerk of the board: PROVIDED, HOWEVER, That if the notice of appeal relates to an application made to the department of revenue under chapter 82.34 RCW, the taxpayer shall set forth the amount to which the taxpayer claims the credit or exemption should apply, and the grounds for such contention, in accordance with rules of practice and procedure prescribed by the board. If the taxpayer intends that the hearing before the board be held pursuant to the administrative procedure act (chapter 34.04 RCW), the notice of appeal shall also so state. In the event that the notice of appeal does not so state, the department may, within ten days from the date of its receipt of the notice of appeal, file with the clerk of the board notice of its intention that the hearing be held pursuant to the administrative procedure act.

NEW SECTION. Sec. 51. There is added to chapter 83.24 RCW a new section to read as follows:

Any person aggrieved by the determination of the tax by the department of revenue pursuant to RCW 83.24.010 may file an appeal with the board of tax appeals as provided in RCW 82.03.190. A person not electing to appeal to the board of tax appeals may file a petition in superior court as provided in RCW 83.24.020.

NEW SECTION. Sec. 52. This act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions; shall take effect immediately; and shall be effective with respect to persons dying after the effective date of this act.

NEW SECTION. Sec. 53. If any provision of this act, or its application to any person or circumstance is held invalid, the remainder of the act, or the application of the provision to other persons or circumstances is not affected.

NEW SECTION. Sec. 54. The following acts or parts of acts are each hereby repealed:

- (1) Section 83.04.050, chapter 15, Laws of 1961 and RCW 83.04.050;
- (2) Section 83.08.020, chapter 15, Laws of 1961 and RCW 83.08.020;
- (3) Section 83.08.030, chapter 15, Laws of 1961 and RCW 83.08.030;
- (4) Section 83.08.040, chapter 15, Laws of 1961 and RCW 83.08.040;
- (5) Section 1, chapter 11, Laws of 1963 ex. sess. and RCW 83.20.020;
- (6) Section 1, chapter 8, Laws of 1965 ex. sess., section 6, chapter 149, Laws of 1973 1st ex. sess., section 1, chapter 221, Laws of 1973 1st ex. sess. and RCW 83.20.030;
- (7) Section 2, chapter 221, Laws of 1973 1st ex. sess. and RCW 83.20.040; and

(8) Section 83.44.020, chapter 15, Laws of 1961 and RCW 83.44.020."

On page 1, on line 1 of the title, after "inheritance;" strike the remainder of the title and insert "amending section 2, chapter 292, Laws of 1961 and RCW 83.04.010; amending section 3, chapter 292, Laws of 1961 and RCW 83.04.013; amending section 1, chapter 73, Laws of 1972 ex. sess. and RCW 83.24.035; amending section 83.04.030, chapter 15, Laws of 1961 as amended by section 9, chapter 292, Laws of 1961 and RCW 83.04.030; amending section 83.04.080, chapter 15, Laws of 1961 and RCW 83.04.080; amending section 83.05.020, chapter 15, Laws of 1961 and RCW 83.05.020; amending section 83.08.050, chapter 15, Laws of 1961 and RCW 83.08.050; amending section 83.16.020, chapter 15, Laws of 1961 as amended by section 108, chapter 278, Laws of 1975 1st ex. sess. and RCW 83.16.020; amending section 83.16.080, chapter 15, Laws of 1961 as last amended by section 14, chapter 107, Laws of 1979 and RCW 83.16.080; amending section 11.08.210, chapter 145, Laws of 1965 as amended by section 5, chapter 278, Laws of 1975 1st ex. sess. and RCW 11.08.210; amending section 83.05.050, chapter 15, Laws of 1961 as amended by section 101, chapter 278, Laws of 1975 1st ex. sess. and RCW 83.05.050; amending section 83.44.080, chapter 15, Laws of 1961 as amended by section 1, chapter 73, Laws of 1969 and RCW 83.44.080; amending section 83.44.010, chapter 15, Laws of 1961 as last amended by section 1, chapter 132, Laws of 1971 ex. sess. and RCW 83.44.010; amending section 83.16.010, chapter 15, Laws of 1961 and RCW 83.16.010; amending section 83.40.040, chapter 15, Laws of 1961 as amended by section 12, chapter 28, Laws of 1963 ex. sess. and RCW 83.40.040; amending section 83.20.010, chapter 15, Laws of 1961 and RCW 83.20.010; amending section 19, chapter 292, Laws of 1961 and RCW 83.40.010; amending section 2, chapter 148, Laws of 1973 and RCW 11.86.010; amending section 3, chapter 148, Laws of 1973 and RCW 11.86.020; amending section 4, chapter 148, Laws of 1973 and RCW 11.86.030; amending section 5, chapter 148, Laws of 1973 and RCW 11.86.040; amending section 6, chapter 148, Laws of 1973 and RCW 11.86.050; amending section 7, chapter 148, Laws of 1973 and RCW 11.86.060; amending section 8, chapter 148, Laws of 1973 and RCW 11.86.070; amending section 48, chapter 26, Laws of 1967 ex. sess. as amended by section 3, chapter 158, Laws of 1975 1st ex. sess. and RCW 82.03.190; adding a new section to chapter 11.08 RCW; adding a new section to chapter 11.86 RCW; adding new sections to chapter 83.04 RCW; adding new sections to chapter 83.16 RCW; adding new sections to chapter 83.08 RCW; adding a new section to chapter 83.20 RCW; adding a new section to chapter 83.24 RCW; adding a new section to chapter 83.44 RCW; creating new sections; repealing section 83.04.050, chapter 15, Laws of 1961 and RCW 83.04.050; repealing section 83.08.020, chapter 15, Laws of 1961 and RCW 83.08.020; repealing section 83.08.030, chapter 15, Laws of 1961 and RCW 83.08.030; repealing section 83.08.040, chapter 15, Laws of 1961 and RCW 83.08.040; repealing section 1, chapter 11, Laws of 1963 ex. sess. and RCW 83.20.020; repealing section 1, chapter 8, Laws of 1965 ex. sess., section 6, chapter 149, Laws of 1973 1st ex. sess., section 1, chapter 221, Laws of 1973 1st ex. sess. and RCW 83.20.030; repealing section 2, chapter 221, Laws of 1973 1st ex. sess. and RCW 83.20.040; repealing section 83.44.020, chapter 15, Laws of 1961 and RCW 83.44.020; and declaring an emergency.", and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

MOTION

On motion of Senator Rasmussen, the Senate concurred in the House amendments to Substitute Senate Bill No. 2181.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 2181, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 40; absent or not voting, 1; excused, 8.

Voting yea: Senators Benitz, Bluechel, Bottiger, Clarke, Conner, Donohue, Fleming, Gallagher, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Marsh, Moore, Newschwander, North, Odegaard, Peterson, Quigg, Rasmussen, Ridder, Scott, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—40.

Absent or not voting: Senator Matson—1.

Excused: Senators Bausch, Day, Keefe, Lysen, McDermott, Morrison, Pullen, Sellar—8.

SUBSTITUTE SENATE BILL NO. 2181, as amended by the House, 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.

MOTIONS

On motion of Senator Wilson, Senator von Reichbauer was excused.

On motion of Senator Jones, Senator Matson was excused.

On motion of Senator Walgren, the Senate commenced consideration of the House Message on Substitute Senate Bill No. 2182.

MESSAGE FROM THE HOUSE

May 14, 1979.

Mr. President: The House has passed SUBSTITUTE SENATE BILL NO. 2182 with the following amendments:

On page 3, strike everything after the enacting clause and insert the following:

"NEW SECTION. Section 1. As used in this chapter:

(1) "Gift" means any voluntary transfer of property by an individual without adequate and full consideration in money or money's worth.

(2) "Donor" means any individual who makes a voluntary transfer of property without adequate and full consideration in money or money's worth.

(3) "Donee" means any beneficiary, whether a person or a body politic or corporate, to whom or for whose use or benefit a gift is made by a donor.

(4) "Department" means the department of revenue of the state of Washington.

(5) "Class A donee" means a donee who is:

(a) Donor's lineal ancestor;

(b) Donor's lineal descendant including stepchildren and their lineal descendants and adopted persons and their lineal descendants if, in the case of adopted persons, the decree of adoption was either (i) entered before the effective date of this act or before the eighteenth birthday of the adopted person or (ii) entered more than five years prior to the date of the gift if the decree of adoption was entered on or after the eighteenth birthday of the adopted person;

(c) Donor's spouse; or

(d) A spouse of a lineal descendant of the donor.

(6) "Class B donee" is a donee who is a brother or sister of the donor, or a lineal descendant of a brother or sister of the donor.

(7) "Class C donee" is a donee other than a class A donee or a class B donee.

(8) "Taxable gift" is the total amount of gifts made during the calendar year less the annual exclusion provided for in section 4(1) of this act and less the deductions provided for in section 7 of this act.

(9) "Calendar year" includes only the calendar year 1941 and succeeding calendar years, and in the case of the calendar year 1941, includes only the portion of the year after March 21, 1941.

(10) "Preceding calendar years" means the calendar year 1941 and all calendar years intervening between the calendar year 1941 and the calendar year for which the tax is being computed.

NEW SECTION. Sec. 2. (1) For the calendar year, a tax, computed as provided in section 3 of this act, is hereby imposed on the privilege of transferring property by gift during the calendar year.

(2) The tax imposed by this section applies whether the transfer is in trust or otherwise, whether the gift is direct or indirect, and whether the property is real or personal, tangible or intangible. As to a donor residing in this state, the tax applies to the transfer by gift of all property except property, real or tangible personal, permanently located (having situs) outside this state. As to a nonresident donor, the tax applies only if the property is real or tangible personal, permanently located (having situs) within this state.

(3) This chapter does not apply to any transfer in trust or otherwise in which the donor, either alone or acting with any person who does not possess a substantial adverse interest in the property transferred, has retained the power to revest in the donor the property transferred or the rents, profits and issue thereof, but the relinquishment or termination of the power (other than the donor's death) shall be considered to be a transfer by the donor by gift of the property subject to the power. Any payment of the rents, profits, and issue of the property transferred to a beneficiary other than the donor shall be considered to be a transfer by the donor of the income by gift.

NEW SECTION. Sec. 3. (1) The tax imposed by section 2 of this act for each calendar year shall be an amount equal to:

(a) A tax computed in accordance with the rate schedules set forth in this section, on the aggregate sum of taxable gifts for the calendar year and for each of the preceding calendar years, less:

(b) A tax, computed in accordance with the following rate schedules, on the aggregate sum of the taxable gifts for each of the preceding calendar years.

(2) The tax on gifts to class A donees shall be the amount of tax computed at the following rates:

If taxable gifts are:	The tax is the sum of:
Up to an including \$25,000	1%
Over \$25,000, but not over \$50,000	2%
Over \$50,000, but not over \$75,000	3%
Over \$75,000, but not over \$100,000	4%
Over \$100,000, but not over \$200,000	7%
Over \$200,000, but not over \$500,000	9%
Over \$500,000	10%

(3) Forty thousand dollars of any amount passing to class A is exempt, and the exemption shall be computed by taking a five hundred fifty dollar credit against the total tax. The exemption shall be applied to that portion of the total amount passing to class A which is taxable at the lowest rates.

(4) The tax on gifts to class B donees shall be the amount of tax computed at the following rates:

If taxable gifts are:	The tax is the sum of:
Not over \$10,000	3%
Over \$10,000, but not over \$20,000	4%
Over \$20,000, but not over \$60,000	7%

Over \$60,000, but not over \$100,000	10%
Over \$100,000, but not over \$200,000	15%
Over \$200,000	20%

(5) The tax on gifts to class C donees shall be the amount of tax computed at the following rates:

If taxable gifts are:	The tax is the sum of:
Not over \$20,000	10%
Over \$20,000, but not over \$50,000	15%
Over \$50,000, but not over \$100,000	20%
Over \$100,000	25%

(6) Any gift of property or income therefrom passing in trust shall be classified in accordance with the relationship of the donor to the trust beneficiary.

NEW SECTION. Sec. 4. (1) In the case of gifts (other than gifts of future interests in property) made to any donee by the donor during the calendar year, the first three thousand dollars of the gifts to the donee shall not, for the purpose of this chapter, be included in the total amount of gifts made during the year.

(2) No part of a gift to an individual who has not attained the age of twenty-one years on the date of the transfer shall be considered a gift of a future interest in property for the purposes of subsection (1) of this section if the property and the income therefrom:

(a) May be expended by or for the benefit of the donee before his attaining the age of twenty-one years; and

(b) Will to the extent not so expended:

(i) pass to the donee on his attaining the age of twenty-one years; and

(ii) in the event the donee dies before attaining the age of twenty-one years, be payable to the estate of the donee, or as he may appoint under a general power of appointment.

NEW SECTION. Sec. 5. If the gift is made in property other than money, the amount thereof is its fair market value, less any encumbrance thereon at the time the gift is made. Where property is transferred for less than an adequate and full consideration in money or money's worth, the amount by which the value of the property exceeds the value of the consideration shall be deemed a gift and shall be included in computing the amount of gifts made during the calendar year. If the gift constitutes an annuity, a life estate, an estate for a term of years, a remainder, or a reversion, the value of the gift shall be computed in the same manner as provided by RCW 83.16.020.

NEW SECTION. Sec. 6. In case of (1) a transfer of community property, real or personal, tangible or intangible, by one spouse or by both spouses to a person other than a member of the community, or (2) a transfer of separate property, real or personal, tangible or intangible, by one spouse to a person other than the other spouse to which transfer the other spouse consents on the gift tax return of the donor, for the purpose of determining gift tax liability two gifts shall be deemed to have been made, one by each spouse and each for one-half of the whole value of the property transferred.

NEW SECTION. Sec. 7. In computing taxable gifts for any calendar year all gifts of property to or for the use of any of the following is exempt from gift tax:

(1) The United States of America;

(2) The state of Washington;

(3) A municipal or public corporation, school district, or any school or educational institution in this state supported by public funds in whole or in part;

(4) A trust, or a fraternal society, order, or association operating under the lodge system, exclusively for any religious, charitable, scientific, literary, educational, public or other like work, whether or not such work is to be carried on within this state; or

(5) A society, corporation, institution, organization or association exclusively engaged in or devoted to any religious, charitable, scientific, literary, educational, public, or other like work, no part of the net earnings of which inures to the benefit of any private stockholder or individual, whether or not it is organized under the laws of this state or engaged in this work in the state.

No exemption is allowed under this section for any portion of a gift which is directed and used for the payment of any federal estate or gift tax or state inheritance or gift tax.

NEW SECTION. Sec. 8. (1) Any donor who within the calendar year makes any transfer by gift (except those which are not to be included, as set forth in section 4 of this act) shall make a return on a form prescribed by the department, which form shall set forth the name and address of the donor, the name and address of the donee, a description of the gift, the method by which the gift is valued and, if the gift is real property, the assessed valuation of the real property at the time the gift is made, and such other information as the department might reasonably require. The return shall be filed with the department on or before April 15 of the year following the calendar year in which the gift is made.

(2) The tax imposed by this chapter shall be paid by the donor to the department on or before April 15 following the close of the calendar year in which the gift is made. All moneys paid to the department shall immediately be transmitted to the state treasurer and credited to the general fund.

(3) The department may require any person to make a return, render under oath such statements, or keep such records as the department may reasonably require to show whether such person is liable to tax under this chapter.

(4) The donor shall file with the department one copy of any corrected federal gift tax return setting forth the total amount of federal gift tax thereon, as finally determined by the federal government. A copy of the original federal gift tax return must be included with the corrected federal gift tax return when the latter is filed with the department.

(5) If by agreement of the donor and the federal government or by final determination in federal courts the value of any gift is increased above or decreased below the value originally reported for federal gift tax purposes, the corrected valuation shall be used for state gift tax purposes.

NEW SECTION. Sec. 9. (1) For purposes of this chapter, if a person disclaims an interest under chapter 11.86 RCW, this chapter shall apply with respect to the interest disclaimed as if the interest had never been transferred to the person.

(2) A person making a disclaimer shall provide the department with a copy of the disclaimer.

NEW SECTION. Sec. 10. (1) The exercise or nonexercise by an employee of an election or option whereby a payment will become payable to any beneficiary at or after the employee's death shall not be considered a transfer for gift tax purposes if the election or option is provided under:

(a) Any pension or retirement plan or system established for the benefit of its employees by the United States, by the state of Washington, or by any county, city, or other municipality or political subdivision of the state of Washington; or

(b) Any individual retirement account or any pension, profit-sharing, thrift, stock bonus, or similar trust or any retirement annuity contract established or purchased as part of or under a qualified benefit plan qualifying for income tax exemption under the Internal Revenue Code of 1954 of the United States.

(2) Any interest of the spouse of the employee covered by an account, plan, system, or retirement annuity contract as described in subsection (1) of this section as may become payable upon the death of the employee shall not be considered a transfer for gift tax purposes.

(3) In order for the gift to be exempt, the donor shall, upon request, provide to the inheritance tax division a certification from the employer, administrator, trustee, or custodian of the benefit plan that it is so qualified.

NEW SECTION. Sec. 11. There shall be no exemption or tax credit allowed where the donor was not a resident of a territory or state of the United States, the District of Columbia, or the Commonwealth of Puerto Rico and the property transferred is real property or tangible or intangible personal property, including certificates of stock, bonds, bills, notes, bank deposits, and other written evidence of intangible property which is physically situated within the state of Washington, or where the domicile of the debtor is in the state of Washington.

NEW SECTION. Sec. 12. (1) If the department determines that (a) a tax return of a donor is incorrect or (b) a donor has failed to file a return required under this chapter, the department shall send to the donor or his representative a computation letter in which the department sets forth its computation of the tax due and the method by which the tax is computed.

(2) At any time more than thirty days after the date of mailing the computation letter, the department may send its determination letter to the donor (and a copy to his representative, if any) in which the department sets forth its computation of tax due and the method by which the tax was computed, which letter may incorporate by reference the computation letter and any intervening letters from the department to the donor or his representative.

(3) If the donor disagrees with the statement of the tax due as set forth in the determination letter the donor may commence an action in the superior court within sixty days of the date of receipt of the determination letter (unless that sixty days is extended by written agreement) in the county in which the donor resides if a resident of this state or in Thurston county if not a resident of this state against the department in order to determine the tax liability and the amount thereof. Failure to commence the action within this period shall prohibit the donor from contesting the tax liability or the amount thereof in any subsequent proceeding of any nature or kind. The civil rules for superior court apply to these actions.

(4) If the donor fails to commence the action in superior court within the periods allowed in subsection (3) of this section, the amount set forth in the determination letter shall be conclusively presumed insofar as the donor is concerned to be the correct tax liability of the donor.

(5) The donor may waive the restrictions provided in this section on the assessment and collection of the whole or any part of the tax imposed by this chapter.

(6) At any time more than sixty days after the department has sent the determination letter to the donor but only within the time limit specified in section 15 of this act for sending a determination letter to the donor, the department may elect to enforce payment of the tax against the donee by sending its determination letter to the donee.

If the donee disagrees with the statement of the tax due as set forth in the determination letter the donee may commence an action in the superior court within sixty days of the date of the donee's receipt of the determination letter (unless that sixty days is extended by written agreement) in the county in which the donee resides if a resident of this state, or in Thurston county if not a resident of this state, against the department in order to determine the tax liability and the amount thereof. Failure to commence the action in superior court within this period shall prohibit the donee from contesting the tax liability or the amount thereof in any

subsequent proceeding of any nature or kind. The civil rules for superior court apply to these actions.

(7) If the donee fails to commence the action within the periods allowed in subsection (6) of this section, the amount set forth in the determination letter shall be conclusively presumed, insofar as the donee is concerned, to be the correct tax liability of the donee.

(8) The donee may waive the restrictions provided in this section on the assessment and collection of the whole or any part of the tax imposed by this chapter.

(9) The burden of proving the date of receipt of the determination letter by either the donor or the donee shall be on the department.

NEW SECTION. Sec. 13. If the gift tax imposed by this chapter is not paid in full, the appeal period provided in section 12(3) of this act and, if applicable, section 12(6) of this act has expired, and the amount of the tax liability is fixed, the department may file in the office of the clerk of the superior court of any county a notice of lien of tax against the donor and, if the department has elected to proceed against the donee under section 12(6) of this act, a notice of lien of tax against the donee; and thereupon the clerk shall enter in the judgment docket the name of the donor and, if applicable, the name of the donee, the amount of the tax due including interest to the date for which the lien is claimed and the date when the lien is filed. The lien shall have the same effect as a personal judgment and may be collected in the same manner as other judgments. Upon payment of the judgment in whole or in part the department shall satisfy the judgment to the extent so paid.

NEW SECTION. Sec. 14. Interest shall accrue upon any unpaid gift tax owed for the calendar year at the annual interest rate of eight percent, which interest shall commence on April 16 of the year following the year for which the gift tax liability was incurred. The department shall have no discretion to waive the imposition of any interest imposed by this chapter: **PROVIDED,** That in the event of litigation the court shall have the power to reduce or eliminate interest.

NEW SECTION. Sec. 15. The department shall mail the determination letter to the donor as provided in section 12(2) of this act as follows:

(1) If a return is timely filed, within three years after April 15 of the year the return is due;

(2) If a return is not timely filed, within three years of the date of filing of the return; or

(3) If no return has been filed, at any time after the return is due. No lien shall be filed nor shall any proceeding in court or otherwise be undertaken for the collection of the taxes unless the determination letter shall have been mailed as required by this section. The running of the statute of limitations provided in this subsection shall be suspended for the period during which the department is prohibited from action by any court of competent jurisdiction and for sixty days thereafter.

NEW SECTION. Sec. 16. (1) Where there has been an overpayment of the gift tax imposed by this chapter, the amount of the overpayment shall be credited against any gift tax then due from the person who paid the tax and any balance shall be refunded by the state of Washington to the person who paid the tax.

(2) No credit or refund shall be allowed or made after two years from the time the tax is paid, from the date of notice of the completion of any federal audit concerning the gift, or from the date of notice of the completion of any state audit concerning the gift, whichever is latest, unless before the expiration of this period a written claim therefor is filed by the person entitled to the refund. The amount of the credit or refund shall not exceed the portion of the tax paid during the three years immediately preceding the filing of the claim, or if no claim was filed, then during the three years immediately preceding the allowance of the credit or refund.

NEW SECTION. Sec. 17. In case of any failure to make and file a return required by this chapter within the time prescribed by law or by the department in

pursuance of law, twenty-five percent of the tax shall be added to the tax, except that when a return is filed after this time and it is shown that the failure to file it was not due to wilful neglect, no addition shall be made to the tax. The amount so added to any tax shall be collected at the same time and in the same manner and as part of the tax unless the tax has been paid before the discovery of the neglect, in which case the amount so added shall be collected in the same manner as the tax.

NEW SECTION. Sec. 18. Every person who practices a fraud upon the state of Washington relating to the ascertainment, determination, or collection of any gift tax by misrepresentation or concealment of fact, whether as principal, agent, or accessory, either before or after the fact, shall be guilty of a gross misdemeanor.

NEW SECTION. Sec. 19. The department may prescribe needful rules and regulations in accordance with the provisions of the administrative procedure act, chapter 34.04 RCW.

NEW SECTION. Sec. 20. This chapter may be cited as the "Gift Tax Act of 1979".

NEW SECTION. Sec. 21. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected.

NEW SECTION. Sec. 22. Sections 1 through 20 of this act shall constitute a new chapter in Title 83 RCW.

NEW SECTION. Sec. 23. The following acts or parts of acts are each repealed:

- (1) Section 83.56.005, chapter 15, Laws of 1961 and RCW 83.56.005;
- (2) Section 83.56.010, chapter 15, Laws of 1961 and RCW 83.56.010;
- (3) Section 83.56.020, chapter 15, Laws of 1961 and RCW 83.56.020;
- (4) Section 83.56.030, chapter 15, Laws of 1961, section 2, chapter 274, Laws of 1969 ex. sess. and RCW 83.56.030;
- (5) Section 83.56.040, chapter 15, Laws of 1961 and RCW 83.56.040;
- (6) Section 83.56.050, chapter 15, Laws of 1961, section 1, chapter 67, Laws of 1965 ex. sess., section 69, chapter 292, Laws of 1971 ex. sess., section 1, chapter 146, Laws of 1973 1st ex. sess. and RCW 83.56.050;
- (7) Section 83.56.060, chapter 15, Laws of 1961 and RCW 83.56.060;
- (8) Section 83.56.070, chapter 15, Laws of 1961 and RCW 83.56.070;
- (9) Section 83.56.080, chapter 15, Laws of 1961, section 125, chapter 278, Laws of 1975 1st ex. sess. and RCW 83.56.080;
- (10) Section 83.56.090, chapter 15, Laws of 1961, section 126, chapter 278, Laws of 1975 1st ex. sess. and RCW 83.56.090;
- (11) Section 83.56.100, chapter 15, Laws of 1961, section 127, chapter 278, Laws of 1975 1st ex. sess. and RCW 83.56.100;
- (12) Section 83.56.110, chapter 15, Laws of 1961, section 128, chapter 278, Laws of 1975 1st ex. sess. and RCW 83.56.110;
- (13) Section 83.56.120, chapter 15, Laws of 1961 and RCW 83.56.120;
- (14) Section 83.56.130, chapter 15, Laws of 1961, section 129, chapter 278, Laws of 1975 1st ex. sess. and RCW 83.56.130;
- (15) Section 83.56.140, chapter 15, Laws of 1961, section 130, chapter 278, Laws of 1975 1st ex. sess. and RCW 83.56.140;
- (16) Section 83.56.150, chapter 15, Laws of 1961, section 131, chapter 278, Laws of 1975 1st ex. sess. and RCW 83.56.150;
- (17) Section 83.56.160, chapter 15, Laws of 1961, section 151, chapter 81, Laws of 1971 and RCW 83.56.160;
- (18) Section 83.56.170, chapter 15, Laws of 1961, section 132, chapter 278, Laws of 1975 1st ex. sess. and RCW 83.56.170;
- (19) Section 83.56.180, chapter 15, Laws of 1961, section 133, chapter 278, Laws of 1975 1st ex. sess. and RCW 83.56.180;

(20) Section 83.56.190, chapter 15, Laws of 1961 and RCW 83.56.190;

(21) Section 83.56.200, chapter 15, Laws of 1961, section 134, chapter 278, Laws of 1975 1st ex. sess. and RCW 83.56.200;

(22) Section 83.56.210, chapter 15, Laws of 1961, section 135, chapter 278, Laws of 1975 1st ex. sess. and RCW 83.56.210;

(23) Section 83.56.220, chapter 15, Laws of 1961, section 136, chapter 278, Laws of 1975 1st ex. sess. and RCW 83.56.220;

(24) Section 83.56.230, chapter 15, Laws of 1961 and RCW 83.56.230;

(25) Section 83.56.240, chapter 15, Laws of 1961, section 137, chapter 278, Laws of 1975 1st ex. sess. and RCW 83.56.240;

(26) Section 83.56.250, chapter 15, Laws of 1961, section 138, chapter 278, Laws of 1975 1st ex. sess. and RCW 83.56.250;

(27) Section 83.56.270, chapter 15, Laws of 1961, section 139, chapter 278, Laws of 1975 1st ex. sess. and RCW 83.56.270;

(28) Section 83.56.280, chapter 15, Laws of 1961, section 140, chapter 278, Laws of 1975 1st ex. sess. and RCW 83.56.280;

(29) Section 83.56.290, chapter 15, Laws of 1961 and RCW 83.56.290;

(30) Section 83.56.300, chapter 15, Laws of 1961 and RCW 83.56.300;

(31) Section 83.56.310, chapter 15, Laws of 1961, section 141, chapter 278, Laws of 1975 1st ex. sess. and RCW 83.56.310;

(32) Section 83.56.320, chapter 15, Laws of 1961, section 142, chapter 278, Laws of 1975 1st ex. sess. and RCW 83.56.320; and

(33) Section 83.56.900, chapter 15, Laws of 1961 and RCW 83.56.900.

NEW SECTION. Sec. 24. This act shall take effect January 1, 1980, and shall be effective with respect to gifts made after December 31, 1979. The administrative provisions of sections 1 through 20 of this act shall apply to collections of taxes due on gifts made before January 1, 1980."

On page 3, beginning on line 2 of the title, strike "declaring an emergency" and insert "prescribing an effective date", and the same are herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

MOTION

On motion of Senator Rasmussen, the Senate concurred in the House amendments to Substitute Senate Bill No. 2182.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 2182, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 39; excused, 10.

Voting yea: Senators Benitz, Bluechel, Bottiger, Clarke, Conner, Donohue, Fleming, Gallagher, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Marsh, Moore, Newschwander, North, Odegaard, Peterson, Quigg, Rasmussen, Ridder, Scott, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—39.

Excused: Senators Bausch, Day, Keefe, Lysen, Matson, McDermott, Morrison, Pullen, Sellar, von Reichbauer—10.

SUBSTITUTE SENATE BILL NO. 2182, as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Walgren, the Senate commenced consideration of the House Message on Engrossed Substitute Senate Bill No. 2336.

MESSAGE FROM THE HOUSE

May 23, 1979.

Mr. President: The House has passed ENGROSSED SUBSTITUTE SENATE BILL NO. 2336 with the following amendments:

On page 14, line 22, after "building" insert "constructed prior to the effective date of this 1979 act"

On page 18, line 35, strike "advisory" and insert "((advisory))" and after "home" insert "advisory"

On page 18, line 35, after "council" insert "and the board of health"

On page 19, line 10, strike "advisory" and insert "((advisory))" and insert "advisory" after "home" on line 11

On page 19, line 33, after "of the" strike "general" and insert "advisory", and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

MOTION

On motion of Senator Fleming, the Senate concurred in the House amendments to Engrossed Substitute Senate Bill No. 2336.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute Senate Bill No. 2336, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 39; nays, 1; excused, 9.

Voting yea: Senators Benitz, Bluechel, Bottiger, Clarke, Conner, Donohue, Fleming, Gallagher, Gaspard, Goltz, Gould, Hansen, Hayner, Henry, Jones, Lee, Lewis, Marsh, Moore, Newschwander, North, Odegaard, Peterson, Quigg, Rasmussen, Ridder, Scott, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognil, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—39.

Voting nay: Senator Guess—1.

Excused: Senators Bausch, Day, Keefe, Lysen, Matson, McDermott, Morrison, Pullen, Sellar—9.

ENGROSSED SUBSTITUTE SENATE BILL NO. 2336, as amended by the House, 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.

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

REPORT OF STANDING COMMITTEE

May 10, 1979.

ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 527, providing compensation for the workers and political subdivisions for search and rescue activities (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass.

Signed by: Senators Donohue, Chairman; McDermott, Vice Chairman; Gaspard, Goltz, Jones, Marsh, Morrison, Newschwander, Odegaard, Rasmussen, Ridder, Shinpoch, Walgren, Wojahn.

Passed to Committee on Rules for second reading.

MOTION

At 4:20 p.m., on motion of Senator Walgren, the Senate adjourned until 10:00 a.m., Friday, May 25, 1979.

JOHN A. CHERBERG, President of the Senate.

SIDNEY R. SNYDER, Secretary of the Senate.

SIXTY-SIXTH DAY

MORNING SESSION

Senate Chamber, Olympia, Friday, May 25, 1979.

The Senate was called to order at 10:00 a.m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senators Bausch, Day, Gallagher, Keefe, Quigg, Walgren, Williams and Wojahn. On motion of Senator Wilson, Senators Bausch, Day, Keefe, Walgren, Williams and Wojahn were excused. On motion of Senator Jones, Senators Gallagher and Quigg were excused.

The Color Guard, consisting of Pages Julie Bjornson and Eric Mellander, presented the Colors. Reverend George C. Smith, pastor of the Evergreen Christian Center of Olympia, offered the following prayer:

"O GOD, OUR HEAVENLY FATHER, WE BOW BEFORE YOU AT THE BEGINNING OF TODAY'S SESSION TO ASK FOR YOUR BLESSING AND GUIDANCE. AS WE ENTER THIS MEMORIAL WEEKEND WE WOULD REMEMBER THOSE WHO HAVE LAID DOWN THEIR LIVES IN THE CAUSE OF FREEDOM. THEY HAVE PAID A GREAT PRICE FOR ALL THAT WE ENJOY TODAY.

"LET US ALSO REMEMBER HOW MUCH WE OWE TO YOU. MAY WE BE REMINDED THAT THE NATION OR PERSON WHO FORGETS GOD IS AS FOOLISH AND TROUBLE-BOUND AS THE ONE WHO FORGETS THAT A RED LIGHT MEANS 'STOP' OR THAT HE CAN QUENCH HIS THIRST AT A DRINKING FOUNTAIN. HELP US TO BE THE MEN AND WOMEN YOU WOULD HAVE US TO BE. MAY THE PRINCIPLES OF CHRISTIAN TRUTH BE AT THE HEART OF ALL DECISIONS. WE PRAY FOR THE PRESIDENT, THE GOVERNOR, THE MEMBERS OF THIS SENATE, AND THE HOUSE OF REPRESENTATIVES. NOW GRANT US YOUR PEACE. IN THE NAME OF JESUS CHRIST WE PRAY. AMEN."

MOTION

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

MESSAGES FROM THE GOVERNOR

Office of the Governor, May 15, 1979.
TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.
LADIES AND GENTLEMEN:

I have the honor to advise that on May 14, 1979, Governor Ray approved the following Senate Bills entitled:

SENATE BILL NO. 2143, relating to education.

SENATE BILL NO. 2852, relating to impasse procedures for uniformed personnel.

Sincerely,
H. B. HANNA
Legal Counsel.

Office of the Governor, May 17, 1979.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON
LADIES AND GENTLEMEN:

I have the honor to advise that on May 17, 1979, Governor Ray approved the following Senate Bills entitled:

SUBSTITUTE SENATE BILL NO. 2010, relating to housing authorities.

SUBSTITUTE SENATE BILL NO. 2434, regulating certain educational institutions.

SUBSTITUTE SENATE BILL NO. 2957, relating to transportation.

Sincerely,
H.B. HANNA
Legal Counsel.

Office of the Governor, May 24, 1979.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON:
LADIES AND GENTLEMEN:

I have the honor to advise that on May 24, 1979, Governor Ray approved the following Senate Bill entitled:

SUBSTITUTE SENATE BILL NO. 2388, relating to revenue.

Sincerely,
H.B. HANNA
Legal Counsel.

Office of the Governor, May 17, 1979.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON:
LADIES AND GENTLEMEN:

I have signed SUBSTITUTE SENATE BILL NO. 2434 because I feel that the consumers of postsecondary educational services in this state require the kind of protection that it makes possible.

I am concerned, however, that the provisions of the act go far beyond what is necessary. The act is so broad that over-zealous implementation, beyond the intent of the authors to eliminate clearly fraudulent operations, could occur and lead to undesirable results such as limited competition, limited educational alternatives, and higher prices to the consumer. I hope that the Council for Postsecondary Education and the Commission on Vocational Education will be mindful when they implement this act that exempt institutions, particularly state schools, can serve as good benchmarks of "reasonableness"; that education is a difficult-to-measure enterprise; and that consumers are, in the long run, the best judges of quality.

Sincerely,
DIXY LEE RAY
Governor.

cc: Council for Postsecondary Education
Commission on Vocational Education

MESSAGE FROM THE HOUSE

May 21, 1979.

Mr. President: The Speakers have signed:

SENATE BILL NO. 2176,

SENATE BILL NO. 2378,

SECOND SUBSTITUTE SENATE BILL NO. 2944,

SUBSTITUTE SENATE BILL NO. 2952,
 SUBSTITUTE SENATE BILL NO. 2967,
 SENATE JOINT MEMORIAL NO. 107, and the same are herewith
 transmitted.

DEAN R. FOSTER, Chief Clerk.
 VITO T. CHIECHI, Chief Clerk.

MESSAGE FROM THE HOUSE

April 27, 1979.

Mr. President: The House has passed SUBSTITUTE SENATE BILL NO. 2097 with the following amendments:

Strike everything after the enacting clause and insert the follows:

"NEW SECTION. Section 1. There is added to chapter 46.04 RCW a new section to read as follows:

"Moped" means any two-wheeled or three-wheeled device having fully operative pedals for propulsion by human power and a motor with a cylinder displacement not exceeding fifty cubic centimeters which produces no more than two gross brake horsepower (developed by a prime mover, as measured by a brake applied to the driving shaft) and is capable of propelling the device at a maximum speed of not more than thirty miles per hour on level ground, and the wheels of which are at least sixteen inches in diameter.

The state commission on equipment may approve of and define as a "moped" a vehicle which fails to meet these specific criteria, but which is essentially similar in performance and application to vehicles which do meet these specific criteria.

Sec. 2. Section 46.04.330, chapter 12, Laws of 1961 and RCW 46.04.330 are each amended to read as follows:

"Motorcycle" means every motor vehicle having a saddle for the use of the rider and designed to travel on not more than three wheels in contact with the ground, but excluding a farm tractor and a moped.

Sec. 3. Section 28, chapter 154, Laws of 1963 and RCW 46.04.332 are each amended to read as follows:

"Motor-driven cycle" means every motorcycle, including every motor scooter, with a motor which produces not to exceed five brake horsepower (developed by a prime mover, as measured by a brake applied to the driving shaft)(~~(, and every bicycle with motor attached)~~). A motor driven cycle does not include a moped.

Sec. 4. Section 46.04.670, chapter 12, Laws of 1961 and RCW 46.04.670 are each amended to read as follows:

"Vehicle" includes every device capable of being moved upon a public highway and in, upon, or by which any persons or property is or may be transported or drawn upon a public highway, excepting devices moved by human or animal power or used exclusively upon stationary rails or tracks, except that mopeds shall be considered vehicles or motor vehicles for the purposes of chapter 46.12 RCW, but not for the purposes of chapter 46.70 RCW.

NEW SECTION. Sec. 5. There is added to chapter 46.16 RCW a new section to read as follows:

Application for registration of a moped shall be made to the department of licensing in such manner and upon such forms as the department shall prescribe, and shall state the name and address of each owner of the moped to be registered, the vehicle identification number, and such other information as the department may require, and shall be accompanied by a registration fee of three dollars. Upon receipt of the application and the application fee, the moped shall be registered and a registration number assigned, which shall be affixed to the moped in the manner as provided by rules adopted by the department. The registration provided in this section shall be valid for a period of twelve months.

Every owner of a moped in this state shall renew the registration, in such manner as the department shall prescribe, for an additional period of twelve months, upon payment of a renewal fee of three dollars.

Any person acquiring a moped already validly registered must, within fifteen days of the acquisition or purchase of the moped, make application to the department for transfer of the registration, and the application shall be accompanied by a transfer fee of one dollar.

The registration fees provided in this section shall be in lieu of any personal property tax or the vehicle excise tax imposed by chapter 82.44 RCW.

The department shall, at the time the registration number is assigned, make available a decal or other identifying device to be displayed on the moped. A fee of one dollar and fifty cents shall be charged for the decal or other identifying device.

The provisions of RCW 46.01.130 and 46.01.140 shall apply to applications for the issuance of registration numbers or renewals or transfers thereof for mopeds as they do to the issuance of vehicle licenses, the appointment of agents, and the collection of application fees. Except for the fee collected pursuant to RCW 46.01.140, all fees collected under this section shall be deposited in the motor vehicle fund.

Sec. 6. Section 1, chapter 232, Laws of 1967 and RCW 46.20.500 are each amended to read as follows:

No person shall drive a motorcycle, as defined in RCW 46.04.330, or a motor-driven cycle, as defined in RCW 46.04.332 as now or hereafter amended, unless such person has a valid driver's license specially endorsed by the director to enable the holder to drive such vehicles; PROVIDED, That any person sixteen years of age or older, holding a valid driver's license of any class issued by the state of the person's residence, may operate a moped without taking any special examination for the operation of a moped.

Sec. 7. Section 46.44.050, chapter 12, Laws of 1961 as amended by section 12, chapter 64, Laws of 1975-'76 2nd ex. sess. and RCW 46.44.050 are each amended to read as follows:

It shall be unlawful to operate any vehicle upon public highways with a wheelbase between any two axles thereof of less than three feet, six inches when weight exceeds that allowed for one axle under RCW 46.44.042 or 46.44.041. It shall be unlawful to operate any motor vehicle upon the public highways of this state with a wheelbase between the frontmost axle and the rearmost axle of less than three feet, six inches; PROVIDED, That the minimum wheelbase for mopeds is thirty-eight inches.

For the purposes of this section, wheelbase shall be measured upon a straight line from center to center of the vehicle axles designated.

NEW SECTION. Sec. 8. There is added to chapter 46.61 RCW a new section to read as follows:

(1) No person shall operate a moped upon the highways of this state unless the moped has been assigned a moped registration number and displays a moped permit in accordance with the provisions of section 5 of this 1979 act.

(2) Notwithstanding any other provision of law, a moped may not be operated on a bicycle path or trail, bikeway, equestrian trail, or hiking or recreational trail.

(3) Operation of a moped on a fully controlled limited access highway or on a sidewalk is unlawful.

(4) Removal of any muffling device or pollution control device from a moped is unlawful.

NEW SECTION. Sec. 9. There is added to chapter 46.61 RCW a new section to read as follows:

Mopeds shall comply with those federal motor vehicle safety standards established under the national traffic vehicle safety act of 1966 (15 U.S.C. Sec. 1381, et.

seq.) which are applicable to a motor-driven cycle, as that term is defined in such federal standards."

In line 1 of the title, after "mopeds;" strike the remainder of the title and insert "amending section 46.04.330, chapter 12, Laws of 1961 and RCW 46.04.330; amending section 28, chapter 154, Laws of 1963 and RCW 46.04.332; amending section 46.04.670, chapter 12, Laws of 1961 and RCW 46.04.670; amending section 1, chapter 232, Laws of 1967 and RCW 46.20.500; amending section 46.44.050, chapter 12, Laws of 1961 as amended by section 12, chapter 64, Laws of 1975-'76 2nd ex. sess. and RCW 46.44.050; adding a new section to chapter 46.04 RCW; adding a new section to chapter 46.16 RCW; and adding new sections to chapter 46.61 RCW.", and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

MOTION

Senator Conner moved the Senate do concur in the House amendments to Substitute Senate Bill No. 2097.

Debate ensued.

The motion carried.

The Senate concurred in the House amendments to Substitute Senate Bill No. 2097.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 2097, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 29; nays, 12; excused, 8.

Voting yea: Senators Bottiger, Clarke, Conner, Donohue, Fleming, Gaspard, Goltz, Guess, Hansen, Henry, Jones, Lewis, Lysen, Marsh, Moore, Morrison, Newschwander, Odegaard, Peterson, Pullen, Rasmussen, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, Vognild, Wanamaker—29.

Voting nay: Senators Benitz, Bluechel, Gould, Hayner, Lee, Matson, McDermott, North, Van Hollebeke, von Reichbauer, Wilson, Woody—12.

Excused: Senators Bausch, Day, Gallagher, Keefe, Quigg, Walgren, Williams, Wojahn—8.

SUBSTITUTE SENATE BILL NO. 2097, as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Marsh, the Senate commenced consideration of the House Message on Substitute Senate Bill No. 2374.

MESSAGE FROM THE HOUSE

May 23, 1979.

Mr. President: The House has passed SUBSTITUTE SENATE BILL NO. 2374 with the following amendments:

On page 1, beginning on line 24, strike all material down to and including line 16 on page 14 and insert the following:

"Section 1. Section 1, chapter 182, Laws of 1974 ex. sess. as last amended by section 1, chapter 268, Laws of 1977 ex. sess. and RCW 84.36.381 are each amended to read as follows:

A person shall be exempt from any legal obligation to pay all or a portion of the amount of excess and regular real property taxes due and payable in the year following the year in which a claim is filed in accordance with the following ((conditions)):

(1) The ~~((property taxes must have been imposed upon a residence which has been regularly occupied by the person claiming the exemption during the two calendar years preceding the year in which the exemption claim is filed; or the))~~ property taxes must have been imposed upon a residence which was occupied by the person claiming the exemption as a principal place of residence as of January 1st of the year for which the claim is filed ~~((and the person claiming the exemption must also have been a resident of the state of Washington for the last three calendar years preceding the year in which the claim is filed))~~: PROVIDED, That any person who sells, transfers, or is displaced from his or her residence may transfer his or her exemption status to a replacement residence, but no claimant shall receive an exemption on more than one residence in any year; PROVIDED FURTHER, That confinement of the person to a hospital or nursing home shall not disqualify the claim of exemption if the residence is temporarily unoccupied or if the residence is occupied by a spouse and/or a person financially dependent on the claimant for support;

(2) The person claiming the exemption must have owned, at the time of filing, in fee, as a life estate, or by contract purchase, the residence on which the property taxes have been imposed or if the person claiming the exemption lives in a cooperative housing association, corporation, or partnership, such person must own a share therein representing the unit or portion of the structure in which he or she resides. For purposes of this subsection, a residence owned by a marital community or owned by cotenants shall be deemed to be owned by each spouse or cotenant;

(3) The person claiming the exemption must have been ~~((sixty-two))~~ sixty-one years of age or older on January 1st of the year in which the exemption claim is filed, or must have been, at the time of filing, retired from regular gainful employment by reason of physical disability: PROVIDED, That any surviving spouse of a person who was receiving an exemption at the time of the person's death shall qualify if the surviving spouse is fifty-seven years of age or older and otherwise meets the requirements of this section;

(4) The amount that the person shall be exempt from an obligation to pay shall be calculated, on the basis of the combined income, from all sources whatsoever, of the person claiming the exemption ~~((and)),~~ his or her spouse, and any cotenant occupying the residence for the preceding calendar year~~((, in accordance with the following schedule:~~

<u>Income</u>	<u>Percentage of Excess</u>
<u>Range</u>	<u>Levies Exemption</u>
<u>\$7,000 or less</u>	<u>One hundred percent</u>
<u>\$7,001-\$8,000</u>	<u>Fifty percent</u>

PROVIDED, HOWEVER, That, in addition, any person, who otherwise qualifies under the provisions of this section, and is within the income range of six thousand dollars or less shall be exempt from any obligation to pay regular property taxes on up to five thousand dollars of valuation of his or her residence. PROVIDED FURTHER, That)). If the person claiming the exemption was retired for two months or more of the preceding year, the combined income of such person, his or her spouse, and any cotenant occupying the residence shall be calculated by multiplying the average monthly income of such person, his or her spouse, and any cotenant occupying the residence during the months such person was retired by twelve. Only two-thirds of any social security benefits, federal civil service retirement, or railroad retirement pension shall be considered as income for the purposes of this section((:

~~AND PROVIDED FURTHER, That~~). The gain realized by any person from the sale, transfer, or upon being displaced from his or her residence shall not be considered as income for the purposes of this section if reinvested in a replacement residence within eighteen months of its realization.

(5) (a) A person who otherwise qualifies under this section and is within the income range of eleven thousand dollars or less shall be exempt from all excess property taxes; and in addition

(b) A person who otherwise qualifies under this section and is within the income range of seven thousand dollars or less shall be exempt from all regular property taxes on up to fifteen thousand dollars of valuation of his or her residence.

(6) For the purposes of this section, cotenants mean two or more individuals who reside together, who jointly own the residence, and who otherwise meet the requirements of this section.

Sec. 2. Section 2, chapter 182, Laws of 1974 ex. sess. as amended by section 15, chapter 291, Laws of 1975 1st ex. sess. and RCW 84.36.383 are each amended to read as follows:

As used in ~~((this chapter))~~ RCW 84.36.381 through 84.36.389, except where the context clearly indicates a different meaning:

(1) The term "residence" shall mean a single family dwelling unit whether such unit be separate or part of a multiunit dwelling, including the land on which such dwelling stands not to exceed one acre. The term shall also include a share ownership in a cooperative housing association, corporation, or partnership if the person claiming exemption can establish that his or her share represents the specific unit or portion of such structure in which he or she resides. The term shall also include a single family dwelling situated upon lands the fee of which is vested in the United States or any instrumentality thereof including an Indian tribe or in the state of Washington, and notwithstanding the provisions of RCW 84.04.080, 84.04.090 or 84.40.250, such a residence shall be deemed real property.

(2) The term "real property" except for the purposes of chapters 84.56 and 84.60 RCW, shall also include a mobile home which has substantially lost its identity as a mobile unit by virtue of its being fixed in location upon land owned or leased by the owner of the mobile home and placed on a foundation (posts or blocks) with fixed pipe, connections with sewer, water, or other utilities.

(3) The term "preceding calendar year" shall mean the calendar year preceding the year in which the claim for exemption is to be made.

(4) "Department" shall mean the state department of revenue.

Sec. 3. Section 3, chapter 182, Laws of 1974 ex. sess. as amended by section 2, chapter 268, Laws of 1977 ex. sess. and RCW 84.36.385 are each amended to read as follows:

Claims for exemption or a renewal affidavit under RCW 84.36.381 as now or hereafter amended, shall be made annually and filed between January 2 and July 1 of the year in which the property tax levies are imposed and solely upon forms as prescribed and furnished by the department of revenue.

Claims under RCW 84.36.381 through 84.36.389, as now or hereafter amended, in ~~((1977))~~ 1979 shall be filed between January 2 and October 1, ~~((1977))~~ 1979. Persons who filed claims after January 2, 1979 and who would have been eligible for an exemption in 1980 under the law amended by this 1979 act are eligible for an exemption under sections 1 through 4 of this 1979 act without necessity of reapplication.

In January of each year the county assessor shall mail renewal affidavits for exemption to each person approved for exemption during the previous year.

If the assessor finds that the applicant does not meet the qualifications as set forth in RCW 84.36.381, as now or hereafter amended, the claim shall be denied but such denial shall be subject to appeal under the provisions of RCW

84.48.010(5). If the applicant had received exemption in prior years based on erroneous information, the taxes shall be collected subject to penalties as provided in RCW 84.40.130 for a period of not to exceed three years.

The department and each local assessor is hereby directed to publicize the qualifications and manner of making claims (~~(pursuant to this chapter)~~) under RCW 84.36.381 through 84.36.389, through communications media, including such paid advertisements or notices as it deems appropriate. Notice of the qualifications, method of making applications and availability of further information shall be included on or with property tax statements and revaluation notices for all residential property including mobile homes, except rental properties. For assessment year 1980 and thereafter, the notice shall also indicate that claim forms and renewal affidavits are available in January of the year in which the property tax levies are imposed.

Sec. 4. Section 5, chapter 182, Laws of 1974 ex. sess. and RCW 84.36.389 are each amended to read as follows:

(1) The director of the department of revenue shall adopt such rules and regulations and prescribe such forms as may be necessary and appropriate for implementation and administration of this chapter subject to chapter 34.04 RCW, the administrative procedure act.

(2) The department may conduct such audits of the administration of RCW 84.36.381 through 84.36.389 and the claims for exemption filed thereunder as it considers necessary. The powers of the department under chapter 84.08 RCW apply to these audits.

(3) Any information or facts concerning confidential income data obtained by the assessor or the department, or their agents or employees, under subsection (2) of this section shall be used only to administer RCW 84.36.381 through 84.36.389. Notwithstanding any provision of law to the contrary, absent written consent by the person about whom the information or facts have been obtained, the confidential income data shall not be disclosed by the assessor or the assessor's agents or employees to anyone other than the department or the department's agents or employees nor by the department or the department's agents or employees to anyone other than the assessor or the assessor's agents or employees except in a judicial proceeding pertaining to the taxpayer's entitlement to the tax exemption under RCW 84.36.381 through 84.36.389. Any violation of this subsection is a misdemeanor.

Sec. 5. Section 27, chapter 291, Laws of 1975 1st ex. sess. and RCW 84.38.020 are each amended to read as follows:

Unless a different meaning is plainly required by the context, the following words and phrases as hereinafter used in this chapter shall have the following meanings:

(1) "Claimant" means a retired person who elects to defer payment of the special assessments and/or real property taxes accrued on his residence by filing a declaration to defer as provided by this chapter.

When two or more individuals of a household file or seek to file a declaration to defer, they may determine between them as to who the claimant shall be.

(2) "Consumer price index" shall mean the consumer price index for urban wage earners and clerical workers as compiled by the bureau of labor statistics of the United States department of labor.

(3) "Department" means the state department of revenue.

(4) "Equity value" means the amount by which the fair market value of a residence as determined from the records of the county assessor exceeds the total amount of any liens or other obligations against the property.

(5) "Owned" includes possession under a contract of sale, deed of trust, or tenancy in common.

(6) "Special assessment" means the charge or obligation imposed by a city, town, county, or other municipal corporation upon property specially benefited by a local improvement, including assessments under chapters 35.44, 36.88, 36.94, 53.08, 54.16, 56.20, 57.16, 86.09, and 87.03 RCW and any other relevant chapter.

(7) "Real property taxes" means ad valorem property taxes levied on a residence in this state in the preceding calendar year. If a residence is an integral part of a larger unit such as a farm, or a multipurpose or multidwelling building, real property taxes shall be that percentage of the total property taxes accrued as the value of the residence is of the total value of the unit. For purposes of this paragraph "unit" refers to the parcel of property covered by a single tax statement of which the residence is a part.

(8) "Preceding calendar year" shall mean the calendar year preceding the year in which the application for deferral of special assessment and/or real property taxes is made.

(9) The term "residence" shall mean a single family dwelling unit whether such unit be separate or part of a multiunit dwelling, including the land on which such dwelling stands not to exceed one acre per unit. The term shall also include a single family dwelling situated upon lands the fee of which is vested in the United States or any instrumentality thereof including an Indian tribe or in the state of Washington or its municipal corporations, and notwithstanding the provisions of RCW 84.04.080, 84.04.090, or 84.40.250, such a residence shall be deemed real property.

(10) The term "real property", except for the purposes of chapters 84.56 and 84.60 RCW, shall also include a mobile home which has substantially lost its identity as a mobile unit by virtue of its being fixed in location upon land owned or leased by the owner of the mobile home and placed on a foundation (posts or blocks) with fixed pipe, connections with sewer, water or other utilities.

Sec. 6. Section 28, chapter 291, Laws of 1975 1st ex. sess. and RCW 84.38.030 are each amended to read as follows:

A retired person may elect to defer payment of special assessments and/or real property taxes on his residence up to eighty percent of the amount of his equity value in said property if the following conditions are met:

(1) The special assessments and/or property taxes must have been imposed upon a residence: (a) Which has been regularly occupied by the person claiming the deferral during the two calendar years preceding the year in which the deferral claim is filed; or (b) which was occupied by the person claiming the deferral as a principal place of residence as of January 1st of the year in which the claim is filed and the person claiming the deferral must also have been a resident of the state of Washington for the last three calendar years preceding the year in which the claim is filed: PROVIDED, That confinement of the person to a hospital or nursing home shall not disqualify the claim of deferral if the residence is temporarily unoccupied or if the residence is occupied by a spouse and/or a person financially dependent on the claimant for support.

(2) The claimant must have owned, at the time of filing, the residence on which the special assessment and/or real property taxes have been imposed. For purposes of this subsection, a residence owned by a marital community or owned by cotenants shall be deemed to be owned by each spouse or cotenant.

(3) The claimant must have been (~~sixty-two~~) sixty-one years of age or older on January 1st of the year in which the deferral claim is filed, or must have been, at the time of filing, retired from regular gainful employment by reason of physical disability: PROVIDED, That any surviving spouse of a person who was receiving a deferral at the time of the person's death shall qualify if the surviving spouse is fifty-seven years of age or older and otherwise meets the requirements of this chapter.

(4) The claimant (~~(and/or)~~), his or her spouse, and any cotenant occupying the residence must not have received income of the type referred to in RCW 84.36.381, as now or hereafter amended, during the preceding calendar year which exceeds the following amounts:

(a) For claims filed in 1976—eight thousand dollars;

(b) For claims filed in subsequent years, an amount equal to the previous year's income limit adjusted by the percentage change in the consumer price index for the twelve month period ending September 31st of the previous year.

(5) The claimant must have and keep in force fire and casualty insurance in sufficient amount to protect the interest of the state in the claimant's equity value.

(6) In the case of special assessment deferral, claimant must have opted for payment of such special assessments on the installment method if such method was available.

(7) For the purposes of this section, cotenants mean two or more individuals who reside together, who jointly own the residence, and who otherwise meet the requirements of this section.

Sec. 7. Section 29, chapter 291, Laws of 1975 1st ex. sess. and RCW 84.38.040 are each amended to read as follows:

(1) Each claimant electing to defer payment of special assessments and/or real property tax obligations under this chapter shall file with the county assessor, on forms prescribed by the department and supplied by the assessor, a written declaration thereof. The declaration to defer special assessments and/or real property taxes for any year shall be filed (~~(prior to July 1st each year for deferral for the following year)~~) no later than thirty days before the tax or assessment is due.

(2) The declaration shall designate the property to which the deferral applies, and shall include a statement setting forth (a) a list of all members of the claimant's household, (b) the claimant's equity value in his residence, (c) facts establishing the eligibility for the deferral under the provisions of this chapter, and (d) any other relevant information required by the rules of the department. Each copy shall be signed by the claimant subject to the penalties as provided in chapter 9.72 RCW for the false swearing. The first declaration to defer filed in a county shall include proof of the claimant's age acceptable to the assessor.

(3) The county assessor shall determine if each claimant shall be granted a deferral for each year but the claimant shall have the right to appeal this determination to the county board of equalization whose decision shall be final as to the deferral of that year.

Sec. 8. Section 30, chapter 291, Laws of 1975 1st ex. sess. and RCW 84.38.050 are each amended to read as follows:

(1) (a) Declarations to defer property taxes for all years following the first year may be made by filing with the county assessor (~~(on or before July 1st)~~) no later than thirty days before the tax is due a renewal form in duplicate, prescribed by the department of revenue and supplied by the county assessor, which affirms the continued eligibility of the claimant.

(b) In January of each year, the county assessor shall send to each claimant who has been granted deferral of ad valorem taxes for the previous year renewal forms and notice to renew.

(2) Declarations to defer special assessments shall be made by filing with the assessor (~~(on or before July 1st of any year)~~) no later than thirty days before the special assessment is due on a form to be prescribed by the department of revenue and supplied by the county assessor. Upon approval, the full amount of special assessments upon such claimant's residence shall be deferred (~~(for the following year)~~) but not to exceed an amount equal to eighty percent of the claimant's equity value in said property.

Sec. 9. Section 2, chapter 131, Laws of 1974 ex. sess. and RCW 84.41.041 are each amended to read as follows:

Each county assessor shall cause taxable real property (~~((being valued))~~) to be physically inspected and valued at least once every four years (~~((in order to provide adequate data from which to make accurate valuations))~~) in accordance with RCW 84.41.030, and in accordance with a plan filed with and approved by the department of revenue. Such revaluation plan shall provide that a reasonable portion of all taxable real property within a county shall be revalued and these newly-determined values placed on the assessment rolls each year. During the intervals between each physical inspection of real property, the valuation of such property may be adjusted to its current true and fair value, such adjustments to be based upon appropriate statistical data.

The assessor may require property owners to submit pertinent data respecting taxable property in their control including data respecting any sale or purchase of said property within the past five years, the cost and characteristics of any improvement on the property and other facts necessary for appraisal of the property. (~~((The provisions of this section shall take effect on January 1, 1977.))~~)

NEW SECTION. Sec. 10. The exemption created by sections 1 through 4 of this act shall be effective starting with property taxes levied in calendar year 1979 for collection in calendar year 1980. The former exemption created by the law amended shall continue to be effective with respect to property taxes levied in calendar year 1978 for collection in calendar year 1979."

Renumber the remaining section consecutively.

On page 1, on line 16 of the title, after "84.38.050;" strike "amending section 37, chapter 291, Laws of 1975 1st ex. sess. and RCW 84.38.120; amending section 39, chapter 291, Laws of 1975 1st ex. sess. and RCW 84.38.140; adding new sections to chapter 84.38 RCW; adding a new section to chapter 84.56 RCW;" and insert "amending section 2, chapter 131, Laws of 1974 ex. sess. and RCW 84.41.041;" and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

MOTION

On motion of Senator Donohue, the Senate concurred in the House amendments to Substitute Senate Bill No. 2374.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 2374, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 45; excused, 4.

Voting yea: Senators Benitz, Bluechel, Bottiger, Clarke, Conner, Donohue, Fleming, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Lysen, Marsh, Matson, McDermott, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—45.

Excused: Senators Bausch, Day, Gallagher, Keefe—4.

SUBSTITUTE SENATE BILL NO. 2374, as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Marsh, the Senate commenced consideration of the House Message on Engrossed Substitute Senate Bill No. 2415.

MESSAGE FROM THE HOUSE

May 15, 1979.

Mr. President: The House has passed ENGROSSED SUBSTITUTE SENATE BILL NO. 2415 with the following amendments:

Beginning on page 2, strike everything after the enacting clause, and insert the following:

"NEW SECTION. Section 1. It is the intent of the legislature that chapter 71.05 RCW as amended by this 1979 act be carefully construed to accomplish the purposes stated in RCW 71.05.010 and hereby reaffirmed.

Sec. 2. Section 294, page 187, Laws of 1854 as last amended by section 7, chapter 13, Laws of 1965 and RCW 5.60.060 are each amended to read as follows:

(1) A husband shall not be examined for or against his wife, without the consent of the wife, nor a wife for or against her husband without the consent of the husband; nor can either during marriage or afterward, be without the consent of the other, examined as to any communication made by one to the other during marriage. But this exception shall not apply to a civil action or proceeding by one against the other, nor to a criminal action or proceeding for a crime committed by one against the other, nor to a criminal action or proceeding for a crime committed by said husband or wife against any child of whom said husband or wife is the parent or guardian, nor to a proceeding under chapter 71.05 RCW: PROVIDED, That the spouse of a person sought to be detained under chapter 71.05 RCW may not be compelled to testify and shall be so informed by the court prior to being called as a witness.

(2) An attorney or counselor shall not, without the consent of his client, be examined as to any communication made by the client to him, or his advice given therein in the course of professional employment.

(3) A clergyman or priest shall not, without the consent of a person making the confession, be examined as to any confession made to him in his professional character, in the course of discipline enjoined by the church to which he belongs.

(4) A regular physician or surgeon shall not, without the consent of his patient, be examined in a civil action as to any information acquired in attending such patient, which was necessary to enable him to prescribe or act for the patient, but this exception shall not apply in any judicial proceeding regarding a child's injuries, neglect or sexual abuse, or the cause thereof.

(5) A public officer shall not be examined as a witness as to communications made to him in official confidence, when the public interest would suffer by the disclosure.

Sec. 3. Section 9, chapter 117, Laws of 1973 1st ex. sess. as amended by section 8, chapter 198, Laws of 1974 ex. sess. and RCW 10.77.090 are each amended to read as follows:

(1) If at any time during the pendency of an action and prior to judgment, the court finds following a report as provided in RCW 10.77.060, as now or hereafter amended, that the defendant is incompetent, the court shall order the proceedings against him be stayed, except as provided in subsection (5) of this section, and, if the defendant is charged with a felony, may commit the defendant to the custody of the secretary, who shall place such defendant in an appropriate facility of the department for evaluation and treatment, or the court may alternatively order the defendant to undergo evaluation and treatment at some other facility, or under the guidance and control of some other person, until he has regained the competency

necessary to understand the proceedings against him and assist in his own defense, but in any event, for no longer than a period of ninety days. A copy of the report shall be sent to the facility. On or before expiration of the initial ninety day period of commitment the court shall conduct a hearing, at which it shall determine whether or not the defendant is incompetent. If the defendant is charged with a crime which is not a felony, the court may stay or dismiss proceedings and detain the defendant for sufficient time to allow the county mental health professional to evaluate the defendant and commence proceedings under chapter 71.05 RCW if appropriate; and subsections (2) and (3) of this section shall not be applicable: PROVIDED, That, upon order of the court, the prosecutor may directly petition for fourteen days of involuntary treatment under chapter 71.05 RCW.

(2) If the court finds by a preponderance of the evidence that the defendant is incompetent, the court shall have the option of extending the order of commitment or alternative treatment for an additional ninety day period, but it must at the time of extension set a date for a prompt hearing to determine the defendant's competency before the expiration of the second ninety day period. The defendant, his attorney, the prosecutor, or the judge shall have the right to demand that the hearing on or before the expiration of the second ninety day period be before a jury. If no demand is made, the hearing shall be before the court. The court or jury shall determine whether or not the defendant has become competent.

(3) At the hearing upon the expiration of the second ninety day period if the jury or court, as the case may be, finds that the defendant is incompetent, the charges shall be dismissed without prejudice, and either civil commitment proceedings shall be instituted, if appropriate, or the court shall order the release of the defendant: PROVIDED, That the criminal charges shall not be dismissed if at the end of the second ninety day period the court or jury finds that the defendant is a substantial danger to other persons, or presents a substantial likelihood of committing felonious acts jeopardizing public safety or security, and that there is a substantial probability that the defendant will regain competency within a reasonable period of time. In the event that the court or jury makes such a finding, the court may extend the period of commitment for an additional six months. At the end of said six month period, if the defendant remains incompetent, the charges shall be dismissed without prejudice and either civil commitment proceedings shall be instituted, if appropriate, or the court shall order release of the defendant.

(4) The fact that the defendant is unfit to proceed does not preclude any pre-trial proceedings which do not require the personal participation of the defendant.

(5) A defendant receiving medication for either physical or mental problems shall not be prohibited from standing trial, if the medication either enables him to understand the proceedings against him and to assist in his own defense, or does not disable him from so understanding and assisting in his own defense.

(6) At or before the conclusion of any commitment period provided for by this section, the facility providing evaluation and treatment shall provide to the court a written report of examination which meets the requirements of RCW 10.77.060(3).

Sec. 4. Section 11, chapter 117, Laws of 1973 1st ex. sess. as amended by section 10, chapter 198, Laws of 1974 ex. sess. and RCW 10.77.110 are each amended to read as follows:

If a defendant is acquitted of a felony by reason of insanity, and it is found that he is not a substantial danger to other persons, or does not present a substantial likelihood of committing felonious acts jeopardizing public safety or security, unless kept under further control by the court or other persons or institutions, the court shall direct his final discharge. If it is found that ~~((the))~~ such defendant is a substantial danger to himself or others and in need of control by the court or other persons or institutions, the court shall order his hospitalization, or any appropriate

alternative treatment less restrictive than detention in a state mental hospital, pursuant to the terms of this chapter. If it is found that ~~((the))~~ such defendant is not a substantial danger to other persons, or does not present a substantial likelihood of committing felonious acts jeopardizing public safety or security, but that he is in need of control by the court or other persons or institutions, the court shall direct his conditional release. If the defendant is acquitted by reason of insanity of a crime which is not a felony, the court shall order the defendant's release or order the defendant's continued custody only for a reasonable time to allow the county-designated mental-health professional to evaluate the individual and to proceed with civil commitment pursuant to chapter 71.05 RCW, if considered appropriate.

Sec. 5. Section 7, chapter 142, Laws of 1973 1st ex. sess. and RCW 71.05.020 are each amended to read as follows:

For the purposes of this chapter:

(1) "Gravely disabled" means a condition in which a person, as a result of a mental disorder: (a) Is in danger of serious physical harm resulting from a failure to provide for his essential human needs of health or safety, or (b) manifests severe deterioration in routine functioning evidenced by repeated and escalating loss of cognitive or volitional control over his or her actions and is not receiving such care as is essential for his or her health or safety;

(2) "Mental disorder" means any organic, mental, or emotional impairment which has substantial adverse effects on an individual's cognitive or volitional functions;

(3) "Likelihood of serious harm" means either: (a) A substantial risk that physical harm will be inflicted by an individual upon his own person, as evidenced by threats or attempts to commit suicide or inflict physical harm on one's self, ((or)) (b) a substantial risk that physical harm will be inflicted by an individual upon another, as evidenced by behavior which has caused such harm or which places another person or persons in reasonable fear of sustaining such harm, or (c) a substantial risk that physical harm will be inflicted by an individual upon the property of others, as evidenced by behavior which has caused substantial loss or damage to the property of others;

(4) "Peace officer" means a law enforcement official of a public agency or governmental unit, and includes persons specifically given peace officer powers by any state law, local ordinance, or judicial order of appointment;

(5) "Judicial commitment" means a commitment by a court pursuant to the provisions of this chapter;

(6) "Public agency" means any evaluation and treatment facility ~~((of))~~ or institution, hospital, or sanitarium which is conducted for, or includes a department or ward conducted for, the care and treatment of persons who are mentally ill or deranged, if the agency is operated directly by, federal, state, county, or municipal government, or a combination of such governments;

(7) "Private agency" means any person, partnership, corporation, or association not defined as a public agency, whether or not financed in whole or in part by public funds, which constitutes an evaluation and treatment facility or private institution, hospital, or sanitarium, which is conducted for, or includes a department or ward conducted for the care and treatment of persons who are mentally ill;

(8) "Attending staff" means any person on the staff of a public or private agency having responsibility for the care and treatment of a patient;

(9) "Department" means the department of social and health services of the state of Washington;

(10) "Secretary" means the secretary of the department of social and health services, or his designee;

(11) "Mental health professional" means a psychiatrist, psychologist, psychiatric nurse, or social worker, and such other mental health professionals as may be

defined by rules and regulations adopted by the secretary pursuant to the provisions of this chapter;

(12) "Professional person" shall mean a mental health professional, as above defined, and shall also mean a physician, registered nurse, and such others as may be defined by rules and regulations adopted by the secretary pursuant to the provisions of this chapter;

(13) "Psychiatrist" means a person having a license as a physician and surgeon in this state who has in addition completed three years of graduate training in psychiatry in a program approved by the American medical association or the American osteopathic association;

(14) "Psychologist" means a person (~~(with an earned graduate degree in psychology or a graduate degree deemed its equivalent under rules and regulations adopted by the secretary or)~~) who has been licensed as a psychologist pursuant to chapter 18.83 RCW;

(15) "Social worker" means a person with a master's or further advanced degree from an accredited school of social work or a degree from a graduate school deemed equivalent under rules and regulations adopted by the secretary;

(16) "Evaluation and treatment facility" means any facility which can provide directly, or by direct arrangement with other public or private agencies, emergency evaluation and treatment, outpatient care, and short term inpatient care to persons suffering from a mental disorder, and which is certified as such by the department of social and health services: PROVIDED, That a physically separate and separately operated portion of a state hospital may be designated as an evaluation and treatment facility: PROVIDED FURTHER, That a facility which is part of, or operated by, the department of social and health services or any federal agency will not require certification: AND PROVIDED FURTHER, That no correctional institution or facility, or jail, shall be an evaluation and treatment facility within the meaning of this chapter.

Sec. 6. Section 10, chapter 142, Laws of 1973 1st ex. sess. as last amended by section 2, chapter 199, Laws of 1975 1st ex. sess. and RCW 71.05.050 are each amended to read as follows:

Nothing in this chapter shall be construed to limit the right of any person to apply voluntarily to any public or private agency or practitioner for treatment of a mental disorder, either by direct application or by referral. Any person voluntarily admitted for inpatient treatment to any public or private agency shall be released immediately upon his request. Any person voluntarily admitted for inpatient treatment to any public or private agency shall orally be advised of the right to immediate release and further advised of such rights in writing as are secured to them pursuant to this chapter and their rights of access to attorneys, courts, and other legal redress. Their condition and status shall be reviewed at least once each one hundred eighty days for evaluation as to the need for further treatment and/or possible release, at which time they shall again be advised ((or)) of their right to release upon request: PROVIDED HOWEVER, That if the professional staff of any public or private agency or hospital regards a person voluntarily admitted who requests release as presenting, as a result of a mental disorder, an imminent likelihood of serious harm to himself or others, or is gravely disabled, they may detain such person for sufficient time to notify the designated county mental health professional of such person's condition to enable such mental health professional to authorize such person being further held in custody or transported to an evaluation and treatment center pursuant to the provisions of this chapter, which shall in ordinary circumstances be no later than the next judicial day: PROVIDED FURTHER, That if a person is brought to the emergency room of a public or private agency or hospital

for observation or treatment, said person refuses voluntary admission, and the professional staff of the public or private agency or hospital regards such person as presenting as a result of a mental disorder an imminent likelihood of serious harm to himself or others or as presenting an imminent danger because of grave disability, they may detain such person for sufficient time to notify the designated county mental health professional of such person's condition to enable such mental health professional to authorize such person being further held in custody or transported to an evaluation treatment center pursuant to the conditions in this chapter, but which time shall be no more than six hours.

Sec. 7. Section 17, chapter 142, Laws of 1973 1st ex. sess. as last amended by section 7, chapter 145, Laws of 1974 ex. sess. and RCW 71.05.120 are each amended to read as follows:

No officer of a public or private agency, nor the superintendent, professional person in charge, his professional designee, or attending staff of any such agency, nor any public official performing functions necessary to the administration of this chapter, nor peace officer responsible for detaining a person pursuant to this chapter, nor any county designated mental health professional shall be civilly or criminally liable for ((detaining or releasing a person)) performing his duties pursuant to this ((1974 amendatory act at or before the end of the period for which he was admitted or committed)) chapter with regard to the decision of whether to admit, release, or detain a person for evaluation ((or)) and treatment: PROVIDED, That such duties were performed in good faith and without gross negligence.

Sec. 8. Section 18, chapter 142, Laws of 1973 1st ex. sess. and RCW 71.05.130 are each amended to read as follows:

In any judicial proceeding for involuntary commitment or detention, or in any proceeding challenging such commitment or detention, the prosecuting attorney for the county in which the proceeding was initiated shall represent the individuals or agencies petitioning for commitment or detention and shall defend all challenges to such commitment or detention: PROVIDED, That after January 1, 1980, the attorney general shall represent and provide legal services and advice to state hospitals or institutions with regard to all provisions of and proceedings under this chapter except in proceedings initiated by such hospitals and institutions seeking fourteen day detention.

Sec. 9. Section 20, chapter 142, Laws of 1973 1st ex. sess. as last amended by section 3, chapter 199, Laws of 1975 1st ex. sess. and RCW 71.05.150 are each amended to read as follows:

(1) (a) When a mental health professional designated by the county receives information alleging that a person, as a result of a mental disorder, presents a likelihood of serious harm to others or himself, or is gravely disabled, such mental health professional, after investigation and evaluation of the specific facts alleged, and of the reliability and credibility of the person or persons, if any, providing information to initiate detention, may summon such person to appear at an evaluation and treatment facility for not more than a seventy-two hour evaluation and treatment period; the summons shall state whether the required seventy-two hour evaluation and treatment services may be delivered on an outpatient or inpatient status. The mental health professional shall also designate, at the time of the summons, from a list provided by the court, an attorney who will be appointed, if any is to be appointed, and state the name, business address, and telephone number of this attorney in the summons.

(b) The summons shall state a date and time to appear not less than twenty-four hours after the service of the summons. The summons shall state the address of the evaluation and treatment facility to which such person is to report and the business address and phone number of the mental health professional designated by the county. The summons shall state that if the person named in the summons fails to

appear at the evaluation and treatment facility at or before the date and time stated in the summons, such person may be involuntarily taken into custody. Accompanying the summons to such person shall be a copy of the petition for initial detention and a notice of rights.

(c) If such mental health professional decides to summon such person for up to a seventy-two hour evaluation and treatment period, the mental health professional must file in court the summons, the petition for initial detention, and all documentary evidence. The mental health professional shall then serve or cause to be served on such person, his guardian, and conservator, if any, a copy of the summons together with a notice of rights and a petition for initial detention. After service on such person the mental health professional shall file the return of service in court and provide copies of all papers in the court file to the evaluation and treatment facility and the designated attorney. The mental health professional shall notify the court and the prosecuting attorney that a probable cause hearing will be held within seventy-two hours of the date and time specified on the summons if such person is not released prior to the expiration of such period.

(d) If the person summoned appears on or before the date and time specified, the evaluation and treatment facility may admit such person as required by RCW 71.05.170 or may provide treatment on an outpatient basis. If the person summoned fails to appear on or before the date and time specified, the evaluation and treatment facility shall immediately notify the mental health professional designated by the county who may notify a peace officer to take such person or cause such person to be taken into custody and placed in an evaluation and treatment facility. Should the mental health professional notify a peace officer authorizing him to take a person into custody under the provisions of this subsection, he shall file with the court a copy of such authorization and a notice of detention. At the time such person is taken into custody there shall commence to be served on such person, his guardian, and conservator, if any, a copy of the original summons together with a notice of detention, a notice of rights, and a petition for initial detention.

(2) When a mental health professional designated by the county receives information alleging that a person, as the result of a mental disorder, presents an imminent likelihood of serious harm to himself or others, or is in imminent danger because of being gravely disabled, after investigation and evaluation of the specific facts alleged and of the reliability and credibility of the person or persons providing the information if any, the mental health professional may take such person, or cause by oral or written order such person to be taken into emergency custody in an evaluation and treatment facility for not more than seventy-two hours as described in RCW 71.05.180.

(3) A peace officer may take such person or cause such person to be taken into custody and placed in an evaluation and treatment facility pursuant to subsection (1)(d) of this section.

(4) A peace officer may, without prior notice of the proceedings provided for in subsection (1) of this section, take or cause such person to be taken into custody and immediately delivered to an evaluation and treatment facility:

(a) Only pursuant to subsections (1)(d) and (2) of this section; or

(b) When he has reasonable cause to believe that such person is suffering from a mental disorder and presents an imminent likelihood of serious harm to others or himself or is in imminent danger because of being gravely disabled.

(5) Persons delivered to evaluation and treatment facilities by peace officers pursuant to subsection (4)(b) of this section may be held by the facility for a period of up to twelve hours: PROVIDED, That they are examined by a mental health professional within three hours of their arrival. Within twelve hours of their arrival, the designated county mental health professional must file a supplemental petition

for detention, and commence service on the designated attorney for the detained person.

NEW SECTION. Sec. 10. There is added to chapter 71.05 RCW the following new section:

When a mental health professional is requested by a representative of a law enforcement agency, including a police officer, sheriff, a municipal attorney, or prosecuting attorney to undertake an investigation under RCW 71.05.150, as now or hereafter amended, the mental health professional shall, if requested to do so, advise said representative in writing of the results of the investigation including a statement of reasons for the decision to detain or release the person investigated. Such written report shall be submitted within seventy-two hours of the completion of the investigation or the request from the law enforcement representative, whichever occurs later.

Sec. 11. Section 23, chapter 142, Laws of 1973 1st ex. sess. as amended by section 11, chapter 145, Laws of 1974 ex. sess. and RCW 71.05.180 are each amended to read as follows:

If the evaluation and treatment facility admits the person, it may detain him for evaluation and treatment for a period not to exceed seventy-two hours from the time of acceptance as set forth in RCW 71.05.170. The computation of such seventy-two hour period shall (~~include Saturdays, but~~) exclude Saturdays, Sundays and holidays.

Sec. 12. Section 24, chapter 142, Laws of 1973 1st ex. sess. as amended by section 12, chapter 145, Laws of 1974 ex. sess. and RCW 71.05.190 are each amended to read as follows:

If the person is not approved for admission by a facility providing seventy-two hour evaluation and treatment, and the individual has not been arrested, the facility shall furnish transportation, if not otherwise available, for the person to his place of residence or other appropriate place. If the individual has been arrested, the evaluation and treatment facility shall detain the individual for not more than eight hours at the request of the peace officer in order to enable a peace officer to return to the facility and take the individual back into custody.

Sec. 13. Section 29, chapter 142, Laws of 1973 1st ex. sess. as amended by section 16, chapter 145, Laws of 1974 ex. sess. and RCW 71.05.240 are each amended to read as follows:

If a petition is filed for fourteen day involuntary treatment, the court shall hold a probable cause hearing within seventy-two hours of the initial detention of such person as determined in RCW 71.05.180, as now or hereafter amended. If requested by the detained person or his attorney, the hearing may be postponed for a period not to exceed forty-eight hours. The hearing may also be continued subject to the conditions set forth in RCW 71.05.210 or subject to the petitioner's showing of good cause for a period not to exceed twenty-four hours.

At the conclusion of the probable cause hearing, if the court finds by a preponderance of the evidence that such person, as the result of mental disorder, presents a likelihood of serious harm to others or himself, or is gravely disabled, and, after considering less restrictive alternatives to involuntary detention and treatment, finds that no such alternatives are in the best interests of such person or others, the court shall order that such person be detained for involuntary treatment not to exceed fourteen days in a facility certified to provide treatment by the department of social and health services. If the court finds that such person, as the result of a mental disorder, presents a likelihood of serious harm to others or himself, or is gravely disabled, but that treatment in a less restrictive setting than detention is in the best interest of such person or others, the court shall order an appropriate less restrictive course of treatment for not to exceed fourteen days.

The court shall specifically state to such person and give such person notice in writing that if involuntary treatment beyond the fourteen day period is to be sought, such person will have the right to a full hearing or jury trial as required by RCW 71.05.310.

Sec. 14. Section 33, chapter 142, Laws of 1973 1st ex. sess. as amended by section 19, chapter 145, Laws of 1974 ex. sess. and RCW 71.05.280 are each amended to read as follows:

At the expiration of the fourteen day period of intensive treatment, a person may be confined for further treatment pursuant to RCW 71.05.320 for an additional period, not to exceed ninety days if:

(1) Such person after having been taken into custody for evaluation and treatment has threatened, attempted, or inflicted: (a) Physical harm upon the person of another or himself ((after having been taken into custody for evaluation and treatment)), or substantial damage upon the property of another, and((;)) (b) as a result of mental disorder presents a likelihood of serious harm to others or himself; or

(2) Such person was taken into custody as a result of conduct in which he attempted or inflicted physical harm upon the person of another or himself, and continues to present, as a result of mental disorder, a likelihood of serious harm to others or himself; or

(3) Such person ((is in custody because he)) has been determined to be incompetent and criminal charges have been dismissed pursuant to RCW 10.77.090(3), as now or hereafter amended, and has committed acts constituting a felony, and as a result of a mental disorder, presents a substantial likelihood of repeating similar acts. In any proceeding pursuant to this subsection it shall not be necessary to show intent, wilfulness, or state of mind as an element of the felony; or

(4) Such person is gravely disabled.

For the purposes of this chapter "custody" shall mean involuntary detention under the provisions of this chapter or chapter ~~((10-76))~~ 10.77 RCW, uninterrupted by any period of unconditional release from a facility providing involuntary care and treatment.

Sec. 15. Section 37, chapter 142, Laws of 1973 1st ex. sess. as last amended by section 9, chapter 199, Laws of 1975 1st ex. sess. and RCW 71.05.320 are each amended to read as follows:

(1) If the court or jury finds that grounds set forth in RCW 71.05.280 have been proven and that the best interests of the person or others will not be served by a less restrictive treatment which is an alternative to detention, the court shall remand him to the custody of the department of social and health services or to a facility certified for ninety day treatment by the department of social and health services for a further period of intensive treatment not to exceed ninety days from the date of judgment. An order for treatment less restrictive than involuntary detention may include conditions, and if such conditions are not adhered to, the designated mental health professional may order the person apprehended under the terms and conditions of RCW 71.05.340 as now or hereafter amended.

If the court or jury finds that grounds set forth in RCW 71.05.280 have been proven, but finds that treatment less restrictive than detention will be in the best interest of the person or others, then the court shall remand him to the custody of the department of social and health services or to a facility certified for ninety day treatment by the department of social and health services or to a less restrictive alternative for a further period of less restrictive treatment not to exceed ninety days from the date of judgment.

(2) Said person shall be released from involuntary treatment at the expiration of ninety days unless the superintendent or professional person in charge of the facility in which he is confined, or in the event of a less restrictive alternative, the

designated mental health professional, files a new petition for involuntary treatment on the grounds that the committed person;

(a) During the current period of court ordered treatment: (i) Has threatened, attempted, or inflicted physical harm upon the person of another ((during the current period of court ordered treatment and)), or substantial damage upon the property of another, and (ii) as a result of mental disorder presents a likelihood of serious harm to others; or

(b) Was taken into custody as a result of conduct in which he attempted or inflicted serious physical harm upon the person of another, and continues to present, as a result of mental disorder a likelihood of serious harm to others; or

(c) Is in custody pursuant to RCW 71.05.280(3) and as a result of mental disorder presents a substantial likelihood of repeating similar acts; or

(d) Continues to be gravely disabled.

If the conduct required to be proven in subsections (b) and (c) of this section was found by a judge or jury in a prior trial under this chapter, it shall not be necessary to prove that element. Such new petition for involuntary treatment shall be filed and heard in the superior court of the county of the facility which is filing the new petition for involuntary treatment unless good cause is shown for a change of venue. The cost of the proceedings shall be borne by the state.

The hearing shall be held as provided in RCW 71.05.310, and if the court or jury finds that the grounds for additional confinement as set forth in this subsection are present, the court may order the committed person returned for an additional period of treatment not to exceed one hundred eighty days from the date of judgment. At the end of the one hundred eighty day period of commitment, the committed person shall be released unless a petition for another one hundred eighty day period of continued treatment is filed and heard in the same manner as provided herein above. Successive one hundred eighty day commitments are permissible on the same grounds and pursuant to the same procedures as the original one hundred eighty day commitment. No person committed as herein provided may be detained unless a valid order of commitment is in effect. No order of commitment can exceed one hundred eighty days in length.

Sec. 16. Section 39, chapter 142, Laws of 1973 1st ex. sess. as amended by section 24, chapter 145, Laws of 1974 ex. sess. and RCW 71.05.340 are each amended to read as follows:

(1) When, in the opinion of the superintendent or the professional person in charge of the hospital or facility providing involuntary treatment, the committed person can be appropriately served by outpatient ((care)) treatment prior to or at the expiration of the period of commitment, then such outpatient care may be required as a condition for early release for a period which, when added to the inpatient treatment period, shall not exceed the period of commitment. If the hospital or facility designated to provide outpatient ((care)) treatment is other than the facility providing involuntary treatment, the outpatient facility so designated must agree in writing to assume such responsibility. A copy of the conditions for early release shall be given to the patient, the designated county mental health professional in the county in which the patient is to receive outpatient treatment, and to the court of original commitment.

(2) The hospital or facility designated to provide outpatient care or the secretary may modify the conditions for continued release when such modification is in the best interest of the person. Notification of such changes shall be sent to all persons receiving a copy of the original conditions.

(3) If the hospital or facility designated to provide outpatient care, the designated county mental health professional or the secretary determines that a conditionally released person is failing to adhere to the terms and conditions of his release, ((and because of that failure has become a substantial danger to himself or

other persons,)) then, upon notification by the hospital or facility designated to provide outpatient care, or on his own motion, the designated county mental health professional or the secretary may order that the conditionally released person be apprehended and taken into custody and temporarily detained in an evaluation and treatment facility in or near the county in which he is receiving outpatient treatment until such time, not exceeding five days, as a hearing can be scheduled to determine whether or not the person should be returned to the hospital or facility from which he had been conditionally released. The designated county mental health professional or the secretary may modify or rescind such order at any time prior to commencement of the court hearing. The court that originally ordered commitment shall be notified within two judicial days of a person's detention under the provisions of this section, and the designated county mental health professional or the secretary shall file his petition and order of apprehension and detention with the court and serve them upon the person detained. His attorney, if any, and his guardian or conservator, if any, shall receive a copy of such papers as soon as possible. Such person shall have the same rights with respect to notice, hearing, and counsel as for an involuntary treatment proceeding, except as specifically set forth in this section and except that there shall be no right to jury trial. The issues to be determined shall be whether the conditionally released person did or did not adhere to the terms and conditions of his release; and, if he failed to adhere to such terms and conditions, whether the conditions of release should be modified or the person should be returned to the facility. Pursuant to the determination of the court upon such hearing, the conditionally released person shall either continue to be conditionally released on the same or modified conditions or shall be returned for involuntary treatment on an inpatient basis subject to release at the end of the period for which he was committed for involuntary treatment, or otherwise in accordance with the provisions of this chapter. Such hearing may be waived by the person and his counsel and his guardian or conservator, if any, but shall not be waivable unless all such persons agree to waive, and upon such waiver the person may be returned for involuntary treatment or continued on conditional release on the same or modified conditions.

(4) The proceedings set forth in subsection (3) of this section may be initiated by the designated county mental health professional or the secretary on the same basis set forth therein without requiring or ordering the apprehension and detention of the conditionally released person, in which case the court hearing shall take place in not less than fifteen days from the date of service of the petition upon the conditionally released person.

Upon expiration of the period of commitment, or when the person is released from outpatient care, notice in writing to the court which committed the person for treatment shall be provided.

Sec. 17. Section 44, chapter 142, Laws of 1973 1st ex. sess. as last amended by section 10, chapter 199, Laws of 1975 1st ex. sess. and RCW 71.05.390 are each amended to read as follows:

The fact of admission and all information and records compiled, obtained, or maintained in the course of providing services to either voluntary or involuntary recipients of services at public or private agencies shall be confidential.

Information and records may be disclosed only:

(1) In communications between qualified professional persons to meet the requirements of this chapter, in the provision of services or appropriate referrals, or in the course of guardianship proceedings. The consent of the patient, or his guardian, must be obtained before information or records may be disclosed by a professional person employed by a facility to a professional person, not employed by the facility, who does not have the medical responsibility for the patient's care or who is

not a designated county mental health professional or who is not involved in providing services under the community mental health services act, chapter 71.24 RCW(;;).

(2) When the communications regard the special needs of a patient and the necessary circumstances giving rise to such needs and the disclosure is made by a facility providing outpatient services to the operator of a care facility in which the patient resides.

(3) When the person receiving services, or his guardian, designates persons to whom information or records may be released, or if the person is a minor, when his parents make such designation(;;).

~~((3))~~ (4) To the extent necessary for a recipient to make a claim, or for a claim to be made on behalf of a recipient for aid, insurance, or medical assistance to which he may be entitled(;;).

~~((4))~~ (5) For program evaluation and/or research: PROVIDED, That the secretary of social and health services adopts rules for the conduct of such evaluation and/or research. Such rules shall include, but need not be limited to, the requirement that all evaluators and researchers must sign an oath of confidentiality substantially as follows:

"As a condition of conducting evaluation or research concerning persons who have received services from (fill in the facility, agency, or person) I,, agree not to divulge, publish, or otherwise make known to unauthorized persons or the public any information obtained in the course of such evaluation or research regarding persons who have received services such that the person who received such services is identifiable.

I recognize that unauthorized release of confidential information may subject me to civil liability under the provisions of state law.

/s/

~~((5))~~ (6) To the courts as necessary to the administration of this chapter.

~~((6))~~ (7) To law enforcement officers or public health officers necessary to carry out the responsibilities of their office: PROVIDED, That

(a) Only the fact and date of admission, the fact and date of discharge, and the last known address shall be disclosed upon request; and

(b) The law enforcement and public health officers shall be obligated to keep such information confidential in accordance with this chapter; and

(c) Additional information shall be disclosed only after giving notice to said person and his counsel and upon a showing of clear, cogent and convincing evidence that such information is necessary and that appropriate safeguards for strict confidentiality are and will be maintained: PROVIDED HOWEVER, That in the event the said person has escaped from custody, said notice prior to disclosure is not necessary and that the facility from which the person escaped shall include an evaluation as to whether the person is of danger to persons or property and has a propensity toward violence.

~~((7))~~ (8) To the attorney of the detained person.

The fact of admission, as well as all records, files, evidence, findings, or orders made, prepared, collected, or maintained pursuant to this chapter shall not be admissible as evidence in any legal proceeding outside this chapter without the written consent of the person who was the subject of the proceeding. The records and files maintained in any court proceeding pursuant to this chapter shall be confidential and available subsequent to such proceedings only to the person who was the subject of the proceeding or his attorney. In addition, the court may order the subsequent release or use of such records or files only upon good cause shown if the court finds that appropriate safeguards for strict confidentiality are and will be maintained.

NEW SECTION. Sec. 18. There is added to chapter 72.23 RCW a new section to read as follows:

The department is directed to establish at each state hospital a procedure, including the necessary resources, to provide temporary residential observation and evaluation of persons who request treatment, unless admitted under RCW 72.23-.070. Temporary residential observation and evaluation under this section shall be for a period of not less than twenty-four hours nor more than forty-eight hours and may be provided informally without complying with the admission procedure set forth in RCW 72.23.070 or the rules and regulations established thereunder.

It is the intent of the legislature that temporary observation and evaluation as described in this section be provided in all cases except where an alternative such as: (1) Delivery to treatment outside the hospital, or (2) no need for treatment is clearly indicated.

NEW SECTION. Sec. 19. The department shall provide annually, by August 1, to the house standing committees on appropriations, social and health services, and institutions and the senate standing committees on ways and means and social and health services an analysis of the impact of this 1979 act. Such analysis shall include but not be limited to: Information on the impact on the average daily population of the state mental hospitals; information on both individual and average length of stays for patients involuntarily committed; information on the grounds for commitment, recidivism, and history of treatment by the community mental health system; information on the outcomes of treatment for patients involuntarily treated either in the state hospitals or in community-based care; and, information on the status of the expenditure of funds appropriated in this 1979 act.

NEW SECTION. Sec. 20. There is appropriated from the general fund to the department of social and health services for the 1979-81 biennium, the sum of four million five hundred twenty-three thousand dollars, of which two hundred seventy-five thousand dollars is to be from federal funds, or so much thereof as shall be necessary, to carry out the purposes of this 1979 act which include funding two hundred thirty-eight staff years: PROVIDED, That these funds and staff years shall be held in allotment reserve by the office of financial management and allotted upon receipt of adequate justification for the sole purposes of meeting the requirements of this 1979 act."

In line 1 of the title, after "commitment;" strike the remainder of the title, and insert "amending section 294, page 187, Laws of 1854 as last amended by section 7, chapter 13, Laws of 1965 and RCW 5.60.060; amending section 9, chapter 117, Laws of 1973 1st ex. sess. as amended by section 8, chapter 198, Laws of 1974 ex. sess. and RCW 10.77.090; amending section 11, chapter 117, Laws of 1973 1st ex. sess. as amended by section 10, chapter 198, Laws of 1974 ex. sess. and RCW 10.77.110; amending section 7, chapter 142, Laws of 1973 1st ex. sess. and RCW 71.05.020; amending section 10, chapter 142, Laws of 1973 1st ex. sess. as last amended by section 2, chapter 199, Laws of 1975 1st ex. sess. and RCW 71.05.050; amending section 17, chapter 142, Laws of 1973 1st ex. sess. as last amended by section 7, chapter 145, Laws of 1974 ex. sess. and RCW 71.05.120; amending section 18, chapter 142, Laws of 1973 1st ex. sess. and RCW 71.05.130; amending section 20, chapter 142, Laws of 1973 1st ex. sess. as last amended by section 3, chapter 199, Laws of 1975 1st ex. sess. and RCW 71.05.150; amending section 23, chapter 142, Laws of 1973 1st ex. sess. as amended by section 11, chapter 145, Laws of 1974 ex. sess. and RCW 71.05.180; amending section 24, chapter 142, Laws of 1973 1st ex. sess. as amended by section 12, chapter 145, Laws of 1974 ex. sess. and RCW 71.05.190; amending section 29, chapter 142, Laws of 1973 1st ex. sess. as amended by section 16, chapter 145, Laws of 1974 ex. sess. and RCW 71.05.240; amending section 33, chapter 142, Laws of 1973 1st ex. sess. as amended by section 19, chapter 145, Laws of 1974 ex. sess. and RCW 71.05.280; amending section 37,

chapter 142, Laws of 1973 1st ex. sess. as last amended by section 9, chapter 199, Laws of 1975 1st ex. sess. and RCW 71.05.320; amending section 39, chapter 142, Laws of 1973 1st ex. sess. as amended by section 24, chapter 145, Laws of 1974 ex. sess. and RCW 71.05.340; amending section 44, chapter 142, Laws of 1973 1st ex. sess. as last amended by section 10, chapter 199, Laws of 1975 1st ex. sess. and RCW 71.05.390; adding a new section to chapter 72.23 RCW; creating new sections; and making an appropriation.", and the same are herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

MOTION

Senator Talmadge moved the Senate do concur in the House amendments to Engrossed Substitute Senate Bill No. 2415.

POINT OF INQUIRY

Senator Gould: "Senator, one of the problems I hear from a lot of people in the district is in regard to the definition of 'gravely disabled' and I notice it has been changed from the one we passed, that the House made a considerable change. I would like to ask you if you think that the proposed definition would include those people who may be standing outside on the street corner and will not accept help from anybody, will not go to their home or will not find a home, who may stand there for days or who may live in a car for days or some of the terrible stories that we have heard about people who cannot or will not take care of themselves?"

Senator Talmadge: "Senator, I think the bill does take care of that problem. We retained the language of severe deterioration of routine functioning that was in the original Senate bill. The only difference has been that the original definition of 'gravely disabled' is detained as a Section (a) and then as a Section (b) the routine deterioration language is there also, so that I believe that the problem that you are describing is taken care of with this bill."

The motion carried.

The Senate concurred in the House amendments to Engrossed Substitute Senate Bill No. 2415.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute Senate Bill No. 2415, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 43; nays, 2; excused, 4.

Voting yea: Senators Benitz, Bluechel, Bottiger, Clarke, Conner, Fleming, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Lysen, Marsh, Matson, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—43.

Voting nay: Senators Donohue, McDermott—2.

Excused: Senators Bausch, Day, Gallagher, Keefe—4.

ENGROSSED SUBSTITUTE SENATE BILL NO. 2415, as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Marsh, the Senate commenced consideration of the House Message on Engrossed Senate Bill No. 3117.

MESSAGE FROM THE HOUSE

May 16, 1979.

Mr. President: The House has passed ENGROSSED SENATE BILL NO. 3117 with the following amendments:

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Section 1. The term "residential school" as used in sections 2 through 8 of this amendatory act, each as now or hereafter amended, shall mean Green Hill school, Maple Lane school, Naselle Youth Camp, Cedar Creek Youth Camp, Mission Creek Youth Camp, Echo Glen, Cascadia Diagnostic Center, Lakeland Village, Rainier school, Yakima Valley school, Interlake school, Fircrest school, Francis Haddon Morgan Center, the Child Study and Treatment Center and Secondary School of Western State Hospital, and such other schools, camps, and centers as are now or hereafter established by the department of social and health services for the diagnosis, confinement and rehabilitation of juveniles committed by the courts or for the care and treatment of persons who are exceptional in their needs by reason of mental and/or physical deficiency: **PROVIDED**, That the term shall not include the state schools for the deaf and blind or adult correctional institutions.

NEW SECTION. Sec. 2. Each school district within which there is located a residential school shall, singly or in concert with another school district pursuant to RCW 28A.58.075 and 28A.58.245 or pursuant to chapter 39.34 RCW, each as now or hereafter amended, conduct a program of education, including related student activities, for residents of the residential school. Except as otherwise provided for by contract pursuant to section 4 of this amendatory act, as now or hereafter amended, the duties and authority of a school district and its employees to conduct such a program shall be limited to the following:

(1) The employment, supervision and control of administrators, teachers, specialized personnel and other persons, deemed necessary by the school district for the conduct of the program of education;

(2) The purchase, lease or rental and provision of textbooks, maps, audio-visual equipment, paper, writing instruments, physical education equipment and other instructional equipment, materials and supplies, deemed necessary by the school district for the conduct of the program of education;

(3) The development and implementation, in consultation with the superintendent or chief administrator of the residential school or his or her designee, of the curriculum;

(4) The conduct of a program of education, including related student activities, for residents who are five and less than twenty-one years of age and have not met high school graduation requirements as now or hereafter established by the state board of education and the school district which includes:

(a) Not less than one hundred and eighty school days each school year;

(b) Special education pursuant to chapter 28A.13 RCW, as now or hereafter amended, and vocational education, as necessary to address the unique needs and limitations of residents; and

(c) Such courses of instruction and school related student activities as are provided by the school district for nonresidential school students to the extent it is practical and judged appropriate for the residents by the school district after consultation with the superintendent or chief administrator of the residential school: **PROVIDED**, That a preschool special education program may be provided for handicapped residential school students;

(5) The control of students while participating in a program of education conducted pursuant to this section and the discipline, suspension or expulsion of students for violation of reasonable rules of conduct adopted by the school district; and

(6) The expenditure of funds for the direct and indirect costs of maintaining and operating the program of education that are appropriated by the legislature and allocated by the superintendent of public instruction for the exclusive purpose of maintaining and operating residential school programs of education, and funds from federal and private grants, bequests and gifts made for the purpose of maintaining and operating the program of education.

NEW SECTION. Sec. 3. The duties and authority of the department of social and health services and of each superintendent or chief administrator of a residential school to support each program of education conducted by a school district pursuant to section 2 of this amendatory act, as now or hereafter amended, shall include, the following:

(1) The provision of transportation for residential school students to and from the sites of the program of education through the purchase, lease or rental of school buses and other vehicles as necessary;

(2) The provision of safe and healthy building and playground space for the conduct of the program of education through the construction, purchase, lease or rental of such space as necessary;

(3) The provision of furniture, vocational instruction machines and tools, building and playground fixtures, and other equipment and fixtures for the conduct of the program of education through construction, purchase, lease or rental as necessary;

(4) The provision of heat, lights, telephones, janitorial services, repair services, and other support services for the vehicles, building and playground spaces, equipment and fixtures provided for in this section;

(5) The employment, supervision and control of persons to transport students and to maintain the vehicles, building and playground spaces, equipment and fixtures, provided for in this section;

(6) Clinical and medical evaluation services necessary to a determination by the school district of the educational needs of residential school students; and

(7) Such other support services and facilities as are reasonably necessary for the conduct of the program of education.

NEW SECTION. Sec. 4. Each school district required to conduct a program of education pursuant to section 2 of this amendatory act, as now or hereafter amended, and the department of social and health services shall hereafter negotiate and execute a written contract for each school year or such longer period as may be agreed to which delineates the manner in which their respective duties and authority will be cooperatively performed and exercised, and any disputes and grievances resolved. Any such contract may provide for the performance of duties by a school district in addition to those set forth in subsections (1) through (5) of section 2 of this amendatory act, as now or hereafter amended, including duties imposed upon the department of social and health services and its agents pursuant to section 3 of this amendatory act, as now or hereafter amended: **PROVIDED**, That funds identified in subsection (6) of section 2 of this amendatory act, as now or hereafter amended, and/or funds provided by the department of social and health services are available to fully pay the direct and indirect costs of such additional duties and the district is otherwise authorized by law to perform such duties in connection with the maintenance and operation of a school district.

NEW SECTION. Sec. 5. The department of social and health services shall provide written notice on or before April 15th of each school year to the superintendent of each school district conducting a program of education pursuant to sections 2 through 4 of this amendatory act, as now or hereafter amended, of any foreseeable residential school closure, reduction in the number of residents, or any other cause for a reduction in the school district's staff for the next school year. In the event the department of social and health services fails to provide notice as prescribed by this section, the department shall be liable and responsible for the payment of the salary

and employment related costs for the next school year of each school district employee whose contract the school district would have nonrenewed but for the failure of the department to provide notice.

Sec. 6. Section 72.01.200, chapter 28, Laws of 1959 and RCW 72.01.200 are each amended to read as follows:

The several penal and reformatory institutions of the state may employ certificated teachers to carry on their educational work, except for the educational programs provided pursuant to sections 2 through 4 of this amendatory act, as now or hereafter amended, and all such teachers so employed shall be eligible to membership in the state teachers' retirement fund.

Sec. 7. Section 72.05.010, chapter 28, Laws of 1959 as amended by section 177, chapter 141, Laws of 1979 and RCW 72.05.010 are each amended to read as follows:

The purposes of RCW 72.05.010 through 72.05.210 are: To provide for every child with behaviour problems, ~~((defective and feeble-minded))~~ mentally and physically handicapped persons, and deaf and blind children, within the purview of RCW 72.05.010 through 72.05.210, as now or hereafter amended, such care, guidance and instruction, control and treatment as will best serve the welfare of the child or person and society; to insure nonpolitical and qualified operation, supervision, management, and control of the Green Hill school, the Maple Lane school, the Naselle Youth Camp, the Cedar Creek Youth Camp, the Mission Creek Youth Camp, Echo Glen, the Cascadia Diagnostic Center, Lakeland Village, Rainier school, the Yakima Valley school, Interlake school, Fircrest school, the Francis Haddon Morgan Center, the Child Study and Treatment Center and Secondary School of Western State Hospital, the state school for the blind, ~~((and))~~ the state school for the deaf, and like residential state schools, camps and centers hereafter established, and to place them under the department of social and health services; and to provide for the persons committed or admitted to those schools that type of care, instruction, and treatment most likely to accomplish their rehabilitation and restoration to normal citizenship.

Sec. 8. Section 72.05.130, chapter 28, Laws of 1959 as amended by section 179, chapter 141, Laws of 1979 and RCW 72.05.130 are each amended to read as follows:

The department shall establish, maintain, operate and administer a comprehensive program for the custody, care, education, treatment, instruction, guidance, control and rehabilitation of all persons who may be committed or admitted to institutions, schools, or other facilities controlled and operated by the department, except for the programs of education provided pursuant to sections 2 through 4 of this amendatory act, as now or hereafter amended, which shall be established, operated and administered by the school district conducting the program, and in order to accomplish these purposes, the powers and duties of the secretary shall include the following:

(1) The assembling, analyzing, tabulating, and reproduction in report form, of statistics and other data with respect to children with behavior problems in the state of Washington, including, but not limited to, the extent, kind, and causes of such behavior problems in the different areas and population centers of the state. Such reports shall not be open to public inspection, but shall be open to the inspection of the governor and to the superior court judges of the state of Washington.

(2) The establishment and supervision of diagnostic facilities and services in connection with the custody, care, and treatment of ~~((defective, feeble-minded))~~ mentally and physically handicapped, and behavior problem children who may be committed or admitted to any of the institutions, schools, or facilities controlled and operated by the department, or who may be referred for such diagnosis and treatment by any superior court of this state. Such diagnostic services may be established

in connection with, or apart from, any other state institution under the supervision and direction of the secretary. Such diagnostic services shall be available to the superior courts of the state for persons referred for such services by them prior to commitment, or admission to, any school, institution, or other facility. Such diagnostic services shall also be available to other departments of the state.

(3) The supervision of all persons committed or admitted to any institution, school, or other facility operated by the department, and the transfer of such persons from any such institution, school, or facility to any other such school, institution, or facility: **PROVIDED**, That where a person has been committed to a minimum security institution, school, or facility by any of the superior courts of this state, a transfer to a close security institution shall be made only with the consent and approval of such court. This shall not apply to the state school for the deaf or the state school for the blind.

(4) The supervision of parole, discharge, or other release, and the post-institutional placement of all persons committed to Green Hill school and Maple Lane school, or such as may be assigned, paroled, or transferred therefrom to other facilities operated by the department. Green Hill school and Maple Lane school are hereby designated as "close security" institutions to which shall be given the custody of children with the most serious behavior problems.

Sec. 9. Section 72.05.140, chapter 28, Laws of 1959 as amended by section 180, chapter 141, Laws of 1979 and RCW 72.05.140 are each amended to read as follows:

The department, in order to provide educational facilities and programs for persons admitted or committed to (~~any of the institutions, schools or facilities herein provided~~) the state schools for the deaf and blind, is authorized either to:

(1) Enter into an agreement with the (~~local~~) school district within which the institution is situated (~~or with any other local school district conveniently located in the region~~), or

(2) Provide a comprehensive school program in connection with any institution as if that institution were itself a local school system.

In the event that either option is exercised, all teachers shall meet all certification requirements and the program shall conform to the usual standards defined by law or by regulations of the state board of education or the office of the state superintendent of public instruction and/or other recognized national certifying agencies.

Sec. 10. Section 72.20.040, chapter 28, Laws of 1959 as last amended by section 229, chapter 141, Laws of 1979 and RCW 72.20.040 are each amended to read as follows:

The superintendent, subject to the direction and approval of the secretary shall:

(1) Have general supervision and control of the grounds and buildings of the institution, the subordinate officers and employees, and the inmates thereof, and all matters relating to their government and discipline.

(2) Make such rules, regulations and orders, not inconsistent with law or with the rules, regulations or directions of the secretary, as may seem to him proper or necessary for the government of such institution and for the employment, discipline and education of the inmates, except for the program of education provided pursuant to sections 2 through 4 of this amendatory act, as now or hereafter amended, which shall be governed by the school district conducting the program.

(3) Exercise such other powers, and perform such other duties as the secretary may prescribe.

Sec. 11. Section 4, chapter 18, Laws of 1967 ex. sess. as amended by section 235, chapter 141, Laws of 1979 and RCW 72.30.040 are each amended to read as follows:

The superintendent shall have the following powers, duties and responsibilities:

(1) Subject to the rules and regulations of the department and the state personnel board, he shall appoint all subordinate officers and employees.

(2) Subject to the rules and regulations of the department, he shall supervise and manage the school, grounds, buildings and equipment, the subordinate officers and employees, and the persons committed, admitted or transferred to such school and shall have custody of such persons until they are released, discharged or transferred as provided by law.

(3) He shall be the custodian of the personal property of all residents of the school subject to the provisions of RCW 72.33.180 as now or hereafter amended.

(4) Subject to the approval of the secretary, he shall be authorized to establish such industrial, vocational, educational or training programs as would be most beneficial to the residents of such school, except for the program of education provided pursuant to sections 2 through 4 of this amendatory act, as now or hereafter amended.

(5) Except as otherwise provided in this chapter, he shall administer the institution in accordance with the provisions of chapter 72.33 RCW.

Sec. 12. Section 72.33.040, chapter 28, Laws of 1959 as last amended by section 62, chapter 80, Laws of 1977 ex. sess. and RCW 72.33.040 are each amended to read as follows:

The superintendent of a state school appointed after June 12, 1957 shall be a person of good character, and either a physician licensed to practice in the state of Washington or has attained a minimum of a master's degree from an accredited college or university in psychology, social science, or education, and in addition shall have had suitable experience in an administrative or professional capacity in the residential care, treatment and training of handicapped persons.

The superintendent shall have custody of all residents and control of the medical, educational, therapeutic and dietetic treatment of all persons resident in such state school, except for the program of education provided pursuant to sections 2 through 4 of this amendatory act, as now or hereafter amended, which the school district conducting the program shall have control of and joint custody of such residents in connection therewith: PROVIDED, That the superintendent shall cause surgery to be performed on any resident only upon gaining the consent of a parent, guardian, or limited guardian as authorized, except, if after reasonable effort to locate the parents, guardian, or limited guardian as authorized, and the health of such resident is certified by the attending physician to be jeopardized unless such surgery is performed, the required consent shall not be necessary.

The superintendent shall have control of the internal government and economy of the state school and shall appoint and direct all subordinate officers and employees: PROVIDED, That the powers and duties conferred upon the superintendent shall be subject to the rules and regulations of the department and the state personnel board.

The superintendent shall have authority to engage the residents of the state school in beneficial work programs but shall not abuse such therapy by excessive hours or for purposes of discipline or punishment.

Sec. 13. Section 72.33.050, chapter 28, Laws of 1959 and RCW 72.33.050 are each amended to read as follows:

There shall be an educational (~~(department)~~) program created and maintained ((within)) for each ((state)) residential school pursuant to sections 2 through 4 of this amendatory act, as now or hereafter amended, and for the state schools for the deaf and blind which shall provide a comprehensive program of academic, vocational, recreational and other educational services best adapted to meet the needs and capabilities of each resident therein whether such resident must always live within the protected community of the school or can be prepared and assisted to live without.

The ((department)) superintendent of public instruction shall assist the state schools in all feasible ways including financial aid so that the educational programs maintained therein shall be comparable to such programs advocated by the ((department)) superintendent of public instruction for children with similar aptitudes in local school districts.

Within its available resources, each state school shall, upon request from a local school district, provide such clinical, counseling and evaluating services as may assist the local district lacking such professional resources in determining the needs of its exceptional children.

NEW SECTION. Sec. 14. Sections 1 through 5 of this amendatory act are added to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.58 RCW.

NEW SECTION. Sec. 15. The following acts or parts of acts are each repealed:

(1) Section 72.16.070, chapter 28, Laws of 1959 and RCW 72.16.070; and

(2) Section 72.20.080, chapter 28, Laws of 1959, section 231, chapter 141, Laws of 1979 and RCW 72.20.080.

NEW SECTION. Sec. 16. This act shall take effect on September 1, 1979.

NEW SECTION. Sec. 17. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected."

On line 1 of the title, after "education;" strike the remainder of the title and insert "amending section 72.01.200, chapter 28, Laws of 1959 and RCW 72.01.200; amending section 72.05.010, chapter 28, Laws of 1959 as amended by section 177, chapter 141, Laws of 1979 and RCW 72.05.010; amending section 72.05.130, chapter 28, Laws of 1959 as amended by section 179, chapter 141, Laws of 1979 and RCW 72.05.130; amending section 72.05.140, chapter 28, Laws of 1959 as amended by section 180, chapter 141, Laws of 1979 and RCW 72.05.140; amending section 72.20.040, chapter 28, Laws of 1959 as last amended by section 229, chapter 141, Laws of 1979 and RCW 72.20.040; amending section 4, chapter 18, Laws of 1967 ex. sess. as amended by section 235, chapter 141, Laws of 1979 and RCW 72.30.040; amending section 72.33.040, chapter 28, Laws of 1959 as last amended by section 62, chapter 80, Laws of 1977 ex. sess. and RCW 72.33.040; amending section 72.33.050, chapter 28, Laws of 1959 and RCW 72.33.050; creating new sections; adding new sections to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.58 RCW; repealing section 72.16.070, chapter 28, Laws of 1959 and RCW 72.16.070; repealing section 72.20.080, chapter 28, Laws of 1959, section 231, chapter 141, Laws of 1979 and RCW 72.20.080; and providing an effective date.", and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

MOTION

On motion of Senator McDermott, the Senate concurred in the House amendments to Engrossed Senate Bill No. 3117.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 3117, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 44; absent or not voting, 1; excused, 4.

Voting yea: Senators Benitz, Bluechel, Bottiger, Clarke, Donohue, Fleming, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Lysen, Marsh, Matson, McDermott, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Scott, Sellar, Shinpoch, Talley,

Talmadge, Van Hollebeke, Vognil, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—44.

Absent or not voting: Senator Conner—1.

Excused: Senators Bausch, Day, Gallagher, Keefe—4.

ENGROSSED SENATE BILL NO. 3117, as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Marsh, the Senate commenced consideration of the House Message on Engrossed Substitute Senate Bill No. 2794.

MESSAGE FROM THE HOUSE

May 15, 1979.

Mr. President: The House has passed ENGROSSED SUBSTITUTE SENATE BILL NO. 2794 with the following amendments:

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Section 1. There is added to chapter 90.03 RCW a new section as follows:

Rights subject to determination proceedings conducted under RCW 90.03.110 through 90.03.240 and 90.44.220 include all rights to the use of water, including all diversionary and instream water rights, and include rights to the use of water claimed by the United States.

Nothing in this section may be construed as establishing or creating any new rights to the use of water. This section relates exclusively to the confirmation of water rights established or created under other provisions of state law or under federal laws.

Sec. 2. Section 16, chapter 117, Laws of 1917 as last amended by section 2, chapter 357, Laws of 1977 ex. sess. and RCW 90.03.130 are each amended to read as follows:

Service of said summons shall be made in the same manner and with the same force and effect as service of summons in civil actions commenced in the superior courts of the state: PROVIDED, That for good cause, the court, at the request of the supervisor, as an alternative to personal service, may authorize service of summons to be made by certified mail, with ((~~acknowledgment of~~) return receipt ((~~of summons executed~~)) signed by defendant ((required, as an alternative to personal service)), a spouse of a defendant, or another person authorized to accept service. If the defendants, or either of them, cannot be found within the state of Washington, of which the return of the sheriff of the county in which the proceeding is pending shall be prima facie evidence, upon the filing of an affidavit by the supervisor of water resources, or his attorney, in conformity with the statute relative to the service of summons by publication in civil actions, such service may be made by publication in a newspaper of general circulation ((~~printed and published at the county seat of~~)) in the county in which such proceeding is pending, and also publication of said summons in a newspaper ((~~published at the county seat~~)) of general circulation in each county in which any portion of the water is situated, once a week for six consecutive weeks (six publications)((~~before the return day thereof~~)). In cases where personal service can be had, such summons shall be served at least twenty days before the return day thereof. The summons by publication shall state that statements of claim must be filed within twenty days after the last publication or before the return date, whichever is later.

Personal service of summons may be made by department of ecology employees for actions pertaining to water rights.

Sec. 3. Section 21, chapter 117, Laws of 1917 as last amended by section 3, chapter 122, Laws of 1929 and RCW 90.03.180 are each amended to read as follows:

At the time of filing the statement as provided in RCW 90.03.140, each defendant shall pay to the clerk of the superior court a fee of ~~((one))~~ twenty-five dollars. The supervisor of water resources shall keep a record of the expenses incurred by him in the determination of the rights on any stream, including the proportionate share of the expense of his office, such expense to date from the filing of a petition or the institution of any investigation as provided in RCW 90.03.110. Immediately upon receipt of a decree of the superior court determining the rights of parties as provided in RCW 90.03.200, the supervisor shall prepare and file in the superior court a statement of such expense, showing the total expense of the determination and apportioning one-half of such expense to the various rights. And where ~~((such))~~ the expense subject to apportionment does not exceed five dollars for each water right, as determined by the court, it shall be divided equally between such rights. If such expense exceeds five dollars for each water right, such allottee shall pay five dollars plus a share of the amount remaining, which shall be equitably apportioned to the various irrigation and other consumptive rights in such proportion as the quantity of water allotted to each right bears to the total amount of water awarded taking into account priorities of the various rights, and to nonconsumptive rights on such basis as the supervisor may determine to be equitable. Such records shall be subject to audit by the bureau of inspection and supervision of public offices as are other accounts of state offices. The amount of ~~((such))~~ the expense apportioned to each ~~((diverter))~~ user shall be paid by such ~~((diverter))~~ user before he shall be entitled to receive a certificate of diversion from the supervisor.

NEW SECTION. Sec. 4. There is added to chapter 90.14 RCW a new section to read as follows:

(1) Notwithstanding any time restrictions imposed by the provisions of chapter 90.14 RCW, a person may file a claim pursuant to RCW 90.14.041 if such person obtains a certification from the pollution control hearings board as provided in this section.

(2) A certification shall be issued by the pollution control hearings board if, upon petition to the board, it is shown to the satisfaction of the board that:

(a) Waters of the state have been applied to beneficial use continuously (with no period of nonuse exceeding five consecutive years) in the case of surface water beginning not later than June 7, 1917, and in the case of ground water beginning not later than June 7, 1945, or

(b) Waters of the state have been applied to beneficial use continuously (with no period of nonuse exceeding five consecutive years) from the date of entry of a court decree confirming a water right and any failure to register a claim resulted from a reasonable misinterpretation of the requirements as they related to such court decreed rights.

(3) The board shall have jurisdiction to accept petitions for certification from any person through December 31, 1979, and not thereafter.

(4) A petition for certification shall include complete information on the claim pursuant to RCW 90.14.051 (1) through (8), and any such information as the board may require.

(5) The department of ecology is directed to accept for filing any claim certified by the board as provided in subsection (2) of this section. The department of ecology, upon request of the board, may provide assistance to the board pertinent to any certification petition.

(6) A certification by the pollution control hearings board or a filing with the department of ecology of a claim under this section shall not constitute a determination or confirmation that a water right exists.

(7) The provisions of RCW 90.14.071 shall have no applicability to certified claims filed pursuant to this section.

(8) This section shall have no applicability to ground waters resulting from the operations of reclamation projects.

Sec. 5. Section 16, chapter 233, Laws of 1967 and RCW 90.14.160 are each amended to read as follows:

Any person entitled to divert or withdraw waters of the state through any appropriation authorized by enactments of the legislature prior to enactment of chapter 117, Laws of 1917, or by custom, or by general adjudication, who abandons the same, or who voluntarily fails, without sufficient cause, to beneficially use all or any part of said right to divert or withdraw for any period of five successive years after the effective date of this act, shall relinquish such right or portion thereof, and said right or portion thereof shall revert to the state, and the waters affected by said right shall become available for appropriation in accordance with RCW 90.03.250; PROVIDED, That such rights to use waters reverted under this section or under RCW 90.14.170 and 90.14.180, which were last exercised for a beneficial use subsequent to June 30, 1979, shall, if a minimum flow or level established by the department of ecology is in effect at the time when a determination of the reversion made either by the department or a court becomes final, be applied to meet such minimum flow or level with a priority of the original date of the reverted right before becoming otherwise available for appropriation for other beneficial uses under RCW 90.03.250 through 90.03.340.

Sec. 6. Section 20, chapter 233, Laws of 1967 and RCW 90.14.200 are each amended to read as follows:

(1) All matters relating to the implementation and enforcement of this chapter by the department of ecology shall be carried out in accordance with chapter 34.04 RCW as it now exists or hereafter shall be amended except where the provisions of this chapter expressly conflict herewith. Proceedings held pursuant to RCW 90.14.130 hereof are "contested cases" within the meaning of chapter 34.04 RCW. Final decisions of the department of ecology in these proceedings are subject to review in accordance with chapter 43.21B RCW.

(2) RCW 90.14.130 provides nonexclusive procedures for determining a relinquishment of water rights under RCW 90.14.160, 90.14.170, and 90.14.180. RCW 90.14.160, 90.14.170, and 90.14.180 may be applied in, among other proceedings, general adjudication proceedings initiated under RCW 90.03.110 or 90.44.220; PROVIDED, That nothing herein shall apply to litigation involving determinations of the department of ecology under RCW 90.03.290 relating to the impairment of existing rights.

NEW SECTION. Sec. 7. There is added to chapter 90.03 RCW a new section to read as follows:

The establishment of reservations of water for agriculture, hydroelectric energy, municipal, industrial, and other beneficial uses under RCW 90.54.050(1) or minimum flows or levels under RCW 90.22.010 or 90.54.040 shall constitute appropriations within the meaning of this chapter with priority dates as of the effective dates of their establishment. Whenever an application for a permit to make beneficial use of public waters embodied in a reservation, established after the effective date of this act, is filed with the department of ecology after the effective date of such reservation, the priority date for a permit issued pursuant to an approval by the department of ecology of the application shall be the effective date of the reservation.

NEW SECTION. Sec. 8. There is added to chapter 90.03 RCW a new section to read as follows:

It is the policy of the state to promote the use of the public waters in a fashion which provides for obtaining maximum net benefits arising from both diversionary uses of the state's public waters and the retention of waters within streams and lakes

in sufficient quantity and quality to protect instream and natural values and rights. Consistent with this policy, the state supports economically feasible and environmentally sound development of physical facilities through the concerted efforts of the state with the United States, public corporations, Indian tribes, or other public or private entities. Further, based on the tenet of water law which precludes wasteful practices in the exercise of rights to the use of waters, the department of ecology shall reduce these practices to the maximum extent practicable, taking into account sound principles of water management and the most effective use of public and private funds, and, when appropriate, to work to that end in concert with the agencies of the United States and other public and private entities.

NEW SECTION. Sec. 9. There is added to chapter 90.54 RCW a new section to read as follows:

When feasible, the department of ecology shall cooperate with the United States and other public entities, including Indian tribes, in the planning, development, and operation of comprehensive water supply projects designed primarily to resolve controversies and conflicts over water use by increasing water quantity and improving water quality within a stream or river system, or other bodies of water, as well as to enhance opportunities for both instream and diversionary water uses within the system, and, in relation thereto, the department may:

(1) Participate with the federal government and other public entities in the planning, development, operation, and management of various phases of water projects hereafter authorized by congress;

(2) Provide rights to the use of public waters under the state's surface and ground water codes for these projects when the waters are available for allocation; and

(3) Provide financial assistance through grants and loans for projects when moneys are made available to the department for this assistance by other provisions of this code.

NEW SECTION. Sec. 10. There is appropriated to the department of ecology from the general fund for the biennium ending June 30, 1981, the sum of forty thousand dollars, or so much thereof as may be necessary, to carry out the purposes of this act.

NEW SECTION. Sec. 11. There is appropriated to the state conservation commission from the general fund for the biennium ending June 30, 1981, the sum of fifty-nine thousand dollars, or so much thereof as may be necessary, to provide moneys to conservation districts for studies and pilot projects relating to water resources aspects of their administration.

NEW SECTION. Sec. 12. Section 2 of this act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect immediately.

NEW SECTION. Sec. 13. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected."

On page 1, beginning on line 10 of the title, after "making" strike "an appropriation" and insert "appropriations", and the same are herewith transmitted.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

MOTION

Senator Hansen moved the Senate do concur in the House amendments to Engrossed Substitute Senate Bill No. 2794.

REMARKS BY SENATOR HANSEN

Senator Hansen: "We have one problem in 2794, and for the Journal, I would like to clarify in Section 4, subsection (8). It is the intent of this subsection to exclude from the filing provisions of groundwater resulting from reclamation project. A question arises when the groundwater resulting from reclamation projects become commingled with other groundwaters from other sources. It is the intent to exclude only claims to water which clearly results from reclamation projects but the subsection does not apply to waters that result from nonreclamation sources or to commingled waters, and with this in the Journal for direction of subsection (8) in Section 4, we have no problem with concurring with their amendment."

The motion carried.

The Senate concurred in the House amendments to Engrossed Substitute Senate Bill No. 2794.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute Senate Bill No. 2794, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 35; nays, 10; excused, 4.

Voting yea: Senators Bottiger, Clarke, Conner, Donohue, Gaspard, Goltz, Gould, Guess, Hansen, Henry, Jones, Lee, Lysen, Marsh, Matson, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Rasmussen, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, Walgren, Wanamaker, Williams, Wojahn, Woody—35.

Voting nay: Senators Benitz, Bluechel, Fleming, Hayner, Lewis, McDermott, Pullen, Quigg, von Reichbauer, Wilson—10.

Excused: Senators Bausch, Day, Gallagher, Keefe—4.

ENGROSSED SUBSTITUTE SENATE BILL NO. 2794, as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

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

MOTIONS

On motion of Senator Marsh, the Senate commenced consideration of Senate Resolution 1979-122.

On motion of Senator Conner, all members were permitted as additional sponsors on Senate Resolution 1979-122.

On motion of Senator Conner, the following resolution was unanimously adopted:

SENATE RESOLUTION 1979-122

By Senators Conner, Bausch, Benitz, Bluechel, Bottiger, Clarke, Day, Donohue, Fleming, Gallagher, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Henry, Jones, Keefe, Lee, Lewis, Lysen, Marsh, Matson, McDermott, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn and Woody:

WHEREAS, The week of May 28th to June 3, 1979 has been designated Vietnam Veterans Week; and

WHEREAS, Those who served their country in that conflict did so under the most adverse conditions imaginable, yet they served it well; and

WHEREAS, This week honoring the Vietnam veterans should be one in which we remember our great debt to these people rather than dwelling on the controversial aspects of United States involvement in the conflict in Indochina;

NOW, THEREFORE, BE IT RESOLVED, By the Senate, that Vietnam Veterans Week be so designated and observed by this state as a reminder of the debt owed to these veterans.

MOTIONS

On motion of Senator Marsh, the Senate returned to the fourth order of business.

On motion of Senator Marsh, the Senate commenced consideration of the House Message on Substitute House Bill No. 1.

MESSAGE FROM THE HOUSE

May 14, 1979.

Mr. President: The House has concurred in the Senate amendments to SUBSTITUTE HOUSE BILL NO. 1, except the following amendment:

On page 2, line 13, after "state" insert ": PROVIDED, That any person who is a resident of another state who owns real property located in a Washington county in which razor clams are harvested shall be deemed to be a resident of this state for the purpose of obtaining a resident razor clam license", and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

MOTION

On motion of Senator Talley, the Senate insists on its position on the amendment to page 2, line 13 of Substitute House Bill No. 1 and once again asks the House to concur therein.

MOTION

On motion of Senator Marsh, the Senate commenced consideration of the House Message on House Bill No. 31.

MESSAGE FROM THE HOUSE

May 12, 1979.

Mr. President: The House refuses to concur in the Senate amendments to HOUSE BILL NO. 31 and asks the Senate to recede therefrom, and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

MOTION

On motion of Senator Rasmussen, the Senate insists on its position on House Bill No. 31 and again asks the House to concur therein.

MOTION

On motion of Senator Marsh, the Senate commenced consideration of the House Message on Substitute House Bill No. 768.

MESSAGE FROM THE HOUSE

May 11, 1979.

Mr. President: The House has concurred in the Senate amendments to SUBSTITUTION HOUSE BILL NO. 768, except the following amendment:

On page 3, line 36, after "amended," strike "shall apply" and insert "the benefit provided pursuant to RCW 28B.10.400(2) shall be determined based upon" and asks the Senate to recede therefrom, and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

MOTION

On motion of Senator Shinpoch, the Senate receded from its amendment to page 3, line 36 to Substitute House Bill No. 768.

The President declared the question before the Senate to be the roll call on final passage of Substitute House Bill No. 768, without the Senate amendment to page 3, line 36.

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 768, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 45; excused, 4.

Voting yea: Senators Benitz, Bluechel, Bottiger, Clarke, Conner, Donohue, Fleming, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Lysen, Marsh, Matson, McDermott, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—45.

Excused: Senators Bausch, Day, Gallagher, Keefe—4.

SUBSTITUTION HOUSE BILL NO. 768, as amended by the Senate, 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.

MOTIONS

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

On motion of Senator Rasmussen, Substitute Senate Bill No. 2773 was ordered held following consideration of the next two bills on today's calendar.

On motion of Senator Marsh, the Senate returned to the sixth order of business.

On motion of Senator Marsh, the Senate commenced consideration of Engrossed Second Substitute House Bill No. 527.

SECOND READING

ENGROSSED SECOND SUBSTITUTION HOUSE BILL NO. 527, by Committee on Appropriations (originally sponsored by Representatives Schmitten, Bender, Winsley, Oliver, Vrooman, Barr, Walk and Grimm):

Providing compensation for the workers and political subdivisions for search and rescue activities.

The bill was read the second time by sections.

Senator Shinpoch moved the following amendments by Senators Donohue and Shinpoch be considered and adopted simultaneously:

On page 6, line 27 after the period strike all material down to and including the period on line 30.

On page 6, line 33 after "sum of" strike "one hundred ninety" and insert "fifty five"

On page 6, line 34 after "dollars" strike the remainder of the sentence

POINT OF INQUIRY

Senator Wilson: "Senator Shinpoch, what are the effects of these amendments? Do they tend to say that if the costs to an entity of local government rise above a certain level with respect to a search mission that reimbursement will no longer be involved?"

Senator Shinpoch: "It leaves the state law as it currently is. This was a change in the state law that if it did go over five thousand, then there would be a reimbursement. I think it is safe to say, in order to get the bill it was necessary to probably delete this portion. There are a number of clarifying changes in the language that are important to the department of emergency services, far more important than the local government reimbursement and we thought that we should proceed with it."

Senator Wilson: "Would you object to holding this a couple of bills so that I could become more familiar with the ramifications?"

MOTION

On motion of Senator Wilson, Engrossed Second Substitute House Bill No. 527, together with the pending amendments by Senators Donohue and Shinpoch, was ordered held for consideration later today.

PERSONAL PRIVILEGE

Senator Jones: "I wonder if any of them are Welshmen? They look like Welsh people to me. I believe—are you from Wales? Is this all right, Governor? You are a Mediterranean Welshman, I know. You told me that. I am from Bleanua Festioniog.

President Cherberg: "Is this group from Wales, Senator? I was told you were from Australia. The President apologizes.

"You have spoiled Senator Jones. Applause is really not permitted in the Senate and we are afraid Senator Jones will never get over it now."

SIGNED BY THE PRESIDENT

The President signed:

SUBSTITUTE SENATE BILL NO. 2181,
 SUBSTITUTE SENATE BILL NO. 2182,
 SUBSTITUTE SENATE BILL NO. 2336,
 SUBSTITUTE SENATE BILL NO. 3034.

MOTION

At 10:55 a.m., on motion of Senator Marsh, the Senate was declared to be ease subject to the Call of the President.

AFTERNOON SESSION

The President called the Senate to order at 2:30 p.m.

There being no objection, the Senate returned to the fourth order of business.

MESSAGES FROM THE HOUSE

May 25, 1979.

Mr. President: The Speakers have signed:
 SUBSTITUTE SENATE BILL NO. 2181,
 SUBSTITUTE SENATE BILL NO. 2182,
 SUBSTITUTE SENATE BILL NO. 2336,
 SUBSTITUTE SENATE BILL NO. 3034, and the same are herewith
 transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

May 17, 1979.

Mr. President: The Speakers have signed:
 HOUSE BILL NO. 320,
 SECOND SUBSTITUTE HOUSE BILL NO. 418, and the same are herewith
 transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

MOTIONS

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

On motion of Senator Walgren, the Senate commenced consideration of Senate Resolution 1979-123.

Senator Rasmussen moved adoption of the following resolution:

SENATE RESOLUTION 1979-123

By Senators Rasmussen and Bottiger:

WHEREAS, There are currently four television channels reserved for non-commercial use in the Seattle-Tacoma television market, Channels 9 and 28 in Seattle and 56 and 62 in Tacoma; and

WHEREAS, Channel 13 in Tacoma is not reserved for non-commercial use and was used for a commercial television station for more than twenty years, until 1975; and

WHEREAS, Clover Park School District No. 400, which has operated non-commercial television station KCPQ-TV on unreserved Channel 13 in Tacoma only since 1976, can no longer afford to continue that operation and has therefore contracted to sell the station to Kelly Broadcasting Co.; and

WHEREAS, The proceeds to be received from that sale will enable Clover Park No. 400 to build a critically needed high school; and

WHEREAS, Kelly Broadcasting Co. proposes to operate Channel 13 as a second commercial station assigned to Tacoma, competing with the only other commercial television station assigned to that city; and

WHEREAS, Operations of Channel 13 as a second commercial station in Tacoma will bring substantial economic benefits to that community; and

WHEREAS, A majority of the programs broadcast by KCPQ-TV have also been broadcast during the same week by either KTPS-TV, Tacoma, or KCTS, Channel 9, Seattle, or both of those stations, and the operation of a second non-commercial station in Tacoma has therefore been inefficient; and

WHEREAS, Kelly has stated that it will, after becoming the licensee of Channel 13, provide substantial financial assistance to non-commercial station KTPS-TV, Tacoma, to enable that station to improve its physical facilities and therefore the quality and extent of its signals; and

WHEREAS, Kelly has stated that it will further assist KTPS-TV to construct a new non-commercial satellite television station on Channel 15, which has been assigned by the FCC for non-commercial use at Centralia, which new station will be located between Centralia and Olympia and will provide a strong principal city signal to both of those communities as well as a new non-commercial television service to substantial areas to the south and west of Tacoma which now receive no off-the-air non-commercial television service at all; and

WHEREAS, The new Channel 15 television station would have program origination capacity and would thus act as a first local outlet for Olympia, the state capitol, which has no television station of its own; and

WHEREAS, Kelly has further proposed to assist KTPS-TV by supporting its continuing operations with additional donations of at least \$80,000 per year for a period of six years after Kelly becomes the licensee of Channel 13;

NOW, THEREFORE, BE IT RESOLVED, That the Senate of the State of Washington, in its collective wisdom, agrees that a grant of the application now pending before the Federal Communications Commission for assignment of the license of KCPQ-TV from Clover Park School District No. 400 to Kelly Broadcasting Co. would serve the public interest by resulting in substantial improvement of commercial and non-commercial television service to Tacoma and southwest Washington; and

BE IT FURTHER RESOLVED, That the Federal Communications Commission be encouraged to act positively and with all due haste on the application now before it requesting its consent to assignment of the KCPQ-TV license from Clover Park School District No. 400 to Kelly Broadcasting Co.; and

BE IT FURTHER RESOLVED, That a copy of this resolution be immediately transmitted to the Federal Communications Commission, the station manager of Channel 13, and the chairman of the Clover Park School Board, and the Washington Educational Television Commission.

POINT OF INQUIRY

Senator Guess: "Senator Rasmussen, in last night's mail I found a letter from the Clover Park School District. It said that the legislature had passed a resolution urging not to sell the station and urged that the resolution that had previously been passed by the body be repealed. Now does this in any way do that or is that letter incorrect?"

Senator Rasmussen: "No, the letter is correct. The House members, certain of the House members had passed a resolution opposing the sale. The contract is already made and now they are opposing the transfer of the license. Those House members, I understand from talking with them, are now ready to change their position. They did not have the necessary information. This is only a Senate resolution and the House resolution was passed separately."

Senator Guess: "If we could strengthen this in any way, that was the reason for my inquiry, to see if we could help in mitigation of the resolution that had been passed by the House, if we wanted to mention that in this resolution."

Senator Rasmussen: "I would not think that would be necessary, Senator Guess."

Senator Guess: "Fine, Thank you, Senator."

Debate ensued.

POINT OF INQUIRY

Senator Walgren: "Perhaps I should address this to both you and the President. I missed the point of your motion. Were you moving that this be referred to Rules?"

Senator Clarke: "No, I did not make the motion. I think Senator Goltz made the request. I do not know whether he made a motion or not. I was just commenting generally. I think Senator Goltz perhaps made the motion."

MOTION

Senator Goltz moved that Senate Resolution 1979-123 be referred to the Committee on Education.

Further debate ensued.

The motion by Senator Goltz carried.

Senate Resolution 1979-123 was referred to the Committee on Education.

MOTIONS

On motion of Senator Sellar, Senators Guess, Quigg and Wanamaker were excused.

On motion of Senator Wilson, Senator von Reichbauer was excused.

On motion of Senator Walgren, the Senate returned to the fourth order of business.

MESSAGE FROM THE HOUSE

May 14, 1979.

Mr. President: The House has passed ENGROSSED SENATE BILL NO. 2402 with the following amendments:

Strike everything after the enacting clause and insert:

"Section 1. Section 3, chapter 286, Laws of 1975 1st ex. sess. as last amended by section 1, chapter ... (SSB 2317), Laws of 1979 1st ex. sess. and RCW 51.32.220 are each amended to read as follows:

(1) For persons under the age of sixty-two receiving compensation for temporary or permanent total disability pursuant to the provisions of chapter 51.32 RCW, such compensation shall be reduced by an amount equal to the benefits payable under the federal old-age, survivors and disability insurance act as now or hereafter amended not to exceed the amount of the reduction established pursuant to 42 USC 424a. However, such reduction shall not apply when the combined compensation provided pursuant to chapter 51.32 RCW and the federal old-age, survivors and disability insurance act is less than the total benefits to which the federal reduction would apply, pursuant to 42 USC 424a. Where any person described in this section refuses to authorize the release of information concerning the amount of benefits payable under said federal act the department's estimate of said amount shall be deemed to be correct unless and until the actual amount is established and no adjustment shall be made for any period of time covered by any such refusal.

(2) Any reduction under subsection (1) of this section shall be effective the month following the month in which the department or self-insurer is notified by the federal social security administration that the person is receiving disability benefits under the federal old-age, survivors and disability insurance act: PROVIDED, That in the event of an overpayment of benefits the department or self-insurer may not recover more than the overpayments for the six months immediately preceding the date the department or self-insurer notifies the worker that an overpayment has occurred: PROVIDED FURTHER, That upon determining that there has been an overpayment, the department or self-insurer shall immediately notify the person who received the overpayment that he or she shall be required to make repayment

pursuant to ~~((this act))~~ this section and RCW 51.32... (section 2, chapter ... (SSB 2317), Laws of 1979 1st ex. sess.).

(3) Recovery of any overpayment must be taken from future ~~((monthly))~~ temporary or permanent total disability benefits or permanent partial disability benefits provided by this title ~~((and may))~~. In the case of temporary or permanent total disability benefits, the recovery shall not exceed twenty-five percent of the monthly amount due from the department or self-insurer or one-sixth of the total overpayment, whichever is the lesser.

(4) No reduction may be made unless the worker receives notice of the reduction prior to the month in which the reduction is made.

(5) In no event shall the reduction reduce total benefits to less than the greater amount the worker may be entitled to under this title or the federal old-age, survivors and disability insurance act.

(6) The director, pursuant to rules adopted in accordance with the procedures provided in the administrative procedure act, chapter 34.04 RCW, may exercise his discretion to waive, in whole or in part, the amount of any overpayment where the recovery would be against equity and good conscience.

NEW SECTION. Sec. 2. This 1979 act applies to all cases in which notification of the first reduction in compensation pursuant to RCW 51.32.220 is mailed after the effective date of this 1979 act, regardless of when the basis, authority, or cause for such reduction may have arisen. To such extent, this 1979 act applies retrospectively, but in all other respects it applies prospectively.

NEW SECTION. Sec. 3. If any provision of this 1979 act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected.

NEW SECTION. Sec. 4. This act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect immediately."

On page 1, line 1 of the title, after "insurance;" strike the remainder of the title and insert "amending section 3, chapter 286, Laws of 1975 1st ex. sess. as last amended by section 1, chapter ... (SSB 2317), Laws of 1979 1st ex. sess. and RCW 51.32.220; creating a new section; and declaring an emergency.", and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief clerk.

MOTION

On motion of Senator Lysen, the Senate concurred in the House amendments to Engrossed Senate Bill No. 2402.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 2402, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 30; nays, 2; excused, 7.

Voting yea: Senators Benitz, Bottiger, Clarke, Conner, Day, Donohue, Fleming, Gallagher, Gaspard, Goltz, Gould, Hansen, Hayner, Henry, Lee, Lewis, Lysen, Marsh, McDermott, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Rasmussen, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognil, Walgren, Williams, Wilson, Wojahn, Woody—30.

Voting nay: Senators Bluechel, Matson—2.

Excused: Senators Bausch, Guess, Jones, Keefe, Quigg, von Reichbauer, Wanamaker—7.

ENGROSSED SENATE BILL NO. 2402, as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Walgren, the Senate commenced consideration of the House Message on Engrossed Substitute Senate Joint Resolution No. 120.

MESSAGE FROM THE HOUSE

May 22, 1979.

Mr. President: The House has passed ENGROSSED SUBSTITUTE SENATE JOINT RESOLUTION NO. 120 with the following amendment:

On page 1, line 10, after "provisions of" strike "sections 5 or" and insert "~~((sections 5 or))~~ section", and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

MOTION

On motion of Senator Bottiger, the Senate concurred in the House amendment to Engrossed Substitute Senate Joint Resolution No. 120.

MOTION

On motion of Senator Bottiger, the roll call on final passage of Engrossed Substitute Senate Joint Resolution No. 120, as amended by the House, was ordered held for Tuesday, May 29, 1979.

MOTION

On motion of Senator Walgren, the Senate commenced consideration of the House Message on Engrossed Senate Bill No. 2338.

MESSAGE FROM THE HOUSE

May 23, 1979.

Mr. President: The House has passed ENGROSSED SENATE BILL NO. 2338 with the following amendment:

On page 6, line 25, strike "fully" and insert "~~((fully))~~ reasonably", and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

MOTION

On motion of Senator Day, the Senate concurred in the House amendment to Engrossed Senate Bill No. 2338.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 2338, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 40; nays 3; excused, 6.

Voting yea: Senators Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Donohue, Fleming, Gallaghan, Gaspard, Goltz, Gould, Hansen, Hayner, Henry,

Jones, Lee, Lewis, Lysen, Marsh, McDermott, Moore, Morrison, North, Odegaard, Peterson, Rasmussen, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, Walgren, Williams, Wilson, Wojahn, Woody—40.

Voting nay: Senators Matson, Newschwander, Pullen—3.

Excused: Senators Bausch, Guess, Keefe, Quigg, von Reichbauer, Wanamaker—6.

ENGROSSED SENATE BILL NO. 2338, as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Walgren, the Senate commenced consideration of the House Message on House Concurrent Resolution No. 20.

MESSAGE FROM THE HOUSE

May 25, 1979.

Mr. President: The House has passed HOUSE CONCURRENT RESOLUTION NO. 20, and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

MOTION

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

INTRODUCTION AND FIRST READING

HOUSE CONCURRENT RESOLUTION NO. 20, by Representatives Polk and King:

Recess of Legislature until Tuesday, May 29, 1979 at 1:30 p.m.

MOTIONS

On motion of Senator Walgren, the rules were suspended, House Concurrent Resolution No. 20 was advanced to second reading and read the second time in full.

On motion of Senator Walgren, the rules were suspended, House Concurrent Resolution No. 20 was advanced to third reading, the second reading considered the third and the resolution was adopted.

SIGNED BY THE PRESIDENT

The President signed:

SUBSTITUTE SENATE BILL NO. 2097,
SUBSTITUTE SENATE BILL NO. 2374,
SUBSTITUTE SENATE BILL NO. 2415,
SUBSTITUTE SENATE BILL NO. 2794,
SENATE BILL NO. 3117.

SIGNED BY THE PRESIDENT

The President signed:

HOUSE BILL NO. 320,
SECOND SUBSTITUTE HOUSE BILL NO. 418.

MOTION

At 3:07 p.m., on motion of Senator Walgren, the Senate adjourned until 1:30 p.m., Tuesday, May 29, 1979.

JOHN A. CHERBERG, President of the Senate.
SIDNEY R. SNYDER, Secretary of the Senate.

SEVENTIETH DAY

AFTERNOON SESSION

Senate Chamber, Olympia, Tuesday, May 29, 1979.

The Senate was called to order at 1:30 p.m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senators Bausch and Keefe. On motion of Senator Wilson, Senators Bausch and Keefe were excused.

The Color Guard, consisting of Pages Karen Cranmer and Brad Smith, presented the Colors. Reverend Lee Forstrom of Westwood Baptist Church of Olympia, offered the following prayer:

"FATHER, WE THANK YOU FOR GIVING US THIS DAY. WE REJOICE AND ARE GLAD FOR IT. THANK YOU THIS AFTERNOON FOR THE MEN AND WOMEN THAT YOU HAVE CALLED TOGETHER AND PRAY THAT YOU WILL GIVE TO THEM WISDOM AND UNDERSTANDING IN THE DECISIONS THAT ARE BEFORE THEM. WE PRAY, FATHER, THAT AS THEY REPRESENT THEIR PEOPLE AND AS THEY REPRESENT YOU, THAT THE DECISIONS AND THE LAWS THAT ARE MADE WILL REALLY SEEK TO GOVERN OUR COUNTRY AND OUR STATE IN A WAY THAT IS PLEASING TO YOU. THANK YOU THAT IF WE COMMIT OUR WAY TO YOU THAT YOU WILL DIRECT OUR PATH AND WE WILL THANK YOU FOR IT. IN JESUS' NAME. AMEN"

MOTION

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

SIGNED BY THE PRESIDENT

The President signed:
SENATE BILL NO. 2338,
SENATE BILL NO. 2402.

MESSAGE FROM THE HOUSE

May 12, 1979.

Mr. President: The House has passed SUBSTITUTE SENATE BILL NO. 2791 with the following amendments:

Strike everything after the enacting clause and insert:

"Section 1. Section 15.44.010, chapter 11, Laws of 1961 and RCW 15.44.010 are each amended to read as follows:

As used in this chapter:

"Commission" means the Washington state dairy products commission;

To "ship" means to deliver or consign milk or cream to a person dealing in, processing, distributing, or manufacturing dairy products for sale, for human consumption(;) or industrial or medicinal uses;

"Handler" means one who purchases milk, cream, or skimmed milk for processing, manufacturing, sale, or distribution;

"Dealer" means one who handles, ships, buys, and sells dairy products, or who acts as sales or purchasing agent, broker, or factor of dairy products;

"Processor" means a person who uses milk or cream for canning, drying, manufacturing, preparing, or packaging or for use in producing or manufacturing any product therefrom;

"Producer" means a person who produces milk from cows ((or goats)) and sells it for human or animal food, or medicinal or industrial uses.

Sec. 2. Section 15.44.020, chapter 11, Laws of 1961 as last amended by section 1, chapter 136, Laws of 1975 1st ex. sess. and RCW 15.44.020 are each amended to read as follows:

There is hereby created a Washington state dairy products commission to be thus known and designated: PROVIDED, That the commission may take actions under the name, "the dairy farmers of Washington". The commission shall be composed of not more than ten members. There shall be one member from each district who shall be a practical producer of dairy products to be elected by such producers, one member shall be a dealer, and one member shall be a producer who also acts as a dealer, and such dealer and producer who acts as a dealer shall be appointed by the director of agriculture, and the director of agriculture shall be an ex officio member without vote.

Sec. 3. Section 15.44.050, chapter 11, Laws of 1961 and RCW 15.44.050 are each amended to read as follows:

The commission shall elect a manager, who is not a member, and fix his compensation; and shall appoint a secretary-treasurer, who shall sign all vouchers and receipts for all moneys received by the commission. The treasurer shall file with the commission a fidelity bond in the sum of ((twenty)) one hundred thousand dollars, executed by a surety company authorized to do business in the state, in favor of the state and the commission, conditioned for the faithful performance of his duties and strict accounting of all funds to the commission.

Sec. 4. Section 15.44.060, chapter 11, Laws of 1961 and RCW 15.44.060 are each amended to read as follows:

The commission shall have the power and duty to:

(1) Elect a chairman and such other officers as it deems advisable, and adopt, rescind, and amend rules, regulations, and orders for the exercise of its powers, which shall have the effect of law when not inconsistent with existing laws;

(2) Administer and enforce the provisions of this chapter and perform all acts and exercise all powers reasonably necessary to effectuate the purpose hereof;

(3) Employ and discharge advertising counsel, advertising agents, and such attorneys, agents, and employees as it deems necessary, and prescribe their duties and powers and fix their compensation;

(4) Establish offices, incur expenses, enter into contracts, and create such liabilities as are reasonable and proper for the proper administration of this chapter;

(5) Investigate and prosecute violations of this chapter;

(6) Conduct scientific research designed to improve milk production, quality, transportation, processing, and distribution and to develop and discover uses for products of milk and its derivatives;

(7) Make in its name such advertising contracts and other agreements as are necessary to promote the sale of dairy products on either a state, national, or foreign basis;

(8) Keep accurate records of all its dealings, which shall be open to public inspection and audit by the regular agencies of the state; and

(9) Conduct the necessary research to develop more efficient and equitable methods of marketing dairy products, and enter upon, singly or in participation with others, the promotion and development of state, national, or foreign markets.

Sec. 5. Section 5, chapter 136, Laws of 1975 1st ex. sess. and RCW 15.44.085 are each amended to read as follows:

There is hereby levied on every hundredweight of class I or class II milk, as defined in RCW 15.44.087, sold by a dealer, including any milk sold by a producer who acts as a dealer, an assessment of:

(1) Five-eighths of one cent per hundredweight. Such assessment shall be in addition to the producer assessment paid by any producer who also acts as a dealer.

(2) Any additional assessment, within the power and duty of the commission to levy, such that the total assessment shall not exceed one cent per hundredweight, as required to effectuate the purpose of this section.

Such assessment may be increased by approval of dealers and producers who also act as dealers, subject to the standards set forth in chapter 15.44 RCW ((15.44.130)) for increasing or decreasing assessments. The funds derived from such assessment shall be used for educational programs in institutions of learning and the sum of such funds derived annually from said dealers and producers who act as dealers shall be matched by assessments derived from producers for the purpose of funding said educational purposes in institutions of learning by an amount not less than the moneys collected from dealers and producers who act as dealers.

Sec. 6. Section 6, chapter 136, Laws of 1975 1st ex. sess. and RCW 15.44.087 are each amended to read as follows:

For the purpose of RCW 15.44.085, class I and class II milk sold means milk from cows ~~((or goats))~~ produced by a producer as defined in RCW 15.44.010 and utilized as follows:

(1) Class I milk shall be all skim milk and butterfat:

(a) Sold in the form of fluid milk product subject to the following limitations and exceptions:

(i) Any products fortified with added nonfat milk solids shall be class I in an amount equal only to the weight of an equal volume of like unmodified product of the same butterfat content.

(ii) Fluid milk products in concentrated form shall be class I in an amount equal to the skim milk and butterfat used to produce the quantity of such products sold.

(iii) Products classified as class II pursuant to subsection (2) of this section are excepted.

(b) Packaged fluid milk products in inventory at the end of the month.

(2) Class II milk shall be all skim milk and butterfat:

(a) Used to produce ice cream, ice cream mix, frozen desserts, aerated cream products, plastic cream, soured cream dressing, yogurt, eggnog, cottage cheese, pot cheese, bakers cheese, cream cheese, neufchatel cheese, or starter; or

(b) Any milk or milk product, sterilized and either (i) packaged in hermetically sealed metal, plastic, foil, paper, or glass containers and used to produce condensed milk and condensed skim milk, or (ii) in fluid milk products disposed of in bulk to commercial food processing establishments or producer milk sold to a commercial food processing establishment.

Sec. 7. Section 15.44.090, chapter 11, Laws of 1961 as amended by section 4, chapter 136, Laws of 1975 1st ex. sess. and RCW 15.44.090 are each amended to read as follows:

All assessments shall be collected by the first dealer and deducted from the amount due the producer, and all moneys so collected shall be paid to the treasurer of the commission on or before the twentieth day of the succeeding month for the previous month's collections, and deposited by him in banks designated by the commission to the credit of the commission fund. If a dealer or a producer who acts as a dealer fails to remit any ~~((moneys so collected))~~ assessments, or fails to make deductions for assessments, such sum shall, in addition to penalties provided in this

chapter, be a lien on any property owned by him, and shall be reported to the county auditor by the commission, supported by proper and conclusive evidence, and collected in the manner and with the same priority over other creditors as prescribed for the collection of delinquent taxes.

NEW SECTION. Sec. 8. (1) Section 15.44.120, chapter 11, Laws of 1961 and RCW 15.44.120 are each repealed.

(2) Such repeal shall not be construed as affecting any existing right acquired under the statute repealed; nor as affecting any proceeding instituted thereunder, nor any rule, regulation, or order promulgated thereunder; nor any administrative action taken thereunder.

Sec. 9. Section 12, chapter 165, Laws of 1927 as last amended by section 16, chapter 154, Laws of 1979 and RCW 16.40.060 are each amended to read as follows:

If, on the completion of any examination and test as provided in RCW 16.40-.010, the inspector or veterinarian making the examination and test, shall believe that the animal is infected with tuberculosis or brucellosis, the owner of the animal shall have, with the approval of the director of agriculture or his representative, the option of indemnity or quarantine; if the owner selects indemnity he shall market the animal within fifteen days from the date of condemnation. All bovine animals which have shown a suspicious reaction to the test on three successive tests for tuberculosis or brucellosis and are held as suspects may be slaughtered under the provisions of this chapter and chapter 16.36 RCW at the option of the owner and approval of the director or his representative and the owner shall have a valid claim for indemnity to the same extent and in the same amount as for bovine animals which give a positive reaction to the above test. The animal or animals shall be slaughtered under the supervision of a veterinary inspector of the department of agriculture, or the United States department of agriculture, animal and plant health inspection service, or a veterinarian duly licensed to practice veterinary medicine, surgery and dentistry in this state. The veterinary inspector or veterinarian shall hold a post mortem examination and determine whether or not the animal shall be passed to be used for food. The post mortem examination must conform with the meat inspection regulations of the United States department of agriculture, animal and plant health inspection service. Upon the receipt of the post mortem report and if the owner has complied with all lawful health and quarantine laws and regulations, the director of agriculture shall cause to be paid to the owner or owners of the animals an amount not exceeding twenty-five dollars for any grade female, or more than fifty dollars for any purebred registered bull or female, and for dairy breeds an amount not to exceed one hundred dollars for any grade female or more than one hundred fifty dollars for any pure bred registered bull or female or such portion thereof as would represent an equitable and agreed amount of the contribution of the state of Washington as determined by the director of agriculture and in no case shall indemnity and salvage value received exceed eighty percent of the true value, and in no case shall any indemnity be paid for grade bulls, for steers, or spayed females, and the state shall not be required to pay the owner of any animal imported into this state within six months prior to the inspection and tests, the sums hereinabove provided for, but the owner of such animal shall receive the proceeds of the sale of such slaughtered animal: PROVIDED, That within thirty days of the effective date of this 1979 act, the department shall adopt rules and regulations restricting brucellosis indemnity payments to owners of animals in this state: PROVIDED FURTHER, That these rules and regulations shall require compliance with the department's change of ownership testing program and the implementation of an approved brucellosis vaccination program: AND PROVIDED FURTHER, That the right to indemnity shall not exist nor shall payment be made for any animal owned by the United States, this state, or any county, city, town or township in this state: AND

PROVIDED FURTHER, That the department shall adopt rules and regulations allowing for retroactive brucellosis indemnity payments for dairy breed females and purebred registered bulls slaughtered pursuant to this section after June 30, 1976, and before August 1, 1978, in an amount that shall not exceed one hundred fifty dollars per animal: AND PROVIDED FURTHER, That the department shall adopt rules and regulations allowing for retroactive brucellosis indemnity payments for dairy breed females and purebred registered bulls slaughtered pursuant to this section after July 31, 1978, and before June 8, 1979, in an amount that shall not exceed seventy-five dollars per animal: PROVIDED FURTHER, That no bovine animal shall be condemned for tuberculosis without having been first subjected to the tuberculin test and a positive reaction has resulted and no bovine animal shall be condemned for brucellosis unless it has been tested and classified as a reactor by the director of agriculture or his duly authorized representative.

Sec. 10. Section 27, chapter 201, Laws of 1975 1st ex. sess. and RCW 69.25-.260 are each amended to read as follows:

Any egg handler or dealer may prepay the assessment provided for in RCW 69.25.250 by purchasing Washington state egg seals from the director to be placed on egg containers showing that the proper assessment has been paid. Any carton manufacturer or printer may apply to the director for a permit to place reasonable facsimiles of the Washington state egg seals to be imprinted on egg containers or on the identification labels which show egg grade and size and the name of the egg handler or dealer. The director shall, from time to time, prescribe rules and regulations governing the affixing of seals and he is authorized to cancel any such permit issued pursuant to this chapter, whenever he finds that a violation of the terms under which the permit has been granted has been violated.

NEW SECTION. Sec. 11. To carry out the provisions of section 9 of this 1979 act there is appropriated to the department from the general fund for the biennium ending June 30, 1981, the sum of two hundred sixty thousand dollars, or so much thereof as may be necessary.

Sec. 12. Section 1, chapter 124, Laws of 1963 as last amended by section 19, chapter 7, Laws of 1975 1st ex. sess. and RCW 22.09.010 are each amended to read as follows:

(~~For the purpose of this chapter.~~) The definitions set forth in this section apply throughout this chapter unless the context clearly requires otherwise.

(1) "Department" means the department of agriculture of the state of Washington.

(2) "Director" means the director of the department or his duly authorized representative.

(3) "Person" means a natural person, individual, firm, partnership, corporation, company, society, association, cooperative, port district, or two or more persons having a joint or common interest.

(4) "Agricultural commodities(~~(-)~~)," hereinafter referred to as "commodities," means, but is not limited to, all the grains, hay, peas, hops, grain and hay products, beans, lentils, corn, sorghums, malt, peanuts, flax, and other similar agricultural products, and shall also include agricultural seeds but only when stored by a warehouseman who issues negotiable warehouse receipts therefor.

(5) "Public warehouse," hereinafter referred to as "warehouse," means any elevator, mill, warehouse, ((public)) subterminal grain warehouse, public warehouse, terminal warehouse, ((station,)) or other structure or facility in which commodities are received from the public for storage, shipment, or handling, for compensation, and in the case of hay any yard or other enclosure within five miles thereof: PROVIDED, That this shall not include any warehouse storing or handling fresh fruits and/or vegetables or any warehouse used exclusively for cold storage.

(6) "Terminal warehouse" means any warehouse designated as a terminal by the department, and located at an inspection point where inspection facilities are maintained by the department and where commodities are ordinarily received and shipped by common carrier.

(7) "Inspection point" means a city, town, or other place wherein the department maintains inspection and weighing facilities.

(8) "Station" means two or more warehouses between which commodities are commonly transferred in the ordinary course of business and which are (a) immediately adjacent to each other, or (b) located within the corporate limits of any city or town and subject to the same transportation tariff zone, or (c) at any railroad siding or switching area and subject to the same transportation tariff zone, or (d) at one location in the open country off rail, or (e) in any area which can be reasonably audited by the department as a station under the provisions of this chapter and which has been established as such by the director by rule or regulation adopted pursuant to chapter 34.04 RCW, or (f) within twenty miles of each other but separated by the border between Washington and Idaho or Oregon when the books and records for such station are maintained at the warehouse located in Washington.

(9) "Depositor" means any person who deposits a commodity in a warehouse for storage, handling, or shipment, or who is the owner or legal holder of a warehouse receipt, outstanding scale weight ticket, or other evidence of such deposit or any person whose agricultural commodity has been sold to or is under control of the warehouseman for selling, processing, or handling for compensation, whether or not such commodity is in the warehouse.

(10) "Warehouse receipt" means a negotiable or nonnegotiable warehouse receipt as provided for in ~~((the Uniform Warehouse Receipts Act (chapter 22.04 RCW)))~~ Article 7 of Title 62A RCW, as enacted or hereafter amended.

(11) "Warehouseman" means any person owning, operating, or controlling a warehouse.

(12) "Scale weight ticket" means a load slip or other evidence of deposit, serially numbered, not including warehouse receipts as defined in subsection (10) of this section, given a depositor on request upon initial delivery of the commodity to the warehouse and shall show the warehouse name, and state number, type of commodity, weight thereof, name of depositor, and the date delivered.

(13) "Subterminal warehouse" means any warehouse which performs an intermediate function in which agricultural commodities are customarily received from dealers rather than producers and where the commodities are accumulated prior to shipment to a terminal warehouse.

(14) "Put through" means agricultural commodities which are deposited in a warehouse for receiving, handling, conditioning, or shipping, and on which the depositor has concluded satisfactory arrangements with the warehouseman for the immediate or impending shipment of the commodity.

Sec. 13. Section 4, chapter 124, Laws of 1963 as amended by section 21, chapter 7, Laws of 1975 1st ex. sess. and RCW 22.09.040 are each amended to read as follows:

Application for a license to operate a warehouse under the provisions of this chapter shall be on a form prescribed by the department and shall include:

(1) The full name of the person applying for the license and whether the applicant is an individual, partnership, association, corporation, or other;

(2) The full name of each member of the firm or partnership, or the names of the officers of the company, society, cooperative association, or corporation;

(3) The principal business address of the applicant in the state and elsewhere;

(4) The name or names of the person or persons authorized to receive and accept service of summons and legal notices of all kinds for the applicant;

(5) The location of each warehouse the applicant intends to operate and the preponderate commodity expected in storage;

(6) The bushel storage capacity of each such warehouse to be licensed, including a schematic diagram accurately showing the areas of storage and floor plan of the warehouse;

(7) The schedule of fees to be charged at each warehouse for the handling, storage, and shipment of all commodities during the licensing period;

(8) A financial statement to determine the net worth of the applicant to determine whether or not the applicant meets the minimum net worth requirements established by the director pursuant to chapter 34.04 RCW;

(9) Whether the application is for a (~~station,~~) terminal, subterminal, or public warehouse license;

(10) Any other reasonable information the department finds necessary to carry out the purpose and provisions of this chapter.

Sec. 14. Section 5, chapter 124, Laws of 1963 and RCW 22.09.050 are each amended to read as follows:

Any application for a license to operate a warehouse shall be accompanied by a license fee of one hundred dollars for a terminal warehouse, seventy-five dollars for a subterminal warehouse, and twenty-five dollars for a public warehouse. If a licensee operates more than one warehouse, under one state license as provided for in RCW 22.09.030, the license fee shall be computed by multiplying the number of physically separated warehouses within such station by the applicable terminal, subterminal, or public warehouse license fee. If an application for renewal of a license or licenses is not received by the department prior to June 30th of any year, a penalty of fifty dollars shall be assessed and added to the original fee and shall be paid by the applicant before the renewal license (~~shall~~) may be issued. This penalty (~~shall~~) does not apply if the applicant furnishes an affidavit certifying that he has not acted as a warehouseman subsequent to the expiration of his prior license.

Sec. 15. Section 8, chapter 124, Laws of 1963 and RCW 22.09.080 are each amended to read as follows:

The department is authorized to deny, suspend, or revoke a license after a hearing in any case in which it is determined that there has been a violation or refusal to comply with the requirements of this chapter, rules adopted hereunder, or the provisions of (~~the Uniform Warehouse Receipts Act (chapter 22.04 RCW))~~) Article 7 of Title 62A RCW as enacted or hereafter amended. All hearings for the denial, suspension, or revocation of a license shall be subject to chapter 34.04 RCW (Administrative Procedure Act) as enacted or hereafter amended.

Sec. 16. Section 13, chapter 124, Laws of 1963 and RCW 22.09.130 are each amended to read as follows:

(1) Every warehouseman shall receive for storage, handling, or shipment, so far as the capacity and facilities of his warehouse will permit, all commodities included in the provisions of this chapter, in suitable condition for storage, tendered him in the usual course of business and shall issue therefor a warehouse receipt or receipts in form prescribed by the department as herein provided or a scale weight ticket. The deposit for storage, shipment, or handling of such commodity must be credited to the depositor in the books of the warehouseman within seven days from the date of such deposit. If the commodity has been graded a warehouse receipt shall be issued within ten days after demand by the owner.

(2) If requested by the depositor, each lot of his commodity shall be kept in a special pile or special bin, if available, but in the case of a bulk commodity, if the lot or any portion of it does not equal the capacity of any available bin, the depositor may exercise his option to require the commodity to be specially binned only on agreement to pay charges based on the capacity of the available bin most nearly approximating the required capacity.

(3) A warehouseman (~~(shall have the right to)~~) may refuse to accept for storage, commodities which are wet, damaged, insect-infested, or in other ways unsuitable for storage.

(4) Terminal and subterminal warehousemen shall receive put through agricultural commodities to the extent satisfactory transportation arrangements can be made, but may not be required to receive agricultural commodities for storage.

Sec. 17. Section 15, chapter 124, Laws of 1963 and RCW 22.09.150 are each amended to read as follows:

(1) The duty of the warehouseman to deliver the commodity stored shall be governed by the provisions of this chapter and the requirements of (~~(the Uniform Warehouse Receipts Act (chapter 22.04 RCW))~~) Article 7 of Title 62A RCW as enacted or hereafter amended. Upon the return of the receipt to the proper warehouseman, properly endorsed, and upon payment or tender of all advances and legal charges, commodities of the grade and quantity named therein shall be delivered to the holder of such receipt, except as provided by (~~(the Uniform Warehouse Receipts Act (chapter 22.04 RCW))~~) Article 7 of Title 62A RCW as enacted or hereafter amended.

(2) A warehouseman's duty to deliver any commodity is fulfilled if delivery is made pursuant to the contract with the depositor or if no contract exists, then to the several owners in the order of demand as rapidly as it can be done by ordinary diligence; where delivery is made within forty-eight hours excluding Saturdays, Sundays, and legal holidays after facilities for receiving the commodity are provided, such delivery is deemed to comply with this subsection.

(3) No warehouseman shall fail to deliver a commodity as provided in this section, and delivery shall be made at the warehouse or station where the commodity was received unless agreed otherwise.

(4) In addition to being subject to penalties provided in this chapter for a violation of this section, if a warehouseman unreasonably fails to deliver commodities within the time as provided in this section, the person entitled to delivery of the commodity may maintain an action against the warehouseman for any damages resulting from the warehouseman's unreasonable failure to so deliver. In any such action the person entitled to delivery of the commodity has the option to seek recovery of his actual damages or liquidated damages of one-half of one percent of the value for each day's delay after such forty-eight hour period.

Sec. 18. Section 21, chapter 124, Laws of 1963 and RCW 22.09.210 are each amended to read as follows:

It (~~(shall be)~~) is unlawful for any warehouseman to receive in any terminal warehouse any (~~(grain))~~ commodity that has not been weighed, inspected, and/or graded by an employee of the department under the supervision of a duly authorized inspector of the department, or to deliver out of any terminal warehouse any (~~(grain))~~ commodity that has not been weighed, inspected, and/or graded in such manner.

Sec. 19. Section 29, chapter 124, Laws of 1963 and RCW 22.09.290 are each amended to read as follows:

(1) Every warehouse receipt issued for commodities covered by this chapter shall embody within its written or printed terms:

(a) The grade of the commodities received as established by the official standards of this state, unless the identity of the commodity is in fact preserved in a special pile or special bin, and an identifying mark of such pile or bin shall appear on the face of the receipt and on the pile or bin. Such commodity in such special pile or bin shall not be removed or relocated without canceling the outstanding receipt and issuing a new receipt showing such change;

(b) Such other terms and conditions as required by (~~(the Uniform Warehouse Receipts Act (chapter 22.04 RCW))~~) Article 7 of Title 62A RCW as enacted or

hereafter amended: PROVIDED, That nothing contained therein shall require a receipt issued for wheat to specifically state the variety of wheat by name;

(c) A clause reserving for the warehouseman the optional right to terminate storage and collect outstanding charges against any lot of commodities after June 30th following the date of the receipt.

(2) Warehouse receipts issued under the United States Warehouse Act (7 USCA § 241 et seq.) shall be deemed to fulfill the requirements of this chapter so far as it pertains to the issuance of warehouse receipts.

Sec. 20. Section 30, chapter 124, Laws of 1963 and RCW 22.09.300 are each amended to read as follows:

(1) All warehouse receipts issued under this chapter shall be upon forms prescribed by the department and supplied only to licensed warehousemen at cost of printing, packing, and shipping, as determined by the department. They shall contain the state number of such license and shall be numbered serially for each state number and the original negotiable receipts shall bear the state seal. Requests for such receipts shall be on forms furnished by the department and shall be accompanied by payment to cover cost: PROVIDED, That the department by order may allow a warehouseman to have his individual warehouse receipts printed, after the form of the receipt is approved as in compliance with this chapter, and the warehouseman's printer shall supply an affidavit stating the amount of receipts printed, numbers thereof: PROVIDED FURTHER, That the warehouseman must supply a bond in an amount fixed by the department and not to exceed five thousand dollars to cover any loss resulting from the unlawful use of any such receipts.

(2) All warehouse receipts shall comply with the provisions of ~~((the Uniform Warehouse Receipts Act (chapter 22.04 RCW)))~~ Article 7 of Title 62A RCW as enacted or hereafter amended, except as to the variety of wheat as set forth in RCW 22.09.290(1)(b) herein, and with the provisions of this chapter where not inconsistent or in conflict with ~~((the Uniform Warehouse Receipts Act))~~ Article 7 of Title 62A RCW. All receipts remaining unused shall be confiscated by the department if the license required herein is not promptly renewed or is suspended, revoked, or canceled.

Sec. 21. Section 38, chapter 124, Laws of 1963 and RCW 22.09.380 are each amended to read as follows:

The department may designate a warehouse located at an inspection point as a terminal warehouse. The ~~((cities of Spokane, Pasco, Seattle, Tacoma, Longview, Kalama, and Vancouver shall be considered))~~ department shall, by rule, designate inspection points ~~((and))~~ which shall be provided with state/federal inspection and weighing services commencing July 1, ~~((1963: PROVIDED, That))~~ 1979. The revenue from inspection and weighing shall equal the cost of providing such services. Where the department after hearing determines that such cities are no longer necessary as inspection points it may by ((regulation)) rule change such designated inspection points by removing one or more ((or by designating other)) locations ((as inspection points where commodities are received and shipped by common carrier and which reasonably justify and render necessary the inspection and weighing thereof: PROVIDED FURTHER, That the revenue from inspection and weighing at such inspection points shall equal the cost of providing such services)).

Sec. 22. Section 55, chapter 124, Laws of 1963 and RCW 22.09.550 are each amended to read as follows:

The director may cooperate with and enter into agreements with governmental agencies of this state, other states, agencies of the federal government, and private associations in order to carry out the purpose and provisions of this chapter and the United States Warehouse Act (7 USCA § 241 et seq.) and the United States Grain Standards Act, as amended (7 USCA § 71, et seq.). Notwithstanding any other provision of this chapter such agreements may also relate to a joint program for

licensing, bonding, and inspecting stations as defined in RCW 22.09.010(8)(f). Such a program should be designed to avoid duplication of effort on the part of the licensing authority and requirements for operation, and promote more efficient enforcement of the provisions of this chapter and/or comparable provisions of the law of the states of Idaho or Oregon.

Sec. 23. Section 59, chapter 124, Laws of 1963 and RCW 22.09.920 are each amended to read as follows:

Nothing (~~herein contained~~) in this chapter, with the exception of RCW 22.09.290(1)(b), shall be deemed to repeal, amend, or modify (~~the Uniform Warehouse Receipts Act (chapter 22.04 RCW))~~ Article 7 of Title 62A RCW.

NEW SECTION. Sec. 24. There is added to chapter 22.09 RCW a new section to read as follows:

RCW 22.09.190 does not apply to contracts entered into with a governmental agency, state or federal, for the handling or storage of agricultural commodities.

NEW SECTION. Sec. 25. There is added to chapter 22.09 RCW a new section to read as follows:

Notwithstanding the provisions of chapter 42.17 RCW, the department shall publish annually and distribute to interested parties, a list of licensed warehouses showing the location, county, capacity, and bond coverage for each company.

NEW SECTION. Sec. 26. There is added to chapter 22.09 RCW a new section to read as follows:

When a station as defined in RCW 22.09.010(8)(f) is licensed pursuant to this chapter, the department may assert any and all the remedies provided for in this chapter, including but not limited to those remedies provided for in RCW 22.09.350. Furthermore, if inspection of that portion of the station located in the contiguous state is refused by the licensee, the department may give notice to the licensee to submit to such inspection as the department may deem necessary.

If such station refuses to comply with the terms of the notice within twenty-four hours, the director may summarily suspend the station's license pending a hearing in compliance with chapter 34.04 RCW.

NEW SECTION. Sec. 27. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected."

In the title, page 1, beginning on line 1 strike everything after "agriculture;" and insert "amending section 15.44.010, chapter 11, Laws of 1961 and RCW 15.44.010; amending section 15.44.020, chapter 11, Laws of 1961 as last amended by section 1, chapter 136, Laws of 1975 1st ex. sess. and RCW 15.44.020; amending section 15.44.050, chapter 11, Laws of 1961 and RCW 15.44.050; amending section 15.44.060, chapter 11, Laws of 1961 and RCW 15.44.060; amending section 5, chapter 136, Laws of 1975 1st ex. sess. and RCW 15.44.085; amending section 6, chapter 136, Laws of 1975 1st ex. sess. and RCW 15.44.087; amending section 15.44.090, chapter 11, Laws of 1961 as amended by section 4, chapter 136, Laws of 1975 1st ex. sess. and RCW 15.44.090; amending section 12, chapter 165, Laws of 1927 as last amended by section 16, chapter 154, Laws of 1979 and RCW 16.40.060; amending section 27, chapter 201, Laws of 1975 1st ex. sess. and RCW 69.25.260; amending section 1, chapter 124, Laws of 1963 as last amended by section 19, chapter 7, Laws of 1975 1st ex. sess. and RCW 22.09.010; amending section 4, chapter 124, Laws of 1963 as amended by section 21, chapter 7, Laws of 1975 1st ex. sess. and RCW 22.09.040; amending section 5, chapter 124, Laws of 1963 and RCW 22.09.050; amending section 8, chapter 124, Laws of 1963 and RCW 22.09.080; amending section 13, chapter 124, Laws of 1963 and RCW 22.09.130; amending section 15, chapter 124, Laws of 1963 and RCW 22.09.150; amending section 21, chapter 124, Laws of 1963 and RCW 22.09.210; amending section 29, chapter 124, Laws of 1963 and RCW 22.09.290; amending section 30, chapter 124, Laws of

1963 and RCW 22.09.300; amending section 38, chapter 124, Laws of 1963 and RCW 22.09.380; amending section 55, chapter 124, Laws of 1963 and RCW 22.09.550; amending section 59, chapter 124, Laws of 1963 and RCW 22.09.920; adding new sections to chapter 22.09 RCW; repealing section 15.44.120, chapter 11, Laws of 1961 and RCW 15.44.120; and making an appropriation.", and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

MOTION

Senator Hansen moved the Senate do concur in the House amendments to Substitute Senate Bill No. 2791 except for the provisos starting on page 10, after "state:" on line 35 through and including "animal" on line 15, page 11 and all of new section 11 on page 12.

PARLIAMENTARY INQUIRY

Senator Goltz: "As I look at the Substitute Senate Bill 2791, we have a House amendment which appears to be single amendment to that bill and as I understood Senator Hansen's proposal, he is suggesting that we somehow divide the single amendment. I am wondering if this is a proper motion."

REPLY BY THE PRESIDENT

President Cherberg: "Senator Goltz, the Secretary advises that Senator Hansen's motion is in order and clearly explains the concurrence of the Senate in certain matters and the House is requested to recede from the provisos mentioned by Senator Hansen."

Debate ensued.

MOTION

At 1:45 p.m., on motion of Senator Walgren, the Senate recessed until 3:45 p.m.

SECOND AFTERNOON SESSION

The President called the Senate to order at 3:45 p.m.

MOTION

On motion of Senator Walgren, the Senate resumed consideration of the House Message on Substitute Senate Bill No. 2791.

Earlier today, Senator Hansen had moved that the Senate concur in the House amendments to Substitute Senate Bill No. 2791, except for the provisos starting on page 10, after "state:" on line 35 through and including "animal" on line 15, page 11, and all of new section 11 on page 12.

MOTION

Senator Goltz moved the Senate do concur in the House amendments to Substitute Senate Bill No. 2791.

Debate ensued.

PARLIAMENTARY INQUIRY

Senator Clarke: "What would the effect be of a negative vote on Senator Goltz's motion with respect to Senator Hansen's previous motion which was to concur with all but one amendment? I would assume that a negative vote on Senator

Goltz's motion would mean that the Senate does concur with all but the one amendment. Otherwise, it would seem that the question should perhaps be split."

REPLY BY THE PRESIDENT

President Cherberg: "You have raised a very interesting point, Senator Clarke. The President believes that a negative vote on the motion presented by Senator Goltz would not necessarily mean that the Senate had abrogated its opportunity to consider Senator Hansen's motion. The President believes it would be impossible to divide the question."

The President declared the question before the Senate to be the positive motion by Senator Goltz that the Senate concur in the House amendments to Substitute Senate Bill No. 2791.

The motion by Senator Goltz failed.

The President declared the question before the Senate to be the motion by Senator Hansen that the Senate concur in the House amendments except for the provisos starting on page 10, after "state:" on line 35 through and including "animal" on line 15, page 11, and all of new section 11 on page 12.

The motion by Senator Hansen carried.

MESSAGE FROM THE HOUSE

May 25, 1979.

Mr. President: The House has passed: ENGROSSED HOUSE BILL NO. 516, and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

INTRODUCTION AND FIRST READING

ENGROSSED HOUSE BILL NO. 516, by Senators Blair and Thompson:
Making appropriations.

MOTIONS

On motion of Senator Walgren, the rules were suspended, Engrossed House Bill No. 516 was advanced to second reading and placed on today's second reading calendar.

On motion of Senator Walgren, the Senate commenced consideration of Engrossed House Bill No. 516.

SECOND READING

ENGROSSED HOUSE BILL NO. 516, by Representatives Blair and Thompson:

Making appropriations; adopting the budget.

On motion of Senator Walgren, the Senate resolved itself into a Committee of the Whole, Senator Henry in the Chair, for the purpose of considering Engrossed House Bill No. 516.

COMMITTEE OF THE WHOLE

Engrossed House Bill No. 516 was considered in the Committee of the Whole and reported back to the Senate, Senator Henry presiding, with the recommendation that it do not pass.

On motion of Senator Henry, the committee report was adopted.

President Cherberg assumed the Chair.

On motion of Senator Walgren, the reading had in the Committee of the Whole was considered the second reading of Engrossed House Bill No. 516.

On motion of Senator Walgren, the rules were suspended, Engrossed House Bill No. 516 was advanced to third reading and final passage.

Debate ensued.

PARLIAMENTARY INQUIRY

Senator Clarke: "What is the effect of a vote of the Committee of the Whole with the recommendation that a bill do not pass? What posture does that then place the bill before the body? Is it then before the body on final passage?"

REPLY BY SENATOR HENRY

Senator Henry: "It would be on second reading, Senator, but the Committee of the Whole, in my opinion, is no different from any other committee. A recommendation of do not pass when it comes out of committee is the same as it would be in any other committee."

Senator Clarke: "Same as any other committee that reported a bill back to the body with the recommendation do not pass. It still goes on the second reading calendar?"

Senator Henry: "That is correct."

POINT OF INQUIRY

Senator Lewis: "Senator Donohue, I hear the word 'cuts' and I really wonder if there are any cuts in the spending level of the state or if they are merely smaller increases in the levels as opposed to cuts."

Senator Donohue: "Senator, I was referring to the cuts that were made by the House budget as it relates to the budget that went over from here and in those special sensitive areas that many of us are concerned about."

Senator Lewis: "But is it true that in every area spending is up as opposed to any of it being cut?"

Senator Donohue: "Oh, definitely, Senator. There is no doubt about that, that the cost of government and the cost of gasoline—Senator, you were home this week. I am sure that you have noticed that the cost of everything, the cost of meat is up, the cost of everything is up. So is the cost of government."

Further debate ensued.

The President declared the question before the Senate to be the roll call on final passage of Engrossed House Bill No. 516.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 516 and the bill failed to pass the Senate by the following vote: Yeas, 8; nays, 39; excused, 2.

Voting yea: Senators Benitz, Bluechel, Gould, Guess, Lee, North, Quigg, Scott—8.

Voting nay: Senators Bottiger, Clarke, Conner, Day, Donohue, Fleming, Gallagher, Gaspard, Goltz, Hansen, Hayner, Henry, Jones, Lewis, Lysen, Marsh, Matson, McDermott, Moore, Morrison, Newschwander, Odegaard, Peterson, Pullen, Rasmussen, Ridder, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—39.

Excused: Senators Bausch, Keefe—2.

ENGROSSED HOUSE BILL NO. 516, having failed to receive the constitutional majority, was declared lost.

MOTION FOR RECONSIDERATION

Having voted on the prevailing side, on motion of Senator Walgren, the Senate moved to reconsider the vote by which Engrossed House Bill No. 516 failed to pass the Senate.

MOTION

On motion of Senate Walgren, the rules were suspended and Engrossed House Bill No. 516 was returned to second reading.

MOTION

Senator Walgren moved that Engrossed House Bill No. 516 be referred to the Committee on Ways and Means.

Debate ensued.

The motion by Senator Walgren carried.

Engrossed House Bill No. 516 was referred to the Committee on Ways and Means.

Senators Walgren, Rasmussen and Day demanded a Call of the Senate. A Call of the Senate was ordered.

CALL OF THE SENATE

The Sergeant at Arms locked the doors of the Senate Chamber. The Secretary called the roll on the Call of the Senate, all members being present except Senators Bausch and Keefe who had previously been excused.

MOTION

On motion of Senator Walgren, the Senate proceeded under the Call of the Senate.

MOTION

On motion of Senator Walgren, the Senate commenced consideration of the House Message on Substitute Senate Bill No. 2308.

MESSAGE FROM THE HOUSE

May 23, 1979.

Mr. President: The House has passed SUBSTITUTE SENATE BILL NO. 2308, with the following amendments:

Strike everything after the enacting clause and insert the following:

"Section 1. Section 3, chapter 208, Laws of 1973 1st ex. sess. and RCW 18.73-.030 are each amended to read as follows:

Unless a different meaning is plainly required by the context, the following words and phrases as used in this chapter shall have the ~~((following))~~ meanings~~((:))~~ indicated.

(1) "Secretary" means the secretary of the department of social and health services.

(2) "Department" means the department of social and health services.

(3) "Committee" means the emergency medical ~~((and ambulance review))~~ services committee.

(4) "Ambulance" means ~~((an emergency))~~ a vehicle designed and used to transport the ill and injured and to provide personnel, facilities, and equipment to treat patients before and during transportation.

(5) "First aid vehicle" means a vehicle ~~((primarily designed and))~~ used to carry first aid equipment and individuals trained in first aid or emergency medical procedure.

(6) "Emergency medical technician" means a person who ~~((has successfully completed a prescribed course of instruction and who has achieved a demonstrable level of performance and competence to treat victims of severe injury or other emergent condition))~~ is authorized by the secretary to render emergency medical care pursuant to RCW 18.73.110 as now or hereafter amended.

(7) "Ambulance operator" means a person who owns one or more ambulances and operates them as a private business.

(8) "Ambulance director" means a person who is a director of a service which operates one or more ambulances provided by a volunteer organization or governmental agency.

(9) "First aid vehicle operator" means a person who owns one or more first aid vehicles and operates them as a private business.

(10) "First aid director" means a person who is a director of a service which operates one or more first aid vehicles provided by a volunteer organization or governmental agency.

(11) "Emergency medical care" or "emergency medical service" means such medical treatment and care which may be rendered to persons injured, sick, or incapacitated ~~((at the scene of such injury, sickness, or incapacitation or in the ambulance))~~ in order to reduce the risk of loss of life or aggravation of illness or injury, including care rendered while transporting a patient from an ambulance or other vehicle to an appropriate location within a hospital or other medical facility.

(12) ~~(("Medical equipment" means such facilities and equipment to be used in the treatment of persons injured, sick or incapacitated carried by ambulance or first aid vehicle.~~

~~((13)))~~ "Communications system" means a radio or landline network ~~((connected with a dispatch center which makes possible the alerting and coordination of personnel, equipment, and facilities))~~ which provides rapid public access, coordinated central dispatching of services, and coordination of personnel, equipment, and facilities in an emergency medical services system.

(13) "Emergency medical services region" means a region established by the secretary of the department of social and health services pursuant to RCW 18.73-.060, as now or hereafter amended.

(14) "Patient care guidelines" mean the written guidelines adopted by the regional emergency medical services council under section 7 of this 1979 act which direct the care of the emergency patient. These guidelines shall be based upon the assessment of the patient's medical needs and his geographic location, and shall address which medical care vehicles will be dispatched to the scene, what treatment will be provided for serious conditions, which hospital will first receive the patient, and which hospitals are appropriate for transfer if necessary.

Sec. 2. Section 4, chapter 208, Laws of 1973 1st ex. sess. as amended by section 43, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 18.73.040 are each amended to read as follows:

There is created an emergency medical ~~((and ambulance review))~~ services committee of nine members to be appointed by the governor with the advice and consent of the senate. Members of the committee shall be persons knowledgeable in specific and general aspects of emergency medical services. Members shall be appointed for a period of three years; except, that the first appointees shall serve for terms as follows: Five for three years, two for two years, and two for one year. Further, the terms of those members representing the same field shall not expire at the same time.

The committee shall elect a chairman and a vice chairman whose terms of office shall be for one year each. The chairman shall be ineligible for reelection after serving two consecutive terms.

The committee shall meet on call by the governor, the secretary or the chairman.

All appointive members of the committee, in the performance of their duties, may be entitled to receive travel expenses as provided in RCW 43.03.050 and 43.03.060 as now existing or hereafter amended.

Sec. 3. Section 5, chapter 208, Laws of 1973 1st ex. sess. and RCW 18.73.050 are each amended to read as follows:

The committee shall ~~((advise and assist the secretary on the identification of the requirements for prehospital emergency medical and ambulance services and practices and the formulation of implementation planning.~~

~~The secretary shall submit in writing to each member of the committee all the rules and regulations, other than procedural matters, proposed by him for adoption in accordance with the procedures of chapter 34.04 RCW. Unless, within thirty days of such notification, five of the members of the committee notify the secretary in writing of their disapproval of such proposed rules and regulations and their reasons therefor, such rules and regulations shall be adopted by the secretary in accordance with the procedures of chapter 34.04 RCW)):~~

(1) Advise the secretary regarding emergency medical care needs throughout the state.

(2) Review all administrative rules proposed for adoption by the secretary under this chapter or under RCW 18.71.205. The secretary shall submit all such rules to the committee in writing. The committee shall, within forty-five days of receiving the proposed rules, advise the secretary of its recommendations. If the committee fails to notify the secretary within forty-five days of receipt of a proposed rule it shall be deemed to be approved by the committee.

(3) Assist the secretary, at the secretary's request, to fulfill any duty or exercise any power under this chapter.

Sec. 4. Section 6, chapter 208, Laws of 1973 1st ex. sess. and RCW 18.73.060 are each amended to read as follows:

(1) The secretary shall designate at least ~~((eight planning and service areas))~~ six emergency medical service regions so that all parts of the state are within such ~~((an area. These designations are to be made on the basis of convenience and efficiency of delivery of needed emergency medical services.~~

~~(2) The secretary shall conduct a public hearing in a major city of each planning and service area at least sixty days prior to the formulation of a comprehensive plan for prehospital emergency medical services. Such hearing shall (a) afford an opportunity for participation by those interested in the determination of the need for, and the location of ambulances and first aid vehicles and (b) provide a public forum that affords a full opportunity for presenting views on any relevant aspect of prehospital emergency medical services))~~ a region.

(2) Each emergency medical service region shall be governed by a council composed of no more than eighteen members. The council members shall be persons knowledgeable in the field of emergency medicine, who shall be appointed by the legislative authority(s) of the county(s) included in the region, representing county medical societies, the American college of emergency physicians, the emergency department of the nurses association, regional hospital councils, public and private prehospital providers, elected officials, and representatives of the public at large and public safety. No county may be divided between two or more regions. In any region which encompasses more than one county, each county shall have equal member representation.

Sec. 5. Section 7, chapter 208, Laws of 1973 1st ex. sess. and RCW 18.73.070 are each amended to read as follows:

~~((The secretary shall prepare and adopt a comprehensive plan for prehospital emergency medical services in the state for persons injured as a result of motor vehicle accidents, suspected coronary victims, or persons suffering other acute illnesses or trauma. This plan shall include, but not be limited to the following: (1) The training of individuals in cardiopulmonary resuscitation, basic and advanced first aid, emergency medical technician, paramedic, and other programs for the development of prehospital emergency medical services personnel in the major city of each planning and service area; (2) the future development of rules and regulations for certification and licensure of prehospital emergency medical services personnel; and, (3) the study of prehospital emergency medical services needs, such as facilities, vehicles, equipment, communications and personnel in the state.~~

~~The secretary shall encourage communities to support the care and services required to meet the provisions of this plan or to develop such care and service. If any community is unable to provide the facilities, vehicles, equipment and personnel required, the secretary shall inform the committee thereof and the committee shall take such further action as it deems advisable consistent with the provisions of this chapter.)~~ After conducting a public hearing in one or more major cities in each emergency medical service region, affording all interested persons an opportunity to present their views on any relevant aspect of emergency medicine, the secretary shall adopt a state-wide comprehensive plan for the development and implementation of emergency medical care systems based upon the regional plans. The hearings shall be held at least sixty days before adoption or revision of the plan. Components of this plan shall include but not be limited to: Facilities, vehicles, medical and communications equipment, personnel and training, transportation, public information and education, and coordination of services.

The secretary shall encourage communities and medical care providers to implement the regional plan.

Sec. 6. Section 8, chapter 208, Laws of 1973 1st ex. sess. and RCW 18.73.080 are each amended to read as follows:

In addition to other duties prescribed by law the secretary shall:

~~(1) ((It shall be the duty of the secretary, pursuant to the policy set forth in this chapter, to))~~ Prescribe minimum requirements for:

- (a) Ambulances;
- (b) First aid vehicles; and
- (c) Communication equipment((:));

~~((These requirements shall be reviewed regularly:))~~

~~(2) ((The secretary shall also))~~ Prescribe((, pursuant to the policy set forth in this chapter,)) minimum ~~((requirements for training of all first aid and ambulance personnel rendering emergency medical care or first aid:~~

~~(3) The secretary shall also))~~ standards governing the authorization and conduct of all training programs for emergency medical personnel authorized by this chapter;

(3) Review and approve or disapprove all applications for the conduct of emergency medical training courses authorized by this chapter;

(4) Establish and operate or contract with other qualified institutions or organizations for the operation of training programs for emergency medical personnel authorized by this chapter;

(5) Establish standards governing the establishment and operation of emergency medical care services and systems;

(6) Review the budgets prepared by the regional councils pursuant to section 7 of this 1979 act, and prepare a single budget for submission to the governor;

(7) Establish procedures for evaluating the effectiveness of emergency medical care throughout the state;

(8) Adopt a format for submission of annual regional plans;

(9) Cooperate with and assist ~~((the))~~ other agencies of state government and political subdivisions of the state of Washington who provide first aid ~~((and))~~ or emergency medical training to ensure that this training is available ~~((in each planning and service area of))~~ throughout the state ~~((pursuant to the policy set forth in this chapter.));~~

~~((4) The secretary shall also)~~ (10) Prescribe minimum requirements for liability insurance to be carried by ambulance operators except that this requirement shall not apply to self-insured public bodies; and

(11) Assist in the coordination of medical air evacuation and poison control services.

NEW SECTION. Sec. 7. There is added to chapter 18.73 RCW a new section to read as follows:

In addition to any other duties provided by law, each regional emergency medical services council shall:

(1) At the request of the secretary, assist in the fulfillment of any duty or the exercise of any power prescribed by this chapter;

(2) Adopt and annually revise a regional plan, in the manner and form prescribed by the secretary, for the development and implementation of emergency medical care systems, including facilities, vehicles, medical and communication equipment, training, public information and education, and coordination of services; the plan shall be submitted to the secretary;

(3) Establish patient care guidelines for use within the region as approved by the secretary;

(4) Prepare a regional biennial budget request for the operation of the council and the development of emergency medicine within the region which corresponds to the regional plan, and submit the budget request to the secretary;

(5) Disburse grant funds received from the secretary for the development of emergency medicine in accordance with the regional plan;

(6) Assist emergency medical providers throughout the region in coordinating their services;

(7) Advise units of local government within the region, and the secretary, regarding emergency medical needs within the region; and

(8) Establish local emergency medical councils within the region when, in the judgment of the regional council, such local councils would facilitate the development of emergency medicine within the region. Any local councils established pursuant to this section shall have such duties as the regional council shall prescribe. The members of any local council shall be appointed by the county legislative authority(s) of the county(s) within the local council, on the same basis used to appoint members of the regional council.

NEW SECTION. Sec. 8. There is added to chapter 18.73 RCW a new section to read as follows:

(1) The secretary, with the assistance of the regional emergency medical services councils, shall adopt a program for the disbursement of funds for the development of emergency medical care. Under the program, the secretary shall disburse funds to each regional council, stipulating the purpose for which the funds shall be expended. The regional council shall use such funds to make available matching grants in an amount not to exceed fifty percent of the cost of the proposal for which the grant is made. Grants shall be made to any public or private nonprofit agency which, in the judgment of the regional council, will best fulfill the purpose of the grant.

(2) Grants may be awarded for any of the following purposes:

(a) Establishment and initial development of an emergency medical service program;

(b) Expansion and improvement of an emergency medical service program;

(c) Purchase of equipment for the operation of an emergency medical service program; and

(d) Training and continuing education of emergency medical personnel.

(3) Any emergency medical service program which receives a grant shall stipulate that it will:

(a) Operate in accordance with patient care guidelines adopted by the regional council; and

(b) Provide, without prior inquiry as to ability to pay, emergency medical care to all patients requiring such care.

Sec. 9. Section 9, chapter 208, Laws of 1973 1st ex. sess. and RCW 18.73.090 are each amended to read as follows:

The secretary shall establish standards for emergency medical communications for use in connection with the delivery of emergency medical services systems. He shall, in conjunction with other agencies of state government and political subdivisions of the state of Washington, encourage establishment of a state-wide communication system utilizing presently available facilities and such additional facilities as they become available; except, that each ambulance and first aid vehicle licensed under provisions of this chapter shall be equipped with transmitting and receiving equipment.

Sec. 10. Section 10, chapter 208, Laws of 1973 1st ex. sess. and RCW 18.73.100 are each amended to read as follows:

Upon the establishment of this chapter, the secretary may grant variance from standards ~~((only))~~ when compliance can be expected to create prohibitive costs or cause substantial reduction or loss of existing service. Variance may be granted for a period of not more than one year. The variance may be renewed upon approval of the committee.

Sec. 11. Section 11, chapter 208, Laws of 1973 1st ex. sess. and RCW 18.73.110 are each amended to read as follows:

The secretary shall specify the level of knowledge required to qualify as an emergency medical technician and shall issue a certificate of qualification to those eligible applicants who pass a written and practical examination given under the secretary's direction, or who provide proof of having graduated, with satisfactory performance, from a course of instruction, of not less than eighty hours, approved by the secretary. Reciprocity may be arranged, in granting emergency medical technician certificates, with a national certifying organization whose standards are at least equal to those established by the secretary.

~~((A fee shall be established; except, that no fee shall be required of active volunteer personnel for such certificate.))~~

The certificate shall be valid for a period of ~~((three))~~ two years and may be renewed at expiration upon proof that the holder has ~~((attended a refresher course recognized by the department, or))~~ met postcertification, continuing education

requirements adopted by the secretary and upon passing an examination ((such as given to new applicants)) approved by the secretary: PROVIDED, That in cities having a population of four hundred thousand or more such certificates shall be valid for a period of three years.

Sec. 12. Section 12, chapter 208, Laws of 1973 1st ex. sess. and RCW 18.73-.120 are each amended to read as follows:

The secretary shall ~~((issue a))~~ recognize a current certificate of advanced first aid qualification ~~((to))~~ for those ((applicants)) who provide proof of advanced Red Cross training or its equivalent. ~~((The certificate shall be valid for a period of three years, and may be renewed at expiration upon proof that the holder has received a recognized Red Cross refresher course or its equivalent, or upon passing an examination such as that given new applicants.~~

~~A fee shall be established for such certificate; except, that law enforcement officers, fire fighting personnel, or other governmental personnel required to have advanced first aid qualification as a qualification for employment shall be exempt from this fee.))~~

Sec. 13. Section 13, chapter 208, Laws of 1973 1st ex. sess. as amended by section 61, chapter 158, Laws of 1979 and RCW 18.73.130 are each amended to read as follows:

An ambulance operator, ambulance director, first aid vehicle operator or first aid director may not operate a service in the state of Washington without holding a license for such operation, issued by the secretary when such operation is consistent with the comprehensive plan established pursuant to RCW 18.73.070, indicating the general area to be served and the number of vehicles to be used, with the following exceptions:

- (1) The United States government;
- (2) Ambulance operators and ambulance directors providing service in other states when bringing patients into this state;
- (3) Owners of businesses in which ambulance or first aid vehicles are used exclusively on company property but occasionally in emergencies may bring patients to hospitals not on company property;
- (4) Operators of vehicles pressed into service for transportation of patients in emergencies when licensed ambulances are not available or cannot meet overwhelming demand.

The license shall be valid for a period of three years and shall be renewed on request provided the holder has consistently complied with the regulations of the department and the department of licensing and provided also that the needs of the area served have been met satisfactorily. The license shall not be transferable.

~~((A license fee shall be required for ambulance operators and first aid operators.))~~

Sec. 14. Section 14, chapter 208, Laws of 1973 1st ex. sess. and RCW 18.73-.140 are each amended to read as follows:

The secretary shall approve the issuance of an ambulance license for each vehicle so designated. The license shall be for a period of one year and may be reissued on expiration if the vehicle and its operation meet requirements in force at the time of expiration of the license period. The license may be revoked if the ambulance is found to be operating in violation of the regulations promulgated by the department or without required equipment. The license shall be terminated automatically if the vehicle is sold or transferred to the control of anyone not currently licensed as an ambulance operator or ambulance director. The ambulance license number shall be prominently displayed on each vehicle.

~~((A fee shall be established for vehicles operated by an ambulance operator.))~~

Licensed ambulances shall be inspected periodically by the secretary at the location of the ambulance station. Inspection shall include adequacy and maintenance of medical equipment and supplies and the mechanical condition of the vehicle including its mechanical and electrical equipment.

Sec. 15. Section 15, chapter 208, Laws of 1973 1st ex. sess. and RCW 18.73-.150 are each amended to read as follows:

Any ambulance operated as such shall operate with sufficient personnel for adequate patient care, at least one of whom shall be an emergency medical technician under standards promulgated by the secretary. The emergency medical technician shall have responsibility for its operation and for the care of patients both before they are placed aboard the vehicle and during transit. If there are two or more emergency medical technicians operating the ambulance, a nondriving medical technician shall be in command of the vehicle. The emergency medical technician in command of the vehicle shall be in the patient compartment and in attendance to the patient.

The driver of the ambulance shall have at least a certificate of advance first aid qualification (~~(issued)~~) recognized by the secretary pursuant to RCW 18.73.120.

Sec. 16. Section 16, chapter 208, Laws of 1973 1st ex. sess. and RCW 18.73-.160 are each amended to read as follows:

The secretary shall approve the issuance of a first aid vehicle license for each vehicle so designated. The license shall be for a period of one year and may be reissued on expiration if the vehicle meets requirements in force at the time of expiration of the license period. The license may be revoked if the vehicle is found to be operating in violation of regulations promulgated by the department or without required equipment. The license shall be terminated automatically if the vehicle is sold or transferred to the control of anyone not currently licensed as a first aid vehicle operator or first aid director. The first aid vehicle license number shall be prominently displayed on each vehicle.

~~((A fee shall be established for vehicles operated by a first aid vehicle operator:))~~

Licensed first aid vehicles shall be inspected periodically by the secretary at the location of the first aid vehicle station. Inspection shall include adequacy and maintenance of medical equipment and supplies and the mechanical condition of the vehicle, including mechanical and electrical equipment.

Sec. 17. Section 17, chapter 208, Laws of 1973 1st ex. sess. and RCW 18.73-.170 are each amended to read as follows:

The first aid vehicle shall be operated in accordance with standards promulgated by the secretary, by at least one person ~~((certificated pursuant to))~~ holding a certificate recognized under RCW 18.73.120 ~~((and under standards promulgated by the secretary))~~.

The first aid vehicle may be used for transportation of patients only when it is impossible or impractical to obtain an ambulance or when a wait for arrival of an ambulance would place the life of the patient in jeopardy~~((except, that))~~. If so used, the vehicle shall be under the command of a person ((certificated)) holding a certificate recognized pursuant to RCW ((18.73.120)) 18.73.110 other than the driver ((and)) who shall be in attendance to the patient.

Sec. 18. Section 18, chapter 208, Laws of 1973 1st ex. sess. and RCW 18.73-.180 are each amended to read as follows:

Other vehicles not herein defined by this chapter shall not be used commercially or by public services for transportation of patients who must be carried on a stretcher and who ~~((required))~~ may require attention en route, except that such transportation may be used when ~~((directed by a physician, or when))~~ a disaster creates ~~((casualties in numbers))~~ a situation that cannot be served by licensed ambulances~~((, or when any casual transportation of the infirm from his home or a~~

health facility for routine medical treatment or care or for recreational and social purposes is desired)).

NEW SECTION. Sec. 19. There is hereby appropriated from the general fund to the department of social and health services for the 1979-81 biennium, the sum of two million two hundred twenty-nine thousand dollars and twelve additional FTE staff years or so much thereof as may be necessary to carry out the purposes of RCW 18.71.200 through 18.71.210 and chapter 18.73 RCW.

No less than sixty percent of the appropriated funds shall be disbursed in the form of grants under section 8 of this act."

On page 1, line 1 of the title, after "emergency medical services;" strike the remainder of the title and insert "amending section 3, chapter 208, Laws of 1973 1st ex. sess. and RCW 18.73.030; amending section 4, chapter 208, Laws of 1973 1st ex. sess. as amended by section 43, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 18.73.040; amending section 5, chapter 208, Laws of 1973 1st ex. sess. and RCW 18.73.050; amending section 6, chapter 208, Laws of 1973 1st ex. sess. and RCW 18.73.060; amending section 7, chapter 208, Laws of 1973 1st ex. sess. and RCW 18.73.070; amending section 8, chapter 208, Laws of 1973 1st ex. sess. and RCW 18.73.080; amending section 9, chapter 208, Laws of 1973 1st ex. sess. and RCW 18.73.090; amending section 10, chapter 208, Laws of 1973 1st ex. sess. and RCW 18.73.100; amending section 11, chapter 208, Laws of 1973 1st ex. sess. and RCW 18.73.110; amending section 12, chapter 208, Laws of 1973 1st ex. sess. and RCW 18.73.120; amending section 13, chapter 208, Laws of 1973 1st ex. sess. as amended by section 61, chapter 158, Laws of 1979 and RCW 18.73.130; amending section 14, chapter 208, Laws of 1973 1st ex. sess. and RCW 18.73.140; amending section 15, chapter 208, Laws of 1973 1st ex. sess. and RCW 18.73.150; amending section 16, chapter 208, Laws of 1973 1st ex. sess. and RCW 18.73.160; amending section 17, chapter 208, Laws of 1973 1st ex. sess. and RCW 18.73.170; amending section 18, chapter 208, Laws of 1973 1st ex. sess. and RCW 18.73.180; adding new sections to chapter 18.73 RCW; and making an appropriation.", and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

MOTION

On motion of Senator Day, the Senate concurred in the House amendments to Substitute Senate Bill No. 2308.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 2308, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 47; excused, 2.

Voting yea: Senators Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Donohue, Fleming, Gallagher, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Lysen, Marsh, Matson, McDermott, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—47.

Excused: Senators Bausch, Keefe—2.

SUBSTITUTE SENATE BILL NO. 2308, as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Walgren, the Senate resumed consideration of the House Message on Engrossed Substitute Senate Joint Resolution No. 120.

On Friday, May 25, 1979, on motion of Senator Bottiger, the Senate concurred in the House amendments to Engrossed Substitute Senate Joint Resolution No. 120.

The President declared the question before the Senate to be the roll call on final passage of Engrossed Substitute Senate Joint Resolution No. 120, as amended by the House.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute Senate Joint Resolution No. 120, as amended by the House, and the resolution passed the Senate by the following vote: Yeas, 36; nays, 11; excused, 2.

Voting yea: Senators Bluechel, Bottiger, Conner, Day, Fleming, Gallagher, Gaspard, Goltz, Gould, Hansen, Henry, Lee, Lewis, Lysen, Marsh, McDermott, Moore, Morrison, North, Odegaard, Peterson, Quigg, Rasmussen, Ridder, Sellar, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—36.

Voting nay: Senators Benitz, Clarke, Donohue, Guess, Hayner, Jones, Matson, Newschwander, Pullen, Scott, Shipoch—11.

Excused: Senators Bausch, Keefe—2.

ENGROSSED SUBSTITUTE SENATE JOINT RESOLUTION NO. 120, as amended by the House, having received the constitutional two-thirds majority, was declared passed.

MOTION

On motion of Senator Walgren, the Senate commenced consideration of the House Message on Engrossed Substitute Senate Bill No. 2976.

MESSAGE FROM THE HOUSE

May 23, 1979.

Mr. President: The House has passed ENGROSSED SUBSTITUTE SENATE BILL NO. 2976 with the following amendments:

On page 2, strike all material on lines 16 through 26 and insert:

"(2) Providing a list of businesses who sell and install such materials and equipment within or in close proximity to the service area of the city or town, each of which businesses shall have requested to be included and shall have the ability to provide the products in a workmanlike manner and to utilize such materials in accordance with the prevailing national standards.

(3) Arranging to have approved conservation materials and equipment installed by a private contractor whose bid is acceptable to the owner of the residential structure and verifying such installation; and

(4) Arranging or providing financing for the purchase and installation of approved conservation materials and equipment. Such materials and equipment shall be purchased from a private business and shall be installed by a private business or the owner."

On page 2, following line 26 and on page 3, following line 23, insert a new subsection as follows:

"(5) Pay back shall be in the form of incremental additions to the utility bill, billed either together with use charge or separately. Loans shall not exceed 120 months in length."

On page 3, strike all material on lines 13 through 23 and insert:

"(2) Providing a list of businesses who sell and install such materials and equipment within or in close proximity to the service area of the district, each of which businesses shall have requested to be included and shall have the ability to provide the products in a workmanlike manner and to utilize such materials in accordance with the prevailing national standards.

(3) Arranging to have approved conservation materials and equipment installed by a private contractor whose bid is acceptable to the owner of the residential structure and verifying such installation; and

(4) Arranging or providing financing for the purchase and installation of approved conservation materials and equipment. Such materials and equipment shall be purchased from a private business and shall be installed by a private business or the owner.", and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

MOTION

On motion of Senator Bottiger, the Senate concurred in the House amendments to Engrossed Substitute Senate Bill No. 2976.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute Senate Bill No. 2976, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 37; nays, 10; excused, 2.

Voting yea: Senators Bluechel, Bottiger, Conner, Day, Donohue, Fleming, Gallagher, Gaspard, Goltz, Gould, Hansen, Henry, Lee, Lewis, Lysen, Marsh, McDermott, Moore, Morrison, North, Odegaard, Peterson, Quigg, Rasmussen, Ridder, Sellar, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—37.

Voting nay: Senators Benitz, Clarke, Guess, Hayner, Jones, Matson, Newschwander, Pullen, Scott, Shinpoch—10.

Excused: Senators Bausch, Keefe—2.

ENGROSSED SUBSTITUTE SENATE BILL NO. 2976, as amended by the House, 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 4:55 p.m., on motion of Senator Walgren, the Senate was declared to be at ease subject to the Call of the President.

President Pro Tempore Henry called the Senate to order at 5:30 p.m.

MOTION

At 5:32 p.m., on motion of Senator Walgren, the Senate recessed until 5:40 p.m.

THIRD AFTERNOON SESSION

President Pro Tempore Henry called the Senate to order at 5:40 p.m.

MOTION

On motion of Senator Walgren, the Senate returned to the first order of business.

REPORT OF STANDING COMMITTEE

May 29, 1979.

ENGROSSED HOUSE BILL NO. 516, making appropriations; adopting the budget (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Donohue, Chairman; McDermott, Vice Chairman; Fleming, Gaspard, Goltz, Jones, Marsh, Odegaard, Rasmussen, Ridder, Shinpoch, Walgren, Wojahn.

MOTIONS

On motion of Senator Walgren, the rules were suspended, Engrossed House Bill No. 516 was advanced to second reading and placed on today's second reading calendar.

On motion of Senator Walgren, the Senate advanced to the sixth order of business.

On motion of Senator Walgren, the Senate commenced consideration of Engrossed House Bill No. 516, on reconsideration.

On motion of Senator Walgren, the provisions of Rule 60 were waived to consider Engrossed House Bill No. 516.

SECOND READING

ENGROSSED HOUSE BILL NO. 516, by Representatives Blair and Thompson:

Making appropriations; adopting the budget.

Senator Donohue moved adoption of the following committee amendment:

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Section 1. A budget is hereby adopted and, subject to the provisions set forth in the following sections, the several amounts specified in the following sections, or so much thereof as shall be sufficient to accomplish the purposes designated, are hereby appropriated, reappropriated, and authorized to be disbursed for salaries, wages, capital projects, and other expenses of the agencies and offices of the state and for other specified purposes for the fiscal biennium beginning July 1, 1979, and ending June 30, 1981, except as otherwise provided, out of the several funds of the state hereinafter named.

NEW SECTION. Sec. 2. FOR THE HOUSE OF REPRESENTATIVES

General Fund Appropriation \$ 16,728,000

The appropriation contained in this section shall be subject to the following conditions and limitations:

- (1) \$8,000 shall be for the house ethics committee.
- (2) \$8,000 shall be for western forest practices task force.
- (3) \$37,000 shall be for dues of the national conference of state legislatures.
- (4) \$42,000 shall be for dues of the council of state governments.

NEW SECTION. Sec. 3. FOR THE SENATE

General Fund Appropriation \$ 14,300,000

The appropriation contained in this section shall be subject to the following conditions and limitations:

- (1) \$8,000 shall be for the senate ethics committee.
- (2) \$8,000 shall be for western forest practices task force.
- (3) \$37,000 shall be for dues of the national conference of state legislatures.
- (4) \$42,000 shall be for dues of the council of state governments.

NEW SECTION. Sec. 4. FOR THE LEGISLATIVE BUDGET COMMITTEE

General Fund Appropriation	\$	1,247,000
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The appropriation contained in this section shall be subject to the following condition or limitation: Not more than \$70,000 shall be expended for the specific purpose of conducting a management survey, program review, and/or a performance audit, as defined in RCW 44.28.085 and 44.28.086, of the Washington public power supply system and any other joint operating agencies established pursuant to chapter 43.52 RCW.

NEW SECTION. Sec. 5. FOR THE LEGISLATIVE EVALUATION AND ACCOUNTABILITY PROGRAM COMMITTEE

General Fund Appropriation	\$	1,295,000
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General Fund Appropriation	\$	301,000
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NEW SECTION. Sec. 7. FOR THE STATUTE LAW COMMITTEE

General Fund Appropriation	\$	3,626,000
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NEW SECTION. Sec. 8. FOR THE SUPREME COURT

General Fund Appropriation	\$	5,306,000
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The appropriation contained in this section shall be subject to the following condition or limitation: Not more than \$1,568,000 shall be expended for indigent appeal cases.

NEW SECTION. Sec. 9. FOR THE LAW LIBRARY

General Fund Appropriation	\$	1,386,000
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The appropriation contained in this section shall be subject to the following condition or limitation: All nonstate agency users of the WestLaw system shall be charged a service fee sufficient to cover the costs of their usage.

NEW SECTION. Sec. 10. FOR THE COURT OF APPEALS

General Fund Appropriation	\$	6,130,000
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The appropriation contained in this section shall be subject to the following condition or limitation: Not more than \$328,000 shall be expended for costs associated with a long-term lease for the division I court.

NEW SECTION. Sec. 11. FOR THE ADMINISTRATOR FOR THE COURTS

General Fund Appropriation	\$	10,313,000
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The appropriation contained in this section shall be subject to the following conditions and limitations:

(1) Not more than \$106,000 shall be expended for judges pro tem for the superior courts and the administrator for the courts shall authorize and approve all such expenditures.

(2) \$5,635,000 shall be for superior court judges.

(3) Not more than \$100,000 shall be expended for criminal cost bills, including prior claims.

(4) The administrator for the courts together with the county and city users of the judicial information system shall prepare a report delineating a feasible plan to convert funding of the judicial information system to a user fee schedule. Such report shall be presented to the senate ways and means committee and the house appropriations committee by January 1, 1981.

NEW SECTION. Sec. 12. FOR THE JUDICIAL COUNCIL

General Fund Appropriation	\$	225,000
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NEW SECTION. Sec. 13. FOR THE OFFICE OF THE GOVERNOR

General Fund Appropriation	\$	2,704,000
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The appropriation contained in this section shall be subject to the following conditions and limitations:

(1) Not more than \$2,392,000 shall be used for executive operations.

(2) Not more than \$20,000 shall be used for investigations and emergency purposes.

(3) Not more than \$184,000 shall be used for extradition expenses to carry out the provisions of RCW 10.34.030 providing for the return of fugitives by the governor, including prior claims and for extradition-related legal services as determined by the attorney general.

(4) Not more than \$108,000 shall be used for mansion maintenance.

NEW SECTION. Sec. 14. FOR THE GOVERNOR—SPECIAL APPROPRIATIONS

General Fund Appropriation—State	\$	176,404,000
General Fund Appropriation—Federal	\$	24,060,000
Special Fund Salary and Insurance Contribution		
Increase Revolving Fund Appropriation	\$	61,265,000
Total Appropriation	\$	261,729,000

The appropriations contained in this section, or so much thereof as may be necessary, shall be expended exclusively for the purposes designated herein and shall be subject to the following conditions and limitations:

(1) \$1,800,000 shall be for the governor's emergency fund to be allocated for the carrying out of the critically necessary work of any agency, of which not more than \$700,000 may be allocated by the governor for surveys and installations.

(2) It is the intent of the legislature to comply with the Presidential guidelines on compensation. To this end:

(a) Not more than \$82,916,000 of general fund moneys (including \$21,837,000 in federal funds) shall be expended to effect salary increases for state classified employees and for state employees exempt from the classified service. Not more than \$30,945,000 of this amount (including \$8,150,000 in federal funds) shall be expended to effect, beginning July 1, 1979, an average 5.0% salary increase for these employees. Not more than \$36,397,000 of this amount (including \$9,586,000 in federal funds) shall be expended to implement the salary ranges adopted by the state personnel board from the 1978 salary survey for state classified employees and to effect comparable salary increases for state employees exempt from the classified service. These adjustments shall take effect beginning October 1, 1979. Not more than \$15,574,000 of this amount (including \$4,101,000 in federal funds) shall be expended to effect, beginning October 1, 1980, an average 6.0% salary increase for these employees.

(b) Not more than \$36,924,000 of general fund moneys shall be expended to effect salary increases for state higher education classified employees excluding student employees not under the jurisdiction of the state personnel board or the higher education personnel board. Not more than \$11,649,000 of this amount shall be expended to effect, beginning July 1, 1979, an average of 5.0% salary increase for these employees. Not more than \$19,269,000 of this amount shall be expended to implement the salary ranges adopted by the higher education personnel board from the 1978 salary survey. These adjustments shall take effect beginning October 1, 1979. Not more than \$6,006,000 of this amount shall be expended to effect, beginning October 1, 1980, an average of 6.0% salary increase for these employees.

(c) Not more than \$63,194,000 of general fund moneys shall be expended to effect salary increases including increments or their equivalents for faculty and administrative exempt employees of the four-year units of higher education and

community colleges. Not more than \$24,990,000 of this amount shall be expended to effect a 5.0% increase for faculty and administrative exempt employees effective September 1, 1979. Not more than \$25,720,000 of this amount shall be expended to effect an average 5.6% increase for faculty and administrative exempt employees, effective October 1, 1979. Not more than \$12,484,000 of this amount shall be expended to effect an average 6.0% salary increase for faculty and administrative exempt employees effective October 1, 1980. Notwithstanding any other provision of this subsection (c), a portion of each institution's other budgeted funds may be expended to fund additional actual increments or their equivalents in an amount not more than 1 and 1/2% of their respective average salary levels for each year of the biennium and no institution may grant from any fund source whatsoever any salary increase greater than that provided in this act for faculty and exempt employees.

(d) Not more than \$229,000 of general fund moneys shall be expended to effect salary increases for commissioned officers of the Washington State Patrol. Not more than \$88,000 of this amount shall be expended to effect, beginning July 1, 1979, an average 5.0% salary increase. Not more than \$97,000 of this amount shall be expended to effect, beginning October 1, 1979, an average of 6.0% salary increase. Not more than \$44,000 of this amount shall be expended to effect, beginning October 1, 1980, an average of 6.0% salary increase: PROVIDED, That no additional salary increases may be granted from any fund source greater than those authorized by this act.

(e) Not more than \$15,401,000 of general fund moneys (including \$2,223,000 in federal funds) shall be expended to effect increases in the state's maximum contribution for employee insurance benefits. Not more than \$11,000,000 of this amount (including \$1,588,000 in federal funds) shall be expended to effect, beginning July 1, 1979, an increase in the state's maximum contribution for employee insurance benefits from \$72.50 per month to \$85.00 per month per eligible employee. Not more than \$4,401,000 of this amount (including \$635,000 in federal funds) shall be expended to effect, beginning July 1, 1980, an increase in the state's maximum contribution for employee insurance benefits from \$85.00 per month to \$95.00 per month per eligible employee.

(f) Not more than \$56,688,000 of special fund salary and insurance contribution increase revolving fund moneys shall be expended to effect salary increases for state classified employees, state employees exempt from the classified service, higher education classified employees, higher education faculty, higher education exempt employees, and commissioned members of the Washington State Patrol.

Increases for state classified employees and for state employees exempt from the classified service shall be calculated in accordance with the procedures outlined in subsection (2)(a) of this section. Increases for higher education classified employees shall be calculated in accordance with the procedures outlined in subsection (2)(b) of this section. Increases for higher education faculty and higher education exempt employees shall be calculated in accordance with the procedures outlined in subsection (2)(c) of this section. Increases for the commissioned officers of the Washington State Patrol shall be calculated in accordance with the procedures outlined in subsection (2)(d) of this section.

(g) Not more than \$5,058,000 of special fund salary and insurance contribution increase revolving fund moneys shall be expended to effect increases in the state's maximum contributions for employee insurance benefits. Not more than \$3,613,000 of this amount shall be expended to effect, beginning July 1, 1979, an increase in the state's maximum contribution for employee insurance benefits from \$72.50 per month to \$85.00 per month per eligible employee. Not more than \$1,445,000 of this amount shall be expended to effect, beginning July 1, 1980, an increase in the state's maximum contribution for employee insurance benefits from \$85.00 per month to \$95.00 per month per eligible employee: PROVIDED, That the funds contained in

this subsection (2) (g) and (e) shall be expended exclusively for the maintenance of the level of health benefits being provided on the effective date of this act.

(h) To facilitate payment of state employee salary increases from special funds and to facilitate payment of state employee insurance benefit increases from special funds, the state treasurer is hereby directed to transfer sufficient income from each special fund to the special fund salary and insurance contribution increase revolving fund hereby created in accordance with schedules provided by the office of financial management.

(i) The state employees' insurance board's authority and practice of expending funds in the state employees' insurance revolving fund generated by dividends and refunds to provide increased benefits or to allow reduced employee contributions is recognized, and the average contribution per employee in subsections (e) and (g) of this section shall not be construed as a restriction on such expenditures. Contributions by any county, municipal, or other political subdivision to which coverage is extended after the effective date of this act shall not receive the benefit of any surplus funds attributable to premiums paid prior to the date upon which coverage is extended.

NEW SECTION. Sec. 15. FOR THE LIEUTENANT GOVERNOR

General Fund Appropriation \$ 204,000

NEW SECTION. Sec. 16. FOR THE SECRETARY OF STATE

General Fund Appropriation \$ 3,705,000

The appropriation contained in this section shall be subject to the following conditions and limitations:

(1) \$1,080,000 shall be used solely for the verification of initiative and referendum petitions and the maintenance of related voter registration records, legal advertising of state measures, and the publication and distribution of the voters and candidates pamphlet.

(2) \$624,000 shall be used solely to reimburse counties for the state's share of primary and general election costs and the costs of conducting mandatory recounts on state measures.

(3) \$20,000 shall be expended to establish working capital for the publication revolving fund.

(4) Not more than \$157,000 shall be expended for precinct census mapping.

NEW SECTION. Sec. 17. FOR THE GOVERNOR'S INDIAN ADVISORY COUNCIL

General Fund Appropriation \$ 147,000

NEW SECTION. Sec. 18. FOR THE COMMISSION ON ASIAN-AMERICAN AFFAIRS

General Fund Appropriation \$ 121,000

NEW SECTION. Sec. 19. FOR THE COMMISSION ON MEXICAN-AMERICAN AFFAIRS

General Fund Appropriation \$ 124,000

NEW SECTION. Sec. 20. FOR THE STATE TREASURER

General Fund Appropriation	\$	10,000
Motor Vehicle Fund—State Appropriation	\$	31,000
State Treasurer's Service Fund Appropriation	\$	3,807,000
Total Appropriation	\$	3,848,000

The appropriations contained in this section shall be subject to the following condition or limitation: The general fund appropriation shall be distributed as provided in RCW 84.38.120 to the appropriate county and city finance officers for

senior citizen and disabled property tax and special assessment deferrals authorized by chapter 84.38 RCW.

NEW SECTION. Sec. 21. FOR THE STATE AUDITOR

General Fund Appropriation—State	\$	6,041,000
General Fund Appropriation—Federal	\$	300,000
Motor Vehicle Fund Appropriation	\$	232,000
Total Appropriation	\$	6,573,000

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) The state auditor shall continue supplemental security income state supplementation audits according to a priority schedule established by the department of social and health services and the office of financial management.

(2) Legal costs incurred by the attorney general to insure compliance with the findings of the state auditor in state agency audits shall be charged to the agency that received the audit.

NEW SECTION. Sec. 22. FOR THE ATTORNEY GENERAL

General Fund Appropriation	\$	3,355,000
Legal Services Revolving Fund Appropriation	\$	15,034,000
Total Appropriation	\$	18,389,000

NEW SECTION. Sec. 23. FOR THE OFFICE OF FINANCIAL MANAGEMENT

General Fund Appropriation—State	\$	10,949,000
General Fund Appropriation—Federal	\$	24,081,000
Total Appropriation	\$	35,030,000

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) Not more than \$1,174,000 of this appropriation shall be expended to develop a common payroll/personnel system for higher education: **PROVIDED**, That the four-year institutions and the community college system: (a) Establish a common core of data elements; and (b) adopt procedures to maintain commonality of the system that are acceptable to the office of financial management, the house appropriations committee, and the senate ways and means committee: **PROVIDED FURTHER**, That the establishment of the common core of data elements does not preclude the introduction of additional data elements at individual institutions: **PROVIDED FURTHER**, That a central site will process all payroll calculations and the necessary edits to ensure the commonality of data elements including personnel data, position data, and payroll data.

(2) Not more than \$75,000 shall be used for payment of assessments against state-owned land.

(3) Not more than \$1,000,000 shall be used exclusively for state budget and accounting systems development above the recurring level of system development activities funded in the base budget.

(4) Not more than \$525,000 shall be used for payment of supplies and services furnished in previous biennia.

(5) \$26,000 shall be expended to acquire 1980 bureau of the census Washington state data.

(6) \$4,000 shall be expended to acquire 1979 and 1980 bureau of the census census maps and transparencies of municipal boundaries.

(7) The office shall study and report to the next regular session of the legislature on the work orientation program.

(8) Of the law and justice federal funds included for distribution to state agencies, there shall be made available to the attorney general's office for the crime watch program \$370,000.

(9) The office of financial management shall institute procedures to abolish positions identified by the department of personnel through the retirement/vacancy program, and shall cause to be reverted the salaries and fringe benefits associated with the abolishment of such positions.

NEW SECTION. Sec. 24. FOR THE DEPARTMENT OF PERSONNEL

General Fund Appropriation	\$	263,000
Department of Personnel Service Fund Appropriation	\$	7,136,000
State Employees' Insurance Fund Appropriation	\$	1,229,000
Total Appropriation	\$	8,628,000

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) \$225,000 of the General Fund Appropriation shall be used to provide working capital for the personnel payroll system costs incurred through the department of personnel service fund.

(2) Not more than \$211,000 of the personnel service fund and 8 FTE's shall be expended for continuation of the cooperative staff utilization review program.

(3) Not more than \$166,000 of the personnel service fund and 8 FTE's shall be utilized for a pilot project directed toward the provision of personnel services for small agencies, boards, and commissions.

(4) Not more than \$38,000 from the general fund shall be expended for a study by the state employees' insurance board to evaluate the effects of including common school employees within the jurisdiction of the board. The report shall be submitted to the governor and the legislature by October 1, 1980.

NEW SECTION. Sec. 25. FOR THE STATE CAPITOL COMMITTEE

General Fund—Capital Building Construction		
Account Appropriation	\$	20,000

NEW SECTION. Sec. 26. FOR THE DATA PROCESSING AUTHORITY

General Fund Appropriation	\$	1,023,000
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NEW SECTION. Sec. 27. FOR THE DEFERRED COMPENSATION COMMITTEE

General Fund Appropriation	\$	35,000
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NEW SECTION. Sec. 28. FOR THE STATE FINANCE COMMITTEE

General Fund—Investment Reserve Account Appropriation	\$	991,000
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The appropriation contained in this section shall be subject to the following condition or limitation: Not more than \$200,000 shall be expended exclusively for the purpose of a computerized investment management and accounting system.

NEW SECTION. Sec. 29. FOR THE DEPARTMENT OF REVENUE

General Fund Appropriation	\$	29,298,000
State Timber Reserve Account Appropriation	\$	2,343,000
Motor Vehicle Fund Appropriation	\$	93,000
Total Appropriation	\$	31,734,000

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) Not more than \$400,000 of the appropriation from the state timber reserve account shall be expended exclusively to reimburse counties with timberland for the costs of establishing forest land grades for each parcel of classified or designated forest land: PROVIDED, That the assessor of each timbered county has provided

the department of revenue with a complete listing of designated and classified land acreage and assessed value by taxing district by December 31, 1979, to qualify for reimbursement for listing of the values of forest land under RCW 84.33.117, as now or hereafter amended. Such information shall be made available to the legislature.

(2) The department shall maintain current services including advisory appraisals as required by RCW 84.41.060.

NEW SECTION. Sec. 30. FOR THE TAX APPEALS BOARD

General Fund Appropriation \$ 718,000

NEW SECTION. Sec. 31. FOR THE DEPARTMENT OF GENERAL ADMINISTRATION

General Fund Appropriation \$ 9,526,000

Motor Transport Account Appropriation \$ 3,653,000

General Administration Facilities and Services Revolving Fund Appropriation \$ 10,996,000

Total Appropriation \$ 24,175,000

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) \$871,000 of the General Fund Appropriation shall only be used for replacement of motor transport division vehicles.

(2) \$1,734,000 of the General Fund Appropriation shall only be expended for the banking program and \$700,000 for the savings and loan program, and that revenues generated from fees and charges in these programs must equal or exceed expenditures.

(3) The department shall discontinue transferring agency-owned vehicles to the motor transport division until a cost benefit analysis has been prepared and approved by the senate ways and means committee and the house appropriations committee. Such analysis shall be completed by October 1, 1980, and shall identify those agency-owned vehicles that should be transferred to the motor transport division effective July 1, 1981, and a proposed method of funding the motor transport account for their depreciated value.

(4) The department of agriculture shall transfer \$8,225 from its local fund accounts to the motor transport account and the state treasurer shall transfer to the motor transport account \$4,100 from the fertilizer, agricultural, mineral and lime fund, \$4,100 from the commercial feed fund, \$34,160 from the grain and hay inspection fund, \$4,100 from the community college capital projects account, \$4,100 from the highway safety fund, and \$4,100 from the higher education personnel board service fund. These transfers shall be in accordance with schedules provided by the office of financial management.

(5) The department of general administration shall provide insurance coverage for all state-owned, state-chartered, state-rented, or state employee-owned aircraft being used on authorized state business, including passengers. This coverage shall be in force for all such aircraft, whether piloted by a state employee or by an employee or employees of a charter or rental firm. The department may require reimbursement for premium costs from user agencies on a pro rata basis.

(6) The department of general administration, through the department of purchasing, shall analyze and review the establishment, maintenance, and operation of its central stores in relationship to inflationary trends, economies of scale, effectiveness in meeting agency needs, and financial and accounting control and report its findings and recommendation to the legislature by September 1980.

NEW SECTION. Sec. 32. FOR THE PRESIDENTIAL ELECTORS

General Fund Appropriation \$ 1,000

NEW SECTION. Sec. 33. FOR THE INSURANCE COMMISSIONER

General Fund Appropriation \$ 6,023,000

NEW SECTION. Sec. 34. FOR THE STATE TREASURER—STATE REVENUES FOR DISTRIBUTION

General Fund Appropriation for fire insurance premiums tax distribution \$ 4,025,000

General Fund Appropriation for snowmobile registration fee distribution \$ 59,000

General Fund Appropriation for public utility district excise tax distribution \$ 16,243,000

General Fund Appropriation for prosecuting attorneys' salaries \$ 1,172,000

General Fund Appropriation for motor vehicle excise tax distribution \$ 44,138,000

General Fund Appropriation for local mass transit assistance \$ 66,602,000

General Fund Appropriation for camper and travel trailer excise tax distribution \$ 2,053,000

General Fund—Harbor Improvement Account Appropriation for harbor improvement revenue distribution \$ 399,000

Liquor Excise Tax Fund Appropriation for liquor excise tax distribution \$ 19,159,000

Motor Vehicle Fund Appropriation for motor vehicle fuel tax and overload penalties distribution \$ 180,969,000

Liquor Board Revolving Fund Appropriation for liquor profits distribution \$ 49,000,000

State Timber Tax Account 'A' Appropriation for distribution to "Timber" counties \$ 23,540,000

State Timber Reserve Account Appropriation for distribution to "Timber" counties \$ 29,620,000

Total Appropriation \$ 436,979,000

NEW SECTION. Sec. 35. FOR THE STATE TREASURER—FEDERAL REVENUES FOR DISTRIBUTION

Forest Reserve Fund Appropriation for forest reserve fund distribution \$ 64,498,000

General Fund Appropriation for federal flood control funds distribution \$ 26,000

General Fund Appropriation for federal grazing fees distribution \$ 50,000

Total Appropriation \$ 64,574,000

NEW SECTION. Sec. 36. FOR THE STATE TREASURER—BOND RETIREMENT AND INTEREST

Fisheries Bond Redemption Fund 1977 Appropriation \$ 1,004,000

Salmon Enhancement Bond Redemption Fund 1977 Appropriation \$ 3,940,000

Higher Education Refunding Bond Retirement Fund 1977 Appropriation \$ 8,782,000

Fire Service Training Center Bond Retirement Fund 1977 Appropriation \$ 76,000

Highway Bond Retirement Fund Appropriation \$ 66,952,000

State Building Construction Bond Redemption Fund Appropriation \$ 4,226,000

State Higher Education Bond Redemption Fund 1977	
Appropriation	\$ 2,504,000
Public School Building Bond Redemption Fund 1959	
Appropriation	\$ 4,800,000
Emergency Water Projects Bond Retirement Fund 1977	
Appropriation	\$ 2,568,000
Public School Building Bond Redemption Fund 1961	
Appropriation	\$ 7,455,000
General Administration Building Bond Redemption Fund	
Appropriation	\$ 671,000
Juvenile Correctional Institutional Building Bond	
Redemption Fund 1963 Appropriation	\$ 631,000
Outdoor Recreational Bond Redemption Fund Appropriation	\$ 2,335,000
Public School Building Bond Redemption Fund 1965	
Appropriation	\$ 2,456,000
State Building and Higher Education Construction Bond	
Redemption Fund 1965 Appropriation	\$ 5,890,000
Outdoor Recreational Bond Redemption Fund 1979	
Appropriation	\$ 382,000
Public School Building Bond Redemption Fund 1963	
Appropriation	\$ 8,712,000
Social and Health Services Bond Redemption Fund 1979	
Appropriation	\$ 2,673,000
Higher Education Bond Redemption Fund 1979 Approp-	
riation	\$ 1,054,000
Fisheries Bond Redemption Fund 1976 Appropriation	\$ 767,000
Indian Cultural Center Bond Redemption Fund 1976	
Appropriation	\$ 76,000
State Building Bond Redemption Fund 1967 Appropria-	
tion	\$ 654,000
Community College Capital Construction Bond Redemp-	
tion Fund 1975, 1976, 1977 Appropriation	\$ 9,510,000
Common School Building Bond Redemption Fund 1976	
Appropriation	\$ 6,879,000
Outdoor Recreational Bond Redemption Fund 1967	
Appropriation	\$ 6,255,000
Water Pollution Control Facilities Bond Redemption	
Fund 1967 Appropriation	\$ 3,871,000
State Building and Higher Education Construction Bond	
Redemption Fund 1967 Appropriation	\$ 9,840,000
State Building and Parking Bond Redemption Fund 1969	
Appropriation	\$ 2,453,000
Waste Disposal Facilities Bond Redemption Fund	
Appropriation	\$ 12,558,000
Water Supply Facilities Bond Redemption Fund Approp-	
riation	\$ 8,902,000
Social and Health Services Facilities 1972 Bond	
Redemption Fund Appropriation	\$ 3,737,000
Recreation Improvements Bond Redemption Fund	
Appropriation	\$ 6,002,000
Community College Capital Improvement Bond	
Redemption Fund 1972 Appropriation	\$ 7,498,000

State Building Authority Bond Redemption Fund Appropriation	\$	9,842,000
Office-Laboratory Facilities Bond Redemption Fund Appropriation	\$	276,000
University of Washington Hospital Bond Retirement Fund 1975 Appropriation.....	\$	1,156,000
Washington State University Bond Redemption Fund 1977 Appropriation.....	\$	511,000
Higher Education Bond Redemption Fund 1975-76 Appropriation	\$	2,168,000
State Building Bond Redemption Fund 1973 Appropriation.....	\$	3,914,000
State Building Bond Retirement Fund 1975 Appropriation.....	\$	693,000
State Higher Education Bond Redemption Fund 1973 Appropriation	\$	4,396,000
Social and Health Services Bond Redemption Fund 1975-76 Appropriation.....	\$	6,800,000
State Building (Expo 74) Bond Redemption Fund 1973A Appropriation	\$	387,000
Community College Refunding Bond Retirement Fund 1974 Appropriation.....	\$	9,641,000
State Higher Education Bond Redemption Fund 1974 Appropriation	\$	1,227,000
Pacific Northwest Festival Bond Redemption Fund 1979 Appropriation	\$	382,000
Jail Renovation Bond Retirement Fund Appropriation	\$	1,680,000
Common School Building Bond Retirement Fund 1979 Appropriation	\$	382,000
General Obligation Bond Retirement Fund Appropriation.....	\$	288,000
Total Appropriation	\$	249,856,000

The appropriations contained in this section shall be subject to the following condition or limitation: If the state general obligation bond retirement fund is created by chapter ... (SB 2361 or HB 569), Laws of 1979 1st ex. sess., any appropriation to a bond retirement or redemption fund affected by the provisions of such act shall be deemed to be appropriated to the state general obligation bond retirement fund.

NEW SECTION. Sec. 37. FOR THE PUBLIC DISCLOSURE COMMISSION

General Fund Appropriation	\$	892,000
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The appropriation contained in this section shall be subject to the following condition or limitation: \$5,000 shall be expended for a pictorial directory of registered lobbyists in the state of Washington.

NEW SECTION. Sec. 38. FOR THE DEPARTMENT OF RETIREMENT SYSTEMS

General Fund Appropriation	\$	409,353,000
Motor Vehicle Fund Appropriation.....	\$	27,000
Retirement System Expense Fund Appropriation	\$	4,694,000
Teachers' Retirement Fund Appropriation.....	\$	1,889,000
Total Appropriation	\$	415,963,000

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) Not more than \$4,694,000 shall be expended from the retirement system expense fund for the administration of the law enforcement officers' and fire fighters' retirement system and the public employees' retirement system.

(2) Not more than \$6,000 from the general fund shall be expended for the administration of the judges' retirement system and the judicial retirement system.

(3) Not more than \$27,000 from the motor vehicle fund shall be expended for administration of the state patrol retirement system.

(4) Not more than \$1,889,000 shall be expended from the teachers' retirement fund for the administration of the teachers' retirement system.

(5) Not more than \$243,600,000 from the general fund (\$67,500,000 of which shall be from general revenue sharing funds received during the 1979-81 biennium) shall be expended for contributions to the teachers' retirement system.

(6) Not more than \$493,000 from the general fund shall be expended for contributions to the judicial retirement system.

(7) Not more than \$554,000 from the general fund shall be expended for contributions to the judges' retirement system.

(8) Not more than \$164,700,000 from the general fund shall be expended for contributions to the law enforcement officers' and fire fighters' retirement system.

NEW SECTION. Sec. 39. FOR THE MUNICIPAL RESEARCH COUNCIL

General Fund Appropriation \$ 880,000

NEW SECTION. Sec. 40. UNIFORM LEGISLATION COMMISSION

General Fund Appropriation \$ 21,000

NEW SECTION. Sec. 41. FOR THE BOARD OF ACCOUNTANCY

General Fund Appropriation \$ 517,000

NEW SECTION. Sec. 42. FOR THE ATHLETIC COMMISSION

General Fund Appropriation \$ 56,000

NEW SECTION. Sec. 43. FOR THE CEMETERY BOARD

General Fund—Cemetery Account Appropriation \$ 68,000

NEW SECTION. Sec. 44. FOR THE HORSE RACING COMMISSION

Horse Racing Commission Fund Appropriation \$ 1,752,000

The appropriation contained in this section shall be subject to the following condition or limitation: If there are more than five hundred sixty-seven racing days during the 1979-81 biennium, the governor is hereby authorized to allocate such additional funds as may be required.

NEW SECTION. Sec. 45. FOR THE LIQUOR CONTROL BOARD

Liquor Board Revolving Fund Appropriation \$ 58,425,000

NEW SECTION. Sec. 46. FOR THE PHARMACY BOARD

General Fund Appropriation \$ 828,000

NEW SECTION. Sec. 47. FOR THE UTILITIES AND TRANSPORTATION COMMISSION

Public Service Revolving Fund Appropriation—State \$ 11,939,000

Public Service Revolving Fund Appropriation—Federal \$ 338,000

Grade Crossing Protective Fund Appropriation \$ 1,457,000

Total Appropriation \$ 13,734,000

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) \$865,000 from the grade crossing protective fund shall be used solely for obligations incurred in prior biennia.

(2) \$68,000 from the public service revolving fund—state shall be expended for railroad inspectors contingent upon receipt of federal matching funds.

NEW SECTION. Sec. 48. FOR THE BOARD FOR VOLUNTEER FIREMEN

Volunteer Firemen's Relief and Pension Fund Appropriation \$ 102,000

NEW SECTION. Sec. 49. FOR THE DEPARTMENT OF EMERGENCY SERVICES

General Fund Appropriation—State \$ 651,000
 General Fund Appropriation—Federal \$ 2,048,000
 Total Appropriation \$ 2,699,000

NEW SECTION. Sec. 50. FOR THE MILITARY DEPARTMENT

General Fund Appropriation—State \$ 5,485,000
 General Fund Appropriation—Federal \$ 605,000
 Total Appropriation \$ 6,090,000

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) No general fund moneys shall be expended for administration, operation or maintenance of the Washington state guard.

(2) Not more than \$206,000 of the general fund appropriation shall be expended solely for national guard educational assistance grants contingent upon chapter ... (2nd SSB 2212 or ESHB 295), Laws of 1979 1st ex. sess. becoming law.

NEW SECTION. Sec. 51. FOR THE PUBLIC EMPLOYMENT RELATIONS COMMISSION

General Fund Appropriation \$ 1,174,000

NEW SECTION. Sec. 52. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

State Funding Sources \$ 1,239,677,000
 Federal Funding Sources \$ 848,298,000
 Other Funding Sources \$ 13,433,000
 Total of all Funding Sources \$ 2,101,408,000
 Total FTE Staff Years 28,435

The appropriations contained in sections 53 through 65 of this act shall be subject to the following conditions and limitations:

(1) The department shall not initiate any new services beyond those authorized by appropriation in this act without approval of the office of financial management. The senate ways and means committee and the house appropriations committee of the legislature shall be advised of any approvals.

(2) Funds appropriated to programs in sections 53 through 65 of this act shall be initially allotted reflecting the fiscal assumptions and legislative intent of this act. Transfers between programs may occur only to the extent required to meet obligations deriving from federal matching requirements and legislative intent regarding federal programs as expressed in this appropriations act. Analysis of the programmatic impacts and justification of approved amendments to this plan will be conveyed by the office of financial management to the senate ways and means committee and the house appropriations committee of the legislature.

(3) The department of social and health services will cooperate with the state energy office and participate in the programs established by Title III of the National Energy Conservation Policy Act.

NEW SECTION. Sec. 53. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—ADULT CORRECTIONS PROGRAM	
General Fund Appropriation	\$ 114,004,000
Total FTE Staff Years	4,299

The appropriation contained in this section shall be subject to the following conditions and limitations:

(1) Not more than \$1,702,000 from the general fund shall be expended for community services.

(2) Not more than \$1,716,000 from the general fund and 76.0 FTE's shall be expended for intensive parole.

(3) Not more than \$15,679,000 from the general fund and 731 FTE's shall be expended for probation and parole.

(4) Not more than \$7,002,000 from the general fund and 152 FTE's shall be expended for work/training release.

(5) Not more than \$81,663,000 from the general fund and 3,259 FTE's shall be expended for institutional staffing.

(6) \$920,000 from the general fund shall be expended to contract with a non-profit corporation to provide a diversionary program for convicted felons with prior conviction records and prior incarcerations. No felon may participate in the program if: (a) he or she has a prior conviction for any violent or inherently dangerous felony, or (b) the crime for which he or she is being diverted into the program is a violent or inherently dangerous felony. For the purposes of this section, "violent or inherently dangerous felony" means rape in the first or second degree, robbery in the first or second degree, kidnapping in the first or second degree, assault in the first or second degree, or arson in the first degree. Prior to entering into the contract, the secretary of the department of social and health services must have assurance of the cooperation of the superior court bench of the county in which the program will be implemented. The program shall include the following:

(a) A contractual agreement between such nonprofit corporation and the felon with approval of the sentencing judge. Such agreement will describe work performance and restitution expectations, and judicial conditions and review;

(b) A fully controlled residential component;

(c) Supervision by a probation officer of the department of social and health services;

(d) Coordination of all activities by a case manager employed by such nonprofit corporation;

(e) Job development and placement services which will guarantee each participant regular employment;

(f) Specialized alcohol, drug, and counseling services; and

(g) Participation of community and corporate entities which will provide \$1,212,000 in direct and in-kind support.

(7) Not more than \$25,000 from the general fund will be expended for a program evaluation by an independent third party of the diversionary program set forth in subsection (6) of this section. Such evaluation will commence with the initiation of the contract and shall include the following:

(a) Evaluation of the intake procedures, including initial screening, final screening, the contract between the nonprofit organization and the convicted felon, and the participant selection process;

(b) Evaluation of the program elements;

(c) Evaluation of the program impact on recidivism using the measures of rearrest, type of rearrest offense, reconviction, revocation and recommitment;

(d) Evaluation of the control group;

(e) Data collection and analysis; and

(f) A cost benefit analysis.

(8) In the event chapter ... (Substitute House Bill No. 144), Laws of 1979 1st ex. sess. fails to pass, \$100,000 will be reverted to the general fund.

NEW SECTION. Sec. 54. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—JUVENILE REHABILITATION PROGRAM

General Fund Appropriation—State	\$	53,665,000
General Fund Appropriation—Federal	\$	747,000
Total Appropriation	\$	54,412,000
Total FTE Staff Years		1,966

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) \$600,000 from the general fund and 50 FTE staff years shall be held in reserve for the sole purpose of providing adequate staffing within the institutions and to allow residence units not currently being utilized to be opened and staffed. Staffing patterns within the residence units will provide for at least two staff persons during those periods, other than normal sleeping hours, when residents are not attending classes or involved in work programs.

(2) Not more than \$30,000 shall be expended for resource development and coordination and educational program development and coordination.

(3) \$800,000 and 26 FTE staff years shall be expended for a mental health unit at Maple Lane School, except that such unit will be fully implemented and operational by September 30, 1979, except that if such unit is not implemented and operational by September 30, 1979, the operational responsibility will be transferred to the mental health division of the department of social and health services.

(4) No funds shall be expended for the lease-back of any institutional facility.

NEW SECTION. Sec. 55. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—MENTAL HEALTH PROGRAM

General Fund Appropriation—State	\$	98,559,000
General Fund Appropriation—Federal	\$	17,184,000
General Fund Appropriation—Local	\$	2,119,000
Total Appropriation	\$	117,862,000
Total FTE Staff Years		3,110

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) \$31,845,000 of which \$11,396,000 shall be from federal funds shall be expended to maintain and enhance the present level of community mental health services, except that, of this amount, \$373,000 from state funds shall be expended to continue the "grandfathered" level of support through the 1979-81 biennium at which time this level of support shall be terminated.

(2) \$5,500,000 from state funds shall be expended for the purpose of providing staffing grant-in-aid to the nonprofit community mental health centers and to nonprofit mental health providers: PROVIDED, That no more than a total of \$200,000 may be assigned to nonprofit mental health providers.

(3) \$500,000 from state funds shall be expended to implement a program for the violent, disturbed child.

(4) \$262,000 from state funds shall be expended to maintain institutional legal services.

(5) \$302,000 from state funds shall be expended for a demonstration project providing case management, residential, and support services to chronic seriously mentally ill adults who have continual histories of admission and readmission to eastern state hospital.

(6) \$400,000 from state funds shall be expended for a demonstration project in four counties to provide full case management services.

(7) \$984,000, of which \$49,000 shall be from federal funds, and 60 FTE staff years shall be held in reserve for the sole purpose of providing adequate staffing with the state hospitals.

(8) Not more than \$250,000 shall be expended for a demonstration project to reduce the number of hospitalizations of children assessed by mental health professionals as needing hospital care, provided that the project will involve intensive in-home family crisis and education services conducted by highly-trained individuals and shall include an evaluation component to compare the outcomes with those of similar children who are hospitalized. The department shall submit this evaluation to the legislature by January 5, 1981.

NEW SECTION. Sec. 56. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—DEVELOPMENTAL DISABILITIES PROGRAM

General Fund Appropriation—State	\$	99,439,000
General Fund Appropriation—Federal	\$	61,900,000
Total Appropriation	\$	161,339,000
Total FTE Staff Years		6,821

The appropriations contained in this section are subject to the following conditions and limitations:

(1) \$1,718,000 (of which \$859,000 shall be from federal funds) will be expended for home aide services, assuming six hundred fifty-five cases per month in fiscal year 1980 and seven hundred thirty-one cases per month in fiscal year 1981.

(2) Not more than \$682,000 (of which \$46,000 shall be from federal funds) shall be expended to increase the personal needs allowance of clients in group homes and institutions to \$32.50 per month.

(3) \$78,000 from state funds shall be expended for the provision of legal services for institutionalized persons: PROVIDED, That no moneys may be expended on deinstitutionalization lawsuits.

(4) \$2,793,000 from state funds shall be expended solely for the purpose of providing vendor rate increases.

(5) \$120,000 shall be used to provide protection and advocacy services for the handicapped.

(6) Extended sheltered employment will be provided in the vocational rehabilitation program and none of the appropriations contained in this section shall be expended for such services.

(7) Not more than \$344,000 shall be allocated for a pilot project for disturbed youth to develop a treatment program for certain youth with multiple problems that do not fit within the specific eligibility criteria of the various service programs of the department of social and health services. The department shall provide the appropriate legislative committees an evaluation and monitoring report semiannually regarding the effectiveness of this pilot project, and shall provide to the forty-seventh legislature, no later than January 5, 1981, an evaluation report containing recommendations for future programming.

(8) Not more than \$2,946,000 shall be expended exclusively to increase compensation for group home resident care and support staff, excluding administrative staff.

NEW SECTION. Sec. 57. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—NURSING HOMES PROGRAM

General Fund Appropriation—State	\$	126,830,000
General Fund Appropriation—Federal	\$	126,152,000
Total Appropriation	\$	252,982,000

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) The funds appropriated in this section shall revert immediately to the general fund if ESSB 2335 fails to be enacted.

(2) For fiscal year 1980, the wages for nursing service personnel shall be the sum of the product of ninety percent of the prevailing wages for the categories of nursing assistants, licensed practical nurses, registered nurses, and noncontractual therapists and related restorative employees, expressed as an hourly rate, based upon the state-wide salary survey as conducted pursuant to RCW 41.06.160, multiplied by the standard hours determined by the department of social and health services.

(3) The wages for all employees, other than those specified in subsection (2) of this section and administrators and assistant administrators, shall be the sum of the product of ninety percent of the prevailing wages, expressed as an hourly rate, based upon the state-wide salary survey as conducted pursuant to RCW 41.06.160, multiplied by the standard hours for such employees developed by the department of social and health services.

(4) For fiscal year 1980, food reimbursement shall be one hundred fifteen percent of the average of all costs for bulk and raw foods and beverages purchased for dietary needs, expressed as a per patient per day amount.

(5) Patient personal needs allowance limitation will be extended to \$32.50 per month.

(6) \$500,000 shall be expended by the department of social and health services for purposes of retaining special private counsel, subject to the concurrence of the governor, to defend the department against law suits challenging the cost reimbursement system of the department of social and health services.

(7) \$810,000, of which \$404,000 shall be from federal funds, shall be used to implement a program which will enable short-term placement in nursing homes.

(8) \$1,800,000 (of which \$900,000 shall be from federal funds) may be used for reimbursement of costs incurred from the training of nurses' assistants.

NEW SECTION. Sec. 58. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—NURSING HOMES PROGRAM

General Fund Appropriation—State	\$	122,273,000
General Fund Appropriation—Federal	\$	121,595,000
Total Appropriation	\$	243,868,000

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) The wages for nursing service personnel shall be the sum of the product of ninety percent of the prevailing wages for the categories of nursing assistants, licensed practical nurses, registered nurses, and noncontractual therapists and related restorative employees, expressed as an hourly rate, based upon the state-wide salary survey as conducted pursuant to RCW 41.06.160, multiplied by the standard hours determined by the department of social and health services.

(2) The wages for all employees, other than those specified in subsection (1) of this section and administrators and assistant administrators, shall be the sum of the product of ninety percent of the prevailing wages, expressed as an hourly rate, based upon the state-wide salary survey as conducted pursuant to RCW 41.06.160, multiplied by the standard hours for such employees developed by the department of social and health services.

(3) Food reimbursement shall be one hundred fifteen percent of the average of all costs for bulk and raw foods and beverages purchased for dietary needs, expressed as a per patient per day amount.

(4) Reimbursement for administration and operations will include all items not specified in subsections (1), (2), (3), (5), and (6) of this section and shall not exceed the eighty-fifth percentile of all reporting facilities, except that the nursing home facilities may be grouped by factors, other than ownership or legal organizational

characteristics, which could reasonably influence cost requirements for administration and operations.

(5) Property reimbursement shall not exceed the predicted cost plus one standard deviation of the necessary and ordinary costs of depreciation, and interest, of owner-operated facilities utilizing a multiple regression formula developed by the department of social and health services, recognizing factors which may be significant, including location, age, and type of facility. Rental costs of leased facilities shall be reimbursed to the extent they do not exceed the upper limit of the multiple regression formula for comparable owner-operated facilities.

(6) The return of net invested equity for each facility will be determined by utilizing Medicare rules and regulations.

(7) Patient personal needs allowance limitation will be extended to \$32.50 per month.

(8) \$500,000 shall be expended by the department of social and health services for purposes of retaining special private counsel, subject to the concurrence of the governor, to defend the department against law suits challenging the cost reimbursement system of the department of social and health services.

(9) \$810,000, of which \$404,000 shall be from federal funds, shall be used to implement a program which will enable short-term placement in nursing homes.

(10) \$1,800,000 (of which \$900,000 shall be from federal funds) may be used for reimbursement of costs incurred from the training of nurses' assistants.

(11) The funds contained in this section shall revert immediately to the general fund if ESSB 2335 is enacted.

NEW SECTION. Sec. 59. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—INCOME MAINTENANCE GRANTS PROGRAM

General Fund Appropriation—State	\$	314,749,000
General Fund Appropriation—Federal	\$	205,932,000
Total Appropriation	\$	520,681,000

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) \$31,928,000 (of which \$10,052,000 shall be from federal funds) shall be expended for the purposes of providing a 10.0% per year increase to all assistance grants.

(2) \$1,496,000 from state funds shall be expended to increase the personal needs allowance of clients in nursing homes and congregate care facilities to \$32.50 per month.

(3) \$5,036,000 (of which \$448,000 shall be from federal funds) shall be expended solely for vendor rate increases of 7.0% per year.

(4) \$6,646,000 from state funds shall be expended for noncontinuing general assistance, except that after the recipient has been determined eligible for such assistance for six consecutive weeks, the recipient's grant will be equivalent to two times the food only standard plus twenty dollars.

(5) \$760,000 from state general funds shall be expended to provide forty-eight hours of shelter care for victims of domestic violence.

(6) \$360,000 from state general funds shall be expended to provide a variable one-time allowance for persons without resources who are discharged from a skilled nursing facility.

(7) \$900,000 of state funds and \$600,000 of federal funds shall be expended to place Kitsap county residents into Area I grant standards eligibility and pay such grants accordingly.

(8) Not more than \$1,869,000 shall be expended exclusively to increase compensation for employees of congregate care facilities, excluding administrative staff.

NEW SECTION, Sec. 60. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—COMMUNITY SOCIAL SERVICES GRANTS PROGRAM

General Fund Appropriation—State	\$	79,755,000
General Fund Appropriation—Federal	\$	65,624,000
General Fund Appropriation—Local	\$	100,000
Total Appropriation	\$	145,479,000

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) \$7,404,000 (of which \$2,219,000 shall be from federal funds) shall be expended solely for vendor rate inflationary increases.

(2) \$14,194,000, of which \$10,444,000 shall be from federal funds, shall be expended for child day care payments.

(3) \$28,805,000, of which \$21,260,000 shall be from federal funds, shall be expended for the provision of adult chore service payments: **PROVIDED, That:**

(a) A single application and assessment of need shall be utilized in determining eligibility for and allowable amounts of all chore services. All financially eligible applicants shall have their need for said services fairly and equitably evaluated by a competent, trained person, skilled in the assessment of the conditions and needs of elderly and disabled persons. Applicants shall receive notice of the results of the assessment and informed of their right to a fair hearing as provided in RCW 74.08-.070 and 74.08.080.

(b) The provision of chore services shall be coordinated to the extent practical through one agency of the department to avoid fragmentation of service delivery.

(c) All chore services shall be provided to the extent necessary to assure adequate standards of health and hygiene; to maintain a decent, clean, and safe household; and to meet independent living requirements for eligible persons as determined by the department.

(d) The department shall assure that persons eligible for chore services receive such services promptly after eligibility is determined and on a regularly scheduled basis thereafter.

(e) Chore services shall be provided on an emergency basis when regularly scheduled services have been unexpectedly interrupted.

(f) The scope, amount, and duration of services authorized shall not be changed without good cause and prior notice which informs recipients of their right to a fair hearing.

(g) The department shall assist in the recruiting, training, and supervision of workers to the extent necessary to assure that clients receive chore services reasonably qualified to perform the required tasks.

(h) The department, in carrying out its program, shall assure that payment to providers and workers performing chore services is made on a prompt and regular basis, and that all workers employed under this program are paid at least the federally established minimum wage: **PROVIDED FURTHER, That** recipients of the chore services shall be afforded the following rights and protections:

(i) No recipient shall be discriminated against for reasons of race, sex, age, marital status, language background or fluency, religion, or any mental, physical, or sensory handicap;

(ii) All recipients' rights of privacy and confidentiality shall be respected in the provision of chore services;

(iii) All recipients have the right to receive quality care provided with dignity and consideration from trained chore service workers who are able to communicate with the recipient; and

(iv) All recipients, or their legal guardians, shall have the right to take an active role in the planning and management of such services, including a reasonable choice of providers.

(4) \$161,000 from state funds shall be provided to the department of personnel alcoholism program for state employees stationed in eastern Washington, except that this program shall be initiated in eastern Washington by January 1, 1980; otherwise the funds shall revert to the general fund.

(5) \$866,000, of which \$434,000 shall be from federal funds, shall be expended to provide enhancement of the foster care program, including the establishment of a foster parent's property damage or loss fund, an increase in the clothing allowance, and a children's needs assessment.

(6) Reimbursement to private child caring agencies responsible for foster care placement shall be increased from \$33 per month per child to \$50 per month per child.

NEW SECTION. Sec. 61. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—MEDICAL ASSISTANCE GRANTS PROGRAM

General Fund Appropriation—State	\$	201,114,000
General Fund Appropriation—Federal	\$	148,435,000
Total Appropriation	\$	349,549,000

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) \$23,743,000 (of which \$9,628,000 shall be from federal funds) shall be expended solely for inflationary increases for hospitals.

(2) \$23,236,000 (of which \$10,307,000 shall be from federal funds) shall be expended solely for inflationary increases for medical vendors other than hospitals.

NEW SECTION. Sec. 62. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—PUBLIC HEALTH PROGRAM

General Fund Appropriation—State	\$	20,556,000
General Fund Appropriation—Federal	\$	49,745,000
General Fund Appropriation—Local	\$	400,000
General Fund Appropriation—State and Local Improvements Revolving Account—Water Supply Facilities: Appropriated pursuant to chapter 128, Laws of 1972 ex. sess. (Referendum 27)— Reappropriation	\$	10,814,000
Total Appropriation	\$	81,515,000
Total FTE Staff Years		838

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) \$1,266,000 from state funds shall be used solely for supplemental funding to kidney centers.

(2) \$400,000 from state funds will be used solely to continue the contract for the purchase of cancer research.

(3) Not less than \$674,000 (of which \$506,000 shall be from federal funds) and 42 FTE staff years shall be spent for administration of the early periodic screening, testing, diagnosis, and treatment program (EPSDT).

(a) Local offices are to provide outreach for the EPSDT program.

(b) The department shall develop a screening/billing form to be used by EPSDT providers as a requirement for payment.

(c) The department shall develop a reporting system which will enable follow-up to the EPSDT diagnosis and treatment process.

(d) 2 FTE's shall be used by the department for the coordination and management of the EPSDT program.

NEW SECTION. Sec. 63. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—VOCATIONAL REHABILITATION PROGRAM

General Fund Appropriation—State	\$	7,196,000
General Fund Appropriation—Federal	\$	35,741,000
Total Appropriation	\$	42,937,000
Total FTE Staff Years		658

The appropriation contained in this section shall be subject to the following condition or limitation: \$2,871,000 of which \$2,153,000 shall be federal funds shall be expended for the extended sheltered employment program.

NEW SECTION. Sec. 64. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—ADMINISTRATION AND SUPPORTING SERVICES PROGRAM

General Fund Appropriation—State	\$	52,875,000
General Fund Appropriation—Federal	\$	33,837,000
Total Appropriation	\$	86,712,000
Total FTE Staff Years		2,951

The appropriations contained in this section shall be subject to the following conditions and limitations:

- (1) Not more than \$14,003,000 of which \$8,359,000 shall be federal funds, and 702 FTE's shall be expended for support enforcement.
- (2) Not more than \$2,526,000 of which \$923,000 shall be federal funds, and 104 FTE's shall be expended for fair hearings.
- (3) Not more than \$17,628,000 of which \$5,371,000 shall be federal funds, and 526 FTE's shall be expended for information systems.
- (4) \$115,000 of which \$23,000 shall be federal funds shall be expended to increase the personal needs allowance to \$32.50 per month.

NEW SECTION. Sec. 65. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—COMMUNITY SERVICES ADMINISTRATION PROGRAM

General Fund Appropriation—State	\$	70,935,000
General Fund Appropriation—Federal	\$	103,001,000
Total Appropriation	\$	173,936,000
Total FTE Staff Years		7,792

The appropriations contained in this section shall be subject to the following conditions and limitations:

- (1) Fifty-two FTE's shall be utilized in the delinquency prevention and crisis intervention intake services.
- (2) Not more than 258 FTE staff years and \$7,852,000 (of which \$7,736,000 shall be from federal funds) shall be utilized in the disability insurance benefits section.
- (3) Not more than 306 FTE staff years and \$13,844,000 (of which \$8,901,000 shall be from federal funds) shall be utilized in the medical assistance administration program.
- (4) The department of social and health services shall obtain competitive bids from the private sector for the purpose of the administration of the dental program with medical assistance.

NEW SECTION. Sec. 66. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—REAPPROPRIATIONS

General Fund Appropriation—State	\$	21,357,000
General Fund Appropriation—Federal	\$	15,343,000

Total Appropriation \$ 36,700,000

The appropriations contained in this section shall be subject to the following condition or limitation: These general fund reappropriations shall be for services and supplies not in excess of the unexpended balance of the 1977-1979 allotments for such purpose.

NEW SECTION. Sec. 67. FOR THE DEPARTMENT OF VETERANS AFFAIRS

General Fund Appropriation—State \$ 13,386,000
 General Fund Appropriation—Local \$ 1,593,000
 Total Appropriation \$ 14,979,000

NEW SECTION. Sec. 68. FOR THE PLANNING AND COMMUNITY AFFAIRS AGENCY

General Fund Appropriation—State \$ 3,976,000
 General Fund Appropriation—Federal \$ 10,024,000
 Total Appropriation \$ 14,000,000

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) \$7,035,000 from federal funds and 18.0 FTE staff years shall be expended exclusively to provide support to local agencies' weatherization programs.

(2) \$200,000 from the general fund—state appropriation shall be expended and distributed to border towns within seven air miles of the Canadian border. These moneys shall be disbursed to these communities on the basis of border traffic and historical public impacts of law enforcement problems caused by the border on local budgets. No moneys in this subsection may be used by the planning and community affairs agency for its own purposes in administering these funds.

(3) \$110,000 from the general fund—state appropriation shall be utilized for a grant to the city of Port Angeles to design, construct, and equip a marine laboratory and support facility. Such funds are contingent upon the prior receipt of \$40,000 in private, local, or federal funds.

(4) Up to \$250,000 of the appropriation shall be used exclusively for the provision of the assistance of a special prosecutor on the investigation of indictments linking local government officials to criminal operations: **PROVIDED**, That the total assistance provided pursuant to this section and section 11, chapter 15, Laws of 1979 shall not exceed \$300,000. To the extent possible, this appropriation shall be used to match available federal and local funds for this purpose.

(5) Not more than \$83,000 from the general fund—state appropriation shall be provided as a grant to the city of Dayton to complete the restoration of the historic depot museum and grounds.

(6) Not more than \$380,000 from the state general fund shall be expended exclusively to provide a fifty percent state match for federal funds in the community services program. In the event the federal government requires a lesser state matching rate, an appropriate amount of state general funds shall be placed in allotment reserve for the remainder of the biennium.

(7) \$140,000 of the state general fund appropriation shall be expended exclusively for the continuation of programs of the Washington association of sheriffs and police chiefs.

NEW SECTION. Sec. 69. FOR THE HUMAN RIGHTS COMMISSION

General Fund Appropriation—State \$ 2,967,000
 General Fund Appropriation—Federal \$ 340,000
 Total Appropriation \$ 3,307,000

NEW SECTION. Sec. 70. FOR THE BOARD OF INDUSTRIAL INSURANCE APPEALS

General Fund Appropriation	\$	82,000
Accident Fund Appropriation	\$	1,526,000
Medical Aid Fund Appropriation	\$	1,525,000
Total Appropriation	\$	3,133,000

NEW SECTION. Sec. 71. FOR THE WASHINGTON STATE CRIMINAL JUSTICE TRAINING COMMISSION

General Fund—Criminal Justice Training Account		
Appropriation	\$	3,783,000

NEW SECTION. Sec. 72. FOR THE DEPARTMENT OF LABOR AND INDUSTRIES

General Fund Appropriation—State	\$	7,778,000
General Fund Appropriation—Federal	\$	110,000
General Fund—Crime Victims' Compensation		
Account Appropriation	\$	10,000
Accident Fund Appropriation—State	\$	28,276,000
Accident Fund Appropriation—Federal	\$	366,000
Electrical License Fund	\$	5,888,000
Medical Aid Fund Appropriation	\$	24,647,000
Plumbing Certificate Fund	\$	199,000
Pressure Systems Safety Fund	\$	499,000
Total Appropriation	\$	67,773,000

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) General fund expenditures for the Building and Construction Program together with associated indirect cost and salary increase costs shall not exceed general fund revenue from the Building and Construction Program.

(2) 30 FTE staff years may be expended for electrical licensing and regulation activity.

(3) Expenditures may be made from the general fund—electrical license account in lieu of the electrical license fund until chapter 67, Laws of 1979 1st ex. sess. (ESB 2295) takes effect.

NEW SECTION. Sec. 73. FOR THE BOARD OF PRISON TERMS AND PAROLES

General Fund Appropriation	\$	1,984,000
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NEW SECTION. Sec. 74. FOR THE HOSPITAL COMMISSION

General Fund Appropriation—State	\$	326,000
General Fund Appropriation—Federal	\$	528,000
General Fund—Hospital Commission Account		
Appropriation	\$	557,000
Total Appropriation	\$	1,411,000

The appropriations contained in this section shall be subject to the following condition or limitation: If the federally funded prospective reimbursement project is extended beyond September 30, 1980, state general funds shall be placed in reserve to the extent that state funds can be replaced by federal funds.

NEW SECTION. Sec. 75. FOR THE EMPLOYMENT SECURITY DEPARTMENT

General Fund Appropriation—State	\$	3,083,000
General Fund Appropriation—Federal	\$	173,441,000
General Fund Appropriation—Local	\$	684,000
Administrative Contingency Fund Appropriation—		
Federal	\$	428,000

Unemployment Compensation Administration Fund

Appropriation	\$	81,180,000
Total Appropriation	\$	258,816,000

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) Not more than \$133,000 of the general fund appropriation shall be expended for support of the Washington occupational information system.

(2) Not more than \$68,000 shall be expended for the operation and maintenance of the Buena migrant housing camp.

NEW SECTION. Sec. 76. FOR THE COMMISSION FOR THE BLIND

General Fund Appropriation—State	\$	2,463,000
General Fund Appropriation—Federal	\$	5,090,000
Total Appropriation	\$	7,553,000

NEW SECTION. Sec. 77. FOR THE JAIL COMMISSION

General Fund Appropriation	\$	360,000
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NEW SECTION. Sec. 78. FOR THE STATE ENERGY OFFICE

General Fund Appropriation—State	\$	1,021,000
General Fund Appropriation—Federal	\$	5,140,000
Total Appropriation	\$	6,161,000

The appropriations contained in this section shall be subject to the following condition or limitation: \$1,167,000 of the general fund—federal appropriation shall be expended exclusively by schools, hospitals, units of local governments, and public care institutions for energy conservation programs pursuant to the provisions of the National Energy Conservation Policy Act.

NEW SECTION. Sec. 79. FOR THE OCEANOGRAPHIC COMMISSION

General Fund Appropriation	\$	384,000
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NEW SECTION. Sec. 80. FOR THE COLUMBIA RIVER GORGE COMMISSION

General Fund Appropriation—State	\$	5,000
General Fund Appropriation—Federal	\$	26,000
Total Appropriation	\$	31,000

NEW SECTION. Sec. 81. FOR THE DEPARTMENT OF ECOLOGY

General Fund Appropriation—State	\$	18,212,000
General Fund Appropriation—Federal	\$	8,907,000
General Fund—Special Grass Seed Burning Research Account Appropriation	\$	15,000
General Fund—Reclamation Revolving Account Appropriation	\$	874,000
General Fund—Litter Control Account Appropria- tion	\$	3,344,000
Stream Gaging Basic Data Fund Appropriation	\$	197,000
General Fund—State and Local Improvements Revolving Account—Waste Disposal Facilities: Appropriated pursuant to chapter 127, Laws of 1972 ex. sess. (Referendum 26)	\$	100,918,000
General Fund—Water Pollution Control Facilities Account Appropriation	\$	50,000
General Fund—State and Local Improvements Revolving Account—Water Supply Facilities: Appropriated pursuant to chapter 128, Laws of 1972 ex. sess. (Referendum 27)	\$	14,146,000

General Fund—Emergency Water Project Revolving
Account Appropriation (These funds will be a reap-
propriation of projects approved in the 1977-79

operating budget)	\$	200,000
Total Appropriation	\$	146,863,000

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) \$1,142,000 in state funds from this appropriation shall be expended by the department of ecology for matching purposes for activated air pollution control authorities, and if such authorities do not expend an equal amount to match these funds during the 1979-81 biennium, such unmatched unexpended state funds shall be available to the department.

(2) Up to \$1,464,000 from federal air pollution control grant funds shall be made available to activated air pollution control authorities in the state as directed by the federal environmental protection agency.

(3) \$235,000 of the general fund appropriation—state shall be expended within the field operations program for the Washington state conservation commission for ongoing commission staff functions, including those responsibilities related to the implementation phase of section 208, P.L. 92-500, the federal clean water act.

(4) On or before October 1, 1979, the department of ecology shall file with the ways and means committee of the senate and the appropriations committee of the house of representatives a master compilation by project type of those projects proposed for funding during the 1979-81 biennium from the appropriations for waste disposal facilities and municipal and industrial water supply facilities. The department shall submit updates for the master compilation to such committees at six month intervals during the 1979-81 biennium. The updates shall reflect project completions, deletions, substitutions, or additions made during the course of administering such projects. If the department proposes to change or modify any project list on the master compilation, it shall give the senate ways and means committee and the house appropriations committee thirty days written notice of such change or modification prior to the expenditure or obligation of any funds appropriated by this section. The department shall inform such committees as soon as practicable of emergent federal action which has any effect whatsoever on the appropriations for waste disposal facilities and water supply facilities.

(5) The appropriation from the state and local improvements revolving account—municipal and industrial water supply facilities may be expended to pay up to fifty percent of the eligible cost of any project, as a grant or loan or combination thereof. Also, the department may loan up to one hundred percent of the eligible costs of preconstruction activities and the department may provide up to one hundred percent of the costs necessary to meet the conditions required to receive federal funds.

(6) The appropriation from the state and local improvements revolving account—waste disposal facilities may be expended by the department to pay for up to fifty percent of the eligible cost of any project, as a grant or loan or combination thereof, for waste water treatment or disposal, agricultural pollution, lake rehabilitation, or solid waste management facilities. The department is hereby authorized to provide up to one hundred percent of the costs necessary to meet the conditions required to receive federal funds.

(7) Not more than \$500,000 of the state general fund appropriations shall be expended for an auto emissions inspection program, contingent upon the passage of House Bill No. 298.

NEW SECTION. Sec. 82. FOR THE POLLUTION CONTROL HEARINGS BOARD

General Fund Appropriation \$ 542,000

NEW SECTION. Sec. 83. FOR THE ENERGY FACILITY SITE EVALUATION COUNCIL

General Fund Appropriation—State \$ 505,000
 General Fund Appropriation—Private/Local \$ 863,000
 Total Appropriation \$ 1,368,000

NEW SECTION. Sec. 84. FOR THE SHORELINES HEARING BOARD

General Fund Appropriation \$ 41,000

The appropriation contained in this section shall be subject to the following condition or limitation: \$19,000 is to be used exclusively for court reporting costs.

NEW SECTION. Sec. 85. FOR THE STATE PARKS AND RECREATION COMMISSION

General Fund Appropriation—State \$ 24,749,000
 General Fund Appropriation—Federal \$ 100,000
 General Fund Appropriation—Private/Local \$ 258,000
 General Fund—Trust Land Purchase Account
 Appropriation \$ 2,522,000
 General Fund—Winter Recreation Parking Account
 Appropriation \$ 64,000
 General Fund—Outdoor Recreation Account Approp-
 riation \$ 70,000
 Motor Vehicle Fund Appropriation \$ 800,000
 Total Appropriation \$ 28,563,000

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) No currently operating state park will be closed due to budgetary constraints.

(2) The commission shall make no contractual agreements or receive any donation of real property or an interest therein which commits the commission to either assuming on a current basis or to requesting funds at a future time for operating, development, or acquisition costs without prior approval of the senate ways and means committee and house appropriations committee.

(3) \$155,000 shall be expended within the park operation program for continuation of contractual agreements with Grays Harbor and Pacific counties for beach patrol and law enforcement on North Beach, South Beach, and Long Beach.

(4) Not more than \$900,000 of the trust land purchase account appropriation shall be expended to purchase the state-owned Heart Lake property located in section 36, township 35 north, range 1 east W.M. located in Skagit county if such amount is equal to or more than the fair market value of the property.

(5) Not more than \$15,000 shall be expended for the purpose of making a grant to the port of Skagit county for the operation of the historical railway from Sedro Woolley to Concrete. Any portion of the grant not spent ending June 30, 1981, shall be returned to the general fund of the state of Washington. Any net profit, up to the amount expended in the grant to the port of Skagit county for the operation of the historical railway, but not to exceed \$15,000, earned by the railway ending June 30, 1981, shall be reimbursed to the general fund of the state of Washington.

(6) Not more than \$228,000 shall be expended for an experimental campsite reservation system for Washington residents.

(7) Not more than \$80,000 shall be expended for operation of the Goldendale observatory.

NEW SECTION. Sec. 86. FOR THE OFFICE OF ARCHAEOLOGY AND HISTORIC PRESERVATION

General Fund Appropriation—State	\$	100,000
General Fund Appropriation—Federal	\$	2,340,000
General Fund—State and Local Improvements Revolving Account Appropriation—Public Rec- reation Facilities: Appropriated pursuant to section 4(3), chapter 129, Laws of 1972 ex. sess.	\$	432,000
Total Appropriation	\$	2,872,000

NEW SECTION. Sec. 87. FOR THE INTERAGENCY COMMITTEE FOR OUTDOOR RECREATION

General Fund—Outdoor Recreation Account Appro- priation	\$	27,997,000
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The appropriation contained in this section shall be subject to the following condition or limitation: Not more than \$1,094,000 is to be expended for administration.

NEW SECTION. Sec. 88. FOR THE DEPARTMENT OF COMMERCE AND ECONOMIC DEVELOPMENT

General Fund Appropriation—State	\$	3,777,000
General Fund Appropriation—Federal	\$	213,000
Motor Vehicle Fund Appropriation	\$	380,000
Total Appropriation	\$	4,370,000

NEW SECTION. Sec. 89. FOR THE DEPARTMENT OF FISHERIES

General Fund Appropriation—State	\$	35,288,000
General Fund Appropriation—Federal	\$	4,154,000
General Fund Appropriation—Private/Local	\$	1,241,000
General Fund—Lewis River Hatchery Account Appropriation	\$	28,000
Vessel, Gear, License, and Permit Reduction Fund Appropriation	\$	756,000
Total Appropriation	\$	41,467,000

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) Not more than \$348,000 of the general fund—state appropriation may be used for renovation of the Olympia office.

(2) The appropriations contained in this section shall include \$300,000 directed to a volunteer cooperative salmon enhancement program. No compensation shall be given by the department to volunteer participants in the program: PROVIDED, That fertilized salmon eggs and other necessary materials shall be furnished at no cost.

NEW SECTION. Sec. 90. FOR THE DEPARTMENT OF GAME

General Fund Appropriation—State	\$	29,000
General Fund—ORV (Off-Road Vehicle) Account Appropriation	\$	101,000
Game Fund Appropriation—State	\$	27,151,000
Game Fund Appropriation—Federal	\$	6,483,000
Game Fund Appropriation—Private/Local	\$	686,000
Game Special Wildlife Account Appropriation	\$	163,000
Total Appropriation	\$	34,613,000

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) \$42,000 of the state game fund—state appropriation shall be transferred to the Silver Lake flood control district in Cowlitz county to defray legal costs associated with construction and operation of a regulating structure stabilizing the level of water in Silver Lake.

(2) Not more than \$5,180,000 of this appropriation shall be expended in the administration program.

(3) The department shall make no contractual agreements or receive any donation of real property or an interest therein which commits the department to either assuming on a current basis or to requesting funds at a future time for operating, development, or acquisition costs without prior approval of the senate ways and means committee and house appropriations committee.

NEW SECTION. Sec. 91. FOR THE DEPARTMENT OF NATURAL RESOURCES

General Fund Appropriation—State	\$	21,652,000
General Fund Appropriation—Federal	\$	452,000
General Fund—ORV (Off-Road Vehicle) Account		
Appropriation	\$	2,583,000
General Fund—Forest Development Account Approp-		
riation	\$	10,016,000
General Fund—State Timber Reserve Account		
Appropriation	\$	2,338,000
General Fund—Landowner Contingency Forest Fire		
Suppression Account Appropriation	\$	1,000,000
General Fund—Resource Management Cost Account		
Appropriation	\$	36,994,000
General Fund—Outdoor Recreation Account Approp-		
riation	\$	1,201,000
Total Appropriation	\$	76,236,000

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) \$1,842,000 of the general fund—state appropriation shall be expended exclusively for emergency forest fire suppression. Such funds shall also be available for interfund loans with the landowners forest fire suppression account.

(2) The recreation program shall be split into two elements for accounting and allotment purposes: Maintenance and capital enhancement.

(3) \$250,000 of the general fund—state appropriation shall be expended by the department in a program directed toward the eradication of the star thistle weed (*centaurea solstitialis*), knapweed (*centaurea L.*), and bindweed (*convolvulus*). The department shall provide a one-third state share for problem areas to such lands which are privately owned if participating counties and individual landowners provide their equal one-third shares, and not to exceed \$30,000 for cooperative studies for control, demonstration plots, application rates, and timing, with the department of forestry and range management at Washington State University.

(4) \$1,443,000 of the general fund—state appropriation, \$89,000 of the forest development account appropriation, and \$1,215,000 of the resource management cost account appropriation shall be expended within the forest rehabilitation program for the operation of Clearwater, Larch Mountain, Indian Ridge, and Skagit county honor camps. However, \$264,000 of the general fund—state appropriation, \$15,000 of the forest development account appropriation, \$219,000 of the resource management cost account appropriation and 9 FTE staff years shall not be expended until the Skagit county honor camp is fully constructed and operating in conjunction with the department of social and health services.

(5) Up to \$2,000,000 of the forest development account appropriation shall be used as available in place of the resource management cost account appropriation

with the replaced resource management cost account reverting to reserve not to be expended for any purpose.

(6) Not more than \$1,700 shall be expended for costs associated with the state board of geographic names.

(7) The department shall submit a report to the legislature detailing the findings of the mineral resource inventory no later than January 1, 1981.

(8) The department shall not use any funds appropriated by this section to purchase the services of independent fee appraisers for the purpose of reappraising the value of leased lands located within harbor areas which are devoted principally to water-dependent recreational use, except where necessary in the defense of a legal proceeding brought against the department.

NEW SECTION. Sec. 92. FOR THE FOREST PRACTICES APPEALS BOARD

General Fund Appropriation	\$	68,000
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NEW SECTION. Sec. 93. FOR THE DEPARTMENT OF AGRICULTURE

General Fund Appropriation—State	\$	7,989,000
General Fund Appropriation—Federal	\$	498,000
General Fund—Feed and Fertilizer Account Appropriation	\$	22,000
Fertilizer, Agricultural, Mineral and Lime Fund Appropriation	\$	324,000
Commercial Feed Fund Appropriation—State	\$	314,000
Commercial Feed Fund Appropriation—Federal	\$	24,000
Seed Fund Appropriation	\$	763,000
Nursery Inspection Fund Appropriation	\$	266,000
Grain and Hay Inspection Fund Appropriation	\$	7,352,000
Total Appropriation	\$	17,552,000

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) Not more than \$180,000 of the general fund appropriation—state shall be expended by the department for its one-third share for the special tansy ragwort control program in conjunction with those county noxious weed control boards which have placed tansy ragwort on their noxious weed list. Continued state expenditures are conditioned on the continuation of payment of an equal one-third share by participating county noxious weed control boards and individual landowners. No county noxious weed control board or individual landowners shall be eligible for the state's one-third share unless such board or landowner has developed a range management program approved by the department in cooperation with the appropriate local or other agency responsible for the conservation. \$30,000 of the \$180,000 shall be expended in cooperation with Washington State University for research into seed physiology and morphology as related to herbicide effects and the effects of mineral supplementation on pyrrolizidine alkaloid toxicity of tansy ragwort (*Senecio-Jacobaea*).

(2) \$10,000 of the general fund appropriation—state shall be expended for the continued implementation of the starling control program.

(3) Not more than \$460,000 of the general fund appropriation—state shall be expended to provide for brucellosis vaccinations, by veterinarians in private practice, to beef and dairy cattle in order to suppress the disease. Not more than \$40,000 of the general fund appropriation—state shall be expended for administration of this program. The department of agriculture shall make known the program and shall encourage beef and dairy cattle operations to participate. The department shall supply necessary vaccine and other materials certifying vaccination. The department

shall adopt rules, including a schedule of costs, which shall not allow separate reimbursement to veterinarians of "trip" fees or mileage expense nor injection paraphernalia. Maximum reimbursement shall be \$2 per vaccination.

NEW SECTION. Sec. 94. FOR THE STATE PATROL

General Fund Appropriation	\$	9,994,000
Motor Vehicle Fund Appropriation.....	\$	69,897,000
Total Appropriation	\$	79,891,000

NEW SECTION. Sec. 95. FOR THE VEHICLE EQUIPMENT SAFETY COMMISSION

Highway Safety Fund Appropriation	\$	8,000
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NEW SECTION. Sec. 96. FOR THE TRAFFIC SAFETY COMMISSION

Highway Safety Fund Appropriation—State	\$	169,000
Highway Safety Fund Appropriation—Federal	\$	7,980,000
Total Appropriation	\$	8,149,000

NEW SECTION. Sec. 97. FOR THE DEPARTMENT OF LICENSING

General Fund Appropriation	\$	8,132,000
General Fund—Architects' License Account Approp- riation	\$	149,000
General Fund—Commercial Automobile Driver Training School Account Appropriation	\$	4,000
General Fund—Opticians' Account Appropriation	\$	28,000
General Fund—Optometry Account Appropriation.....	\$	74,000
General Fund—Professional Engineers' Account Appropriation	\$	418,000
General Fund—Real Estate Commission Account Appropriation	\$	2,312,000
General Fund—Sanitarians' Licensing Account Appropriation	\$	16,000
General Fund—Board of Psychological Examiners Account Appropriation	\$	36,000
Game Fund Appropriation	\$	85,000
Highway Safety Fund Appropriation	\$	24,508,000
Motor Vehicle Fund Appropriation.....	\$	21,058,000
Motor Vehicle Fund—Vehicle Title Guarantee Account Appropriation	\$	12,000
Total Appropriation	\$	56,832,000

The appropriations contained in this section shall be subject to the following condition or limitation: Not more than \$1,698,000 shall be expended for the business licensing center.

NEW SECTION. Sec. 98. FOR THE COUNTY ROAD ADMINISTRATION BOARD

Motor Vehicle Fund Appropriation.....	\$	190,000
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NEW SECTION. Sec. 99. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION (INCLUDING THE STATE BOARD FOR EDUCATION)

General Fund Appropriation—State.....	\$	11,906,000
General Fund Appropriation—Federal.....	\$	6,288,000
General Fund—Traffic Safety Education Account Appropriation	\$	378,000
Total Appropriation	\$	18,572,000

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) Not more than \$378,000 shall be expended for the state office administration of the traffic safety education program.

(2) Not more than \$30,000 shall be expended to collect enrollment data from all private elementary and secondary schools commencing with the 1979-80 school year.

(3) The superintendent shall contract for services relating to proprietary educational clinics as an alternative education program for high school dropouts for not more than \$1,300,000 from funds appropriated by this section.

(4) Local school districts may use funds appropriated pursuant to section 100 of this act for the support of instructional and public broadcasting.

(5) Not more than \$600,000 from the appropriation contained in section 100 of this act shall be used exclusively to match federal funds allocated to the state under the provisions of sections 120 and 130 of Public Law 94-482 for the purpose of providing special vocational programs for the disadvantaged.

(6) Not less than \$72,000 of state funds shall be expended to implement the provisions of chapter 28A.85 RCW.

NEW SECTION. Sec. 100. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—BASIC EDUCATION ALLOCATION FOR FISCAL YEARS 1980 AND 1981

General Fund Appropriation \$ 2,063,520,000

The appropriation contained in this section shall be subject to the following conditions and limitations:

(1) No district may grant from any fund source whatsoever any percentage salary increase greater than that provided in sections 100, 102, 103, and 106 of this act.

(2) The allocation of moneys for a basic education allocation per annual average full time equivalent student for the 1979-80 school year shall be at 100% of formula and 100% of formula in the 1980-81 school year. One hundred percent of formula for each school district shall be determined by the superintendent of public instruction as follows:

(a) Respecting certificated employees: A numerical allocation of one certificated staff unit shall be established for each average annual twenty full time equivalent kindergarten, elementary, and secondary students, excluding secondary vocational full time equivalent students enrolled in a vocational program approved by the superintendent of public instruction.

(b) Respecting certificated employees: A numerical allocation of one certificated staff unit shall be established for each average annual sixteen and sixty-seven one-hundredths full time equivalent students enrolled in a vocational education program approved by the superintendent of public instruction.

(c) Respecting certificated employees: Numerical allocations of certificated staff units shall be established for districts enrolling not more than one hundred average annual full time equivalent students and for small school plants within any school district, which small plants have been judged to be remote and necessary by the state board of education as follows:

(i) For grades K-6, for enrollments of not more than sixty annual average full time equivalent students, three certificated staff units;

(ii) For grades K-6, for enrollments above sixty annual average full time equivalent students, additional certificated staff units based upon a ratio of one certificated staff unit per twenty annual average full time equivalent students;

(iii) For grades 7 and 8, for enrollments of not more than twenty annual average full time equivalent students, one certificated staff unit;

(iv) For grades 7 and 8, for enrollment above twenty annual average full time equivalent students, additional certificated staff units based upon a ratio of one certificated staff unit per twenty annual average full time equivalent students.

(d) Respecting certificated employees: Numerical allocations of certificated staff units shall be established for districts operating high schools with enrollments of not more than three hundred average annual full time equivalent students as follows:

(i) Nine and one-half certificated staff units for the first sixty annual average full time equivalent students;

(ii) Additional certificated staff units based upon a ratio of one certificated staff unit per forty-three and one-half average annual full time equivalent students.

(e) Total certificated compensation entitlement for school year 1979-80 shall be the sum of the following subsections:

(i) Maintenance of compensation shall be calculated using each district's 1978-79 base salary established in section 101 of this act times the number of certificated staff units generated in subsection (2)(a) through (d) of this section in each district times each district's particular 1979-80 average staff mix factor improved by seven and forty-three hundredths percent;

(ii) Total salary increase compensation for each district shall be calculated by multiplying the 1978-79 base salary times the total number of staff units generated in subsection (2)(a) through (d) of this section times the 1979-80 average staff mix factor, times the percentage salary increase for each district pursuant to section 102 of this act improved by six and thirteen hundredths percent; and

(iii) Health benefits shall be calculated at the rate of \$85 per month per certificated full time equivalent staff units generated in subsection (2)(a) through (d) of this section.

(f) Total certificated compensation entitlement for school year 1980-81 shall be equal to the sum of the following subsections:

(i) Maintenance of compensation shall be calculated by using each district's 1978-79 base salary established in section 101 of this act improved by the percentage salary increase for each district pursuant to section 102 of this act, times the number of staff units generated in subsection (2)(a) through (d) of this section times each district's particular 1980-81 average staff mix factor improved by seven and seventy-eight hundredths percent;

(ii) Total salary increase compensation for each district shall be calculated by multiplying the 1978-79 base salary times the total number of staff units generated in subsection (2)(a) through (d) of this section times the 1980-81 average staff mix factor, improved by the percentage salary increase pursuant to section 102 of this act, times the percentage salary increase pursuant to section 103 of this act improved by six and forty-eight hundredths percent; and

(iii) Health benefits shall be calculated at the rate of \$95 per month per certificated full time equivalent staff units generated in subsection (2)(a) through (d) of this section.

(g) Respecting classified employees: A numerical allocation of one classified staff unit for each three certificated staff units as computed for the purposes of subsections (2) (a), (c) and (d) of this section, and one classified staff unit for each sixty vocational full time equivalent students, for each school district shall be established.

(h) Total 1979-80 basic education classified compensation entitlement for each district shall be equal to the sum of the following:

(i) Maintenance of classified compensation shall be equal to the staff units generated in subsection (2)(g) of this section times the 1978-79 average classified salary established in section 104 of this act improved by nineteen and thirty-one hundredths percent;

(ii) Total salary increase compensation shall be equal to the 1978-79 average classified salary established in section 104 of this act times the classified units established in subsection (2)(g) of this section times eight percent salary increase improved by thirteen and thirteen hundredths percent; and

(iii) Health benefits shall be calculated at the rate of \$85 per month per classified full time equivalent staff units generated in subsection (2)(g) of this section.

(i) Total 1980-81 basic education classified compensation entitlement for each district shall be equal to the sum of the following:

(i) Maintenance of classified compensation shall be equal to the staff units generated in subsection (2)(g) of this section times the 1978-79 average classified salary for each district improved by eight percent improved by nineteen and sixty-six hundredths percent;

(ii) Total salary increase compensation shall be equal to the 1978-79 average classified salary for each district improved by eight percent times the number of staff units established in subsection (2)(g) of this section, times six percent salary increase improved by thirteen and forty-eight hundredths percent; and

(iii) Health benefits shall be calculated at the rate of \$95 per month per classified full time equivalent staff units generated in subsection (2)(g) of this section.

(j) Respecting nonemployee related costs: The allocation of additional moneys for nonemployee related costs for the 1979-80 school year shall utilize the number of certificated staff units as computed for the purposes of subsections (2) (a), (c), and (d) of this section, multiplied by \$3,910 for each such certificated staff unit and shall utilize the number of certificated staff units computed for the purposes of subsection (2)(b) of this section, multiplied by \$6,893 for each such certificated staff unit.

(k) Respecting nonemployee related costs: The allocation of additional moneys for nonemployee related costs for the 1980-81 school year shall utilize the number of certificated staff units as computed for the purposes of subsections (2) (a), (c), and (d) of this section, multiplied by \$4,184 for each such certificated unit and shall utilize the number of certificated staff units computed for the purposes of subsection (2)(b) of this section multiplied by \$7,375 for each such certificated staff unit.

(3) Not more than \$10,460,000 of the appropriation contained in this section shall be expended for districts which experience an enrollment decline in the 1979-80 school year from the 1978-79 base enrollment level and in the 1980-81 school year from the 1979-80 base enrollment level. The superintendent of public instruction shall distribute funds based on certificated staff units in the 1979-80 and 1980-81 school years to such districts on the basis of current school year enrollment plus one-half the amount of the enrollment decline from the prior school year level. The superintendent of public instruction in ascertaining the full time equivalent enrollment under this section for any school district declining in enrollment at a rate of at least four percent, or three hundred full time equivalent students, whichever is less, from the immediately preceding school year, shall increase the enrollment as otherwise herein computed by fifty percent of the full time equivalent pupil enrollment loss from the previous school year.

(4) The superintendent of public instruction shall distribute not more than \$19,507,000 of the funds appropriated by this section, outside of the basic education allocation to school districts as follows:

(a) For school district emergencies, not more than \$500,000.

(b) For fire protection districts at a rate of \$1.00 per year for each student attending a school located in an unincorporated area within a fire protection district as mandated by RCW 52.36.020; not more than \$280,000 for the 1979-80 school year and not more than \$280,000 for the 1980-81 school year.

(c) Not more than \$6,138,000 shall be expended for extracurricular and extended duty pay to be distributed on the basis of \$85 per state funded full time

equivalent certificated staff per year in the following programs: Basic education, secondary vocational education, general support, handicapped, and special needs.

(d) For substitute teachers, to be distributed to districts on the basis of the number of state supported employees who are classroom teachers; for fiscal year 1980, an amount not to exceed \$5,447,000 and for fiscal year 1981, an amount not to exceed \$6,562,000: PROVIDED, That such distribution shall be for not more than five days per classroom teacher and shall be reimbursable at a rate of forty dollars per day exclusively for sick leave days taken.

(e) Not more than \$300,000 for nonhigh school district billings for documented shortages caused by application of the levy lid act, chapter 325, Laws of 1977 ex. sess.

NEW SECTION. Sec. 101. For purposes of determining the 1978-79, 1979-80, and 1980-81 school year base certificated salary by district, the following definitions shall apply:

(1) Basic education certificated staff includes all full time equivalent certificated staff in the following programs:

- (a) Basic education (program 00);
- (b) Secondary vocational education (program 30);
- (c) General support (program 97).

(2) Average 1978-79 basic education certificated staff salaries means the total 1978-79 actual salaries reimbursed such staff divided by the total number of such full time equivalent basic education certificated staff.

(3) The staff mix factor table developed by the legislative evaluation and accountability program committee (LEAP) (reference LEAP Document 1) shall be employed to calculate each district's base salary for basic education certificated staff.

(4) The average staff mix factor for 1978-79, 1979-80, and 1980-81 for each district shall be calculated using the staff referenced in subsection (1) of this section for the respective school year and the table referenced in subsection (3) of this section.

(5) Each district's particular 1978-79 certificated base salary shall be calculated by dividing each district's average basic education certificated staff salaries by each district's particular average staff mix factor.

NEW SECTION. Sec. 102. (1) Certificated base salary increases for the 1979-80 school year shall be calculated on the basis of each district's 1978-79 certificated base salaries as defined in section 101 of this act.

(2) The superintendent shall establish a 1978-79 state average certificated base salary.

(3) Those school districts whose certificated 1978-79 base salary is below the state average base salary shall be entitled to receive an eight and one-half percent increase.

(4) Those school districts having 1978-79 base certificated salaries above the state average base salary shall be entitled to a six percent increase.

NEW SECTION. Sec. 103. (1) Certificated base salary increases for the 1980-81 school year shall be calculated on the basis of each district's 1979-80 base salaries as defined in subsection (3) of this section.

(2) The 1979-80 average state certificated base salary shall equal the 1978-79 state average certificated base salary improved by 7.07%.

(3) The 1979-80 base salaries shall be derived using the 1978-79 certificated base salaries adjusted by salary increases authorized by section 102 of this act.

(4) Those school districts whose certificated 1979-80 base salary is below the state average base salary shall be entitled to receive an eight and one-half percent increase.

(5) Those school districts having 1979-80 base certificated salaries above the 1979-80 state base average salary shall be entitled to a six percent increase.

NEW SECTION. Sec. 104. For purposes of determining 1979-80 and 1980-81 school year classified salary by district, the following shall apply: School year 1978-79 basic education average classified salaries in each district shall be equal to the sum of each district's full time equivalent staff's classified salaries divided by the total number of such full time equivalent staff in the following programs:

- (1) Basic education (program 00);
- (2) General support (program 97);
- (3) Secondary vocational education (program 30).

NEW SECTION. Sec. 105. **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION**

General Fund Appropriation \$ 34,852,000

The appropriation contained in this section shall be subject to the following condition or limitation: The appropriation contained in this section shall be expended for classified and certificated salary and fringe benefit increases and health benefits for state-funded classified and certificated staff not funded through the basic education allocation of section 100 of this act: **PROVIDED**, That certificated and classified staff of a district shall be eligible for the same percentage salary and fringe benefit increases and health benefit rates specified in this act for certificated and classified staff in a particular district funded through the basic education allocation: **PROVIDED FURTHER**, That staff employed by an educational service district shall be entitled to salary and fringe benefit increases based on a 7% salary increase in each year.

NEW SECTION. Sec. 106. Notwithstanding any other provision of this act, local districts whose base salaries during the 1979-80 school year or 1980-81 school year are less than the state-wide average base salary for certificated staff, as determined in sections 102 and 103 of this act, may use: (1) Special levy funds, and/or (2) ending cash balances from the prior school year, to provide additional salary increases to state-funded certificated and classified employees, the total therefrom not to exceed one and one-half percent of the prior school year's actual average district salary.

NEW SECTION. Sec. 107. The appropriations, and all conditions and limitations to the appropriations, contained in sections 100 through 106 of this act are subject to the following: Each school district which receives fall 1979 or calendar year 1980 maintenance and operation excess tax levy collections, or both, shall reduce the levy and collection of any maintenance and operation excess tax levy now or hereafter authorized for collection in 1980 as a condition to the receipt of one hundred percent of the district's state-funded portion of the district's basic education allocation for the 1979-80 school year, as follows:

(1) If a district receives maintenance and operation levy collections in the fall of 1979, an amount of funds from such collections equal to eight percent of the district's 1979-80 basic education allocation pursuant to RCW 28A.41.130 multiplied by such district's fall tax collection percentage rate as determined by the superintendent of public instruction or the amount of the district's fall 1979 collections, whichever amount is less, shall be held in an unencumbered status for expenditure for maintenance and operation relief in a subsequent school year: **PROVIDED**, That the amount of any 1980 maintenance and operation excess levy now or hereafter authorized and collectible in calendar year 1980 in accordance with RCW 84.52.053 and 84.52.0531 for collection in calendar year 1980 shall be reduced by the amount of eight percent of such district's 1979-80 basic education allocation or the amount authorized, whichever is less.

(2) The superintendent of public instruction shall withhold from each district's state funded basic education allocation entitlement for 1979-80 an amount equal to the amount the district's calendar year 1980 maintenance and operation excess tax levy is to be reduced pursuant to this section minus the amount in which the district actually reduced the levy and collection of any such taxes.

NEW SECTION. Sec. 108. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR PUPIL TRANSPORTATION

General Fund Appropriation \$ 145,847,000

The appropriation contained in this section shall be subject to the following conditions and limitations:

(1) The superintendent shall not distribute more than \$70,237,000 to local school districts for pupil transportation during the 1979-80 school year.

(2) Not more than \$534,000 shall be expended for regional transportation coordinators.

(3) Not more than \$77,000 shall be expended for driver training.

(4) \$261,000 shall be transferred to the department of transportation for allocation to existing mass transit municipalities to conduct feasibility studies to determine the advantages, if any, of consolidating or integrating all or any part of the K-12 pupil transportation system within the boundaries of the municipality: **PROVIDED**, That not less than \$30,000 shall be allocated to the Grays Harbor transportation authority to be used as a pilot study.

(5) Not more than \$105,000 shall be expended for the continued planning, development and evaluation of the regional transportation model by educational service district no. 121; and not more than \$60,000 shall be expended for administrative and organizational services by educational service district no. 121 in the implementation of the regional transportation model: **PROVIDED**, That the superintendent of public instruction shall explicitly approve such contracts: **PROVIDED FURTHER**, That regular reports shall be made to the legislative budget committee: **PROVIDED FURTHER**, That no funds for the implementation of the regional transportation model shall be expended without the recommendation of the legislative budget committee.

NEW SECTION. Sec. 109. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR VOCATIONAL-TECHNICAL INSTITUTES AND ADULT EDUCATION AT VOCATIONAL-TECHNICAL INSTITUTES

General Fund Appropriation \$ 34,706,000

NEW SECTION. Sec. 110. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR SCHOOL FOOD SERVICE PROGRAMS

General Fund Appropriation—State \$ 6,497,000
 General Fund Appropriation—Federal \$ 60,893,000
 Total Appropriation \$ 67,390,000

NEW SECTION. Sec. 111. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR HANDICAPPED EXCESS COSTS

General Fund Appropriation—State \$ 124,545,000
 General Fund Appropriation—Federal \$ 26,521,000
 Total Appropriation \$ 151,066,000

The appropriations contained in this section shall be subject to the following condition or limitation: The superintendent of public instruction shall implement for the 1980-81 school year a new full cost allocation model to fulfill the provisions of P.L. 94-142.

NEW SECTION. Sec. 112. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR THE TRAFFIC SAFETY PROGRAM

General Fund—Traffic Safety Education Account

Appropriation \$ 13,614,000

The appropriation contained in this section shall be subject to the following condition or limitation: Not more than \$392,000 shall be expended for traffic safety education coordinators.

NEW SECTION. Sec. 113. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR EDUCATIONAL SERVICE DISTRICTS

General Fund Appropriation \$ 9,386,000

NEW SECTION. Sec. 114. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR THE SPECIAL NEEDS PROGRAM

General Fund Appropriation—State \$ 26,300,000

General Fund Appropriation—Federal \$ 6,000,000

Total Appropriation \$ 32,300,000

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) Not more than \$4,500,000 shall be expended for pupils whose primary language is other than English and whose English language skills are sufficiently deficient or absent to impair learning when taught only in English, but shall not include pupils who are equally or almost equally competent in English.

(2) Not more than \$12,000,000 of state general funds shall be expended for the implementation of Substitute House Bill No. 663.

(3) Not more than \$7,300,000 shall be expended to implement the provisions of RCW 28A.41.270 through 28A.41.290: PROVIDED, That not more than \$750,000 from this appropriation may be used for Project Excel community involvement pilot projects in selected school districts.

(4) Not more than \$2,500,000 shall be expended on programs for gifted students, of which the superintendent shall contract \$230,000 for services to support an approved gifted program to be conducted at Fort Worden state park.

NEW SECTION. Sec. 115. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR STATE INSTITUTIONAL EDUCATION PROGRAMS

General Fund Appropriation—State \$ 13,330,000

General Fund Appropriation—Federal \$ 3,316,000

Total Appropriation \$ 16,646,000

NEW SECTION. Sec. 116. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR CULTURAL ENRICHMENT PROGRAMS

General Fund Appropriation \$ 1,501,000

NEW SECTION. Sec. 117. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR THE PACIFIC SCIENCE CENTER

General Fund Appropriation \$ 300,000

NEW SECTION. Sec. 118. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR COMPREHENSIVE PLANNING AND DEVELOPMENT

General Fund Appropriation \$ 144,000

NEW SECTION. Sec. 119. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR THE ENUMERATED PURPOSES

General Fund Appropriation—Federal \$ 97,443,000

Elementary and Secondary

Education Act of 1965 \$ 93,338,000

Education of Indian Children \$ 1,625,000

Adult Basic Education \$ 2,480,000

NEW SECTION. Sec. 120. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR THE ENVIRONMENTAL EDUCATION PROGRAM

General Fund Appropriation \$ 576,000

The appropriation contained in this section shall be subject to the following condition or limitation: The revenue from fees received in conjunction with this program shall be retained by educational service district No. 113 for the exclusive support of the Cispus Environmental Education Center.

NEW SECTION. Sec. 121. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR THE ENCUMBRANCE OF FEDERAL GRANTS

General Fund Appropriation—Federal \$ 24,221,000

NEW SECTION. Sec. 122. COMMUNITY COLLEGE EDUCATION

The appropriations contained in sections 124 through 128 of this act shall be subject to the following conditions and limitations:

(1) The formula funding levels for each year of the biennium are:

(a) Instruction program:

- (i) 72% of formula entitlement for faculty staffing;
- (ii) 51.5% of formula entitlement for support staff and operations;

(b) Library program:

- (i) 50% of formula entitlement for staffing;
- (ii) 60% of formula entitlement for resources; and
- (iii) 100% of formula entitlement for binding;

(c) Student services program 55.8% of formula entitlements; and

(d) Plant operation and maintenance program:

- (i) 100% of formula entitlement for fixed costs; and
- (ii) 60% of formula entitlement for variable costs.

(2) The state board for community college education is authorized to transfer up to 5% of the funds generated by the formula entitlements set forth in subsection (1) of this section between programs, upon review and approval by the office of financial management.

(3) The community college system shall cooperate with the state energy office and participate in the programs established by Title III of the National Energy Conservation Policy Act.

(4) The state board for community college education is authorized and directed to provide each student, upon payment of such student's tuition, a statement containing information showing the amount of dollar support provided by state taxpayers toward the cost of the education provided to an average full time equivalent student.

(5) The community college system may provide student employees equivalent percentage salary increases.

NEW SECTION. Sec. 123. FOR THE STATE BOARD FOR COMMUNITY COLLEGE EDUCATION—FOR THE ADMINISTRATION AND GENERAL EXPENSE PROGRAM

General Fund Appropriation \$ 2,428,000

NEW SECTION. Sec. 124. FOR THE STATE BOARD FOR COMMUNITY COLLEGE EDUCATION—FOR THE INSTRUCTIONAL SERVICES PROGRAM

General Fund Appropriation \$ 197,098,000

The appropriation contained in this section shall be subject to the following conditions and limitations:

(1) \$7,764,000 shall be expended for the purchase and repair of instructional equipment.

(2) \$2,148,000 shall be expended for the small school adjustment to Whatcom, Olympia Technical, Big Bend, Peninsula, Grays Harbor, Wenatchee Valley, Centralia, and Lower Columbia. The distribution of such funds shall be based on a percent of formula entitlement for faculty staffing which shall be increased at the rate of one percentage point above the 72% base level for each 100 FTE students below the 2,500 enrollment level, except that no college shall be funded in excess of 87% of formula.

NEW SECTION. Sec. 125. FOR THE STATE BOARD FOR COMMUNITY COLLEGE EDUCATION—FOR THE LIBRARY SERVICES PROGRAM

General Fund Appropriation \$ 15,962,000

NEW SECTION. Sec. 126. FOR THE STATE BOARD FOR COMMUNITY COLLEGE EDUCATION—FOR THE STUDENT SERVICES PROGRAM

General Fund Appropriation \$ 31,284,000

The appropriation contained in this section shall be subject to the following condition or limitation: Not more than \$105,000 shall be expended by the state board for community college education for the community college system minority affairs office.

NEW SECTION. Sec. 127. FOR THE STATE BOARD FOR COMMUNITY COLLEGE EDUCATION—FOR THE INSTITUTIONAL SUPPORT PROGRAM

General Fund Appropriation \$ 45,792,000

NEW SECTION. Sec. 128. FOR THE STATE BOARD FOR COMMUNITY COLLEGE EDUCATION—FOR THE PLANT OPERATIONS AND MAINTENANCE PROGRAM

General Fund Appropriation \$ 29,159,000

Community College Capital Projects Account Appropriation \$ 9,800,000
Total Appropriation \$ 38,959,000

NEW SECTION. Sec. 129. HIGHER EDUCATION

The appropriations contained in sections 130 through 163 of this act shall be subject to the following conditions and limitations:

(1) The formula funding levels, unless otherwise provided for, for each year of the biennium are:

- (a) Instruction and departmental research—General program:
 - (i) 70% of formula entitlement for faculty staffing for the University of Washington and Washington State University;
 - (ii) 72% of formula entitlement for faculty staffing for the four-year state regional universities and The Evergreen State College; and
 - (iii) 75% of formula entitlement for faculty support;
- (b) Libraries program—60% of formula entitlement for resources;
- (c) Student services program—75% of formula entitlement: PROVIDED, That the formula shall not apply to The Evergreen State College;
- (d) Plant operations and maintenance program:
 - (i) 60% of formula entitlement for variable costs; and
 - (ii) 100% of formula entitlement for fixed costs.

(2) The four-year institutions of higher education are authorized to transfer up to 5% of the amount appropriated for any specific program or programs upon review and approval by the office of financial management.

(3) No funds shall be used for the inauguration or operation of any new degree program until such program has been reviewed and favorably recommended by the council for postsecondary education.

(4) The four-year institutions of higher education shall cooperate with the state energy office and participate in the programs established by Title III of the National Energy Conservation Policy Act.

(5) The boards of regents of all institutions of higher education are authorized and directed to provide each student, upon payment of such student's tuition, a statement containing information showing the amount of dollar support provided by state taxpayers toward the cost of the education provided to an average full time equivalent student.

(6) The four-year institutions may provide graduate assistance, teaching assistance, and student employees equivalent percentage salary increases.

NEW SECTION. Sec. 130. FOR THE UNIVERSITY OF WASHINGTON—FOR THE INSTRUCTIONAL SERVICES PROGRAM

General Fund Appropriation	\$	185,247,000
Accident Fund Appropriation	\$	839,000
Medical Aid Fund Appropriation	\$	839,000
Total Appropriation	\$	186,925,000

The appropriations contained in this section shall be subject to the following conditions and limitations:

- (1) \$2,724,000 shall be expended for instructional equipment replacement.
- (2) \$532,000 shall be expended for the joint center for graduate study—Richland.
- (3) \$1,500,000 shall be expended for family medicine education and residency programs provided for by chapter 70.112 RCW.
- (4) \$320,000 shall be expended to meet federal title nine regulations for women's athletics.

NEW SECTION. Sec. 131. FOR THE UNIVERSITY OF WASHINGTON—FOR THE LIBRARIES PROGRAM

General Fund Appropriation	\$	19,050,000
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The funds appropriated by this section are based in part on a formula entitlement derived by the use of the libraries budget model and the funding level contained in this section is at 65% of such formula entitlement for binding and is at 89% of such formula entitlement for staffing for the 1979-81 biennium.

NEW SECTION. Sec. 132. FOR THE UNIVERSITY OF WASHINGTON—FOR THE STUDENT SERVICES PROGRAM

General Fund Appropriation	\$	12,114,000
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NEW SECTION. Sec. 133. FOR THE UNIVERSITY OF WASHINGTON—FOR THE UNIVERSITY HOSPITAL PROGRAM

General Fund Appropriation	\$	18,645,000
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NEW SECTION. Sec. 134. FOR THE UNIVERSITY OF WASHINGTON—FOR THE INSTITUTIONAL SUPPORT PROGRAM

General Fund Appropriation	\$	23,533,000
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NEW SECTION. Sec. 135. FOR THE UNIVERSITY OF WASHINGTON—FOR THE PLANT OPERATIONS AND MAINTENANCE PROGRAM

General Fund Appropriation	\$	14,653,000
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University of Washington Building Account Appropriation	\$	18,000,000
Total Appropriation	\$	32,653,000

NEW SECTION. Sec. 136. FOR WASHINGTON STATE UNIVERSITY—FOR THE INSTRUCTIONAL SERVICES PROGRAM

General Fund Appropriation	\$	113,786,000
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The appropriation contained in this section shall be subject to the following conditions and limitations:

- (1) \$2,186,000 shall be expended for instructional equipment replacement.
- (2) \$422,000 shall be expended for the Joint Center for Graduate Study—Richland.
- (3) \$724,000 shall be expended for the support of Washington State University's participation in the WAMI program.
- (4) \$30,000 shall be expended for Christmas tree research.
- (5) \$300,000 shall be expended to meet federal title nine regulations for women's athletics.

(6) In addition to maintaining the types and levels of service provided during the 1977–79 biennium, \$300,000 shall be expended for equipment and improvements at the Southwest Washington research station.

(7) \$25,000 shall be expended to research the protection and growing of grapes and wine production. Such funds shall not be expended until an additional \$25,000 is secured from private funding sources.

(8) \$120,000 shall be expended to research health-related problems, including chronic pharyngitis, of racing and performing horses. Such funds shall not be expended until an additional \$40,000 is secured from private funding sources.

(9) \$650,000 shall be expended for the Washington animal disease diagnostic laboratory.

NEW SECTION. Sec. 137. FOR WASHINGTON STATE UNIVERSITY—FOR THE LIBRARIES PROGRAM

General Fund Appropriation	\$	9,344,000
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The funds appropriated by this section are based in part on a formula entitlement derived by the use of the libraries budget model and the funding level contained in this section is at 27.5% of such formula entitlement for binding and is at 72% of such formula entitlement for staffing for the 1979–81 biennium.

NEW SECTION. Sec. 138. FOR WASHINGTON STATE UNIVERSITY—FOR THE STUDENT SERVICES PROGRAM

General Fund Appropriation	\$	6,969,000
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NEW SECTION. Sec. 139. FOR WASHINGTON STATE UNIVERSITY—FOR THE INSTITUTIONAL SUPPORT PROGRAM

General Fund Appropriation	\$	14,461,000
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NEW SECTION. Sec. 140. FOR WASHINGTON STATE UNIVERSITY—FOR THE PLANT OPERATIONS AND MAINTENANCE PROGRAM

General Fund Appropriation	\$	19,099,000
Washington State University Building Account Appropriation	\$	3,500,000
Total Appropriation	\$	22,599,000

NEW SECTION. Sec. 141. FOR EASTERN WASHINGTON UNIVERSITY—FOR THE INSTRUCTIONAL SERVICES PROGRAM

General Fund Appropriation	\$	28,134,000
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The appropriation contained in this section shall be subject to the following condition or limitation: \$1,122,000 shall be expended for instructional equipment replacement.

NEW SECTION. Sec. 142. FOR EASTERN WASHINGTON UNIVERSITY—FOR THE LIBRARIES PROGRAM

General Fund Appropriation \$ 2,715,000

The funds appropriated by this section are based in part on a formula entitlement derived by the use of the libraries budget model and the funding level contained in this section is at 87% of such formula entitlement for binding and is at 61% of such formula entitlement for staffing in the 1979–81 biennium.

NEW SECTION. Sec. 143. FOR EASTERN WASHINGTON UNIVERSITY—FOR THE STUDENT SERVICES PROGRAM

General Fund Appropriation \$ 2,929,000

NEW SECTION. Sec. 144. FOR EASTERN WASHINGTON UNIVERSITY—FOR THE INSTITUTIONAL SUPPORT PROGRAM

General Fund Appropriation \$ 5,198,000

NEW SECTION. Sec. 145. FOR EASTERN WASHINGTON UNIVERSITY—FOR THE PLANT OPERATIONS AND MAINTENANCE PROGRAM

General Fund Appropriation \$ 8,358,000

Eastern Washington University Capital Projects

Account Appropriation \$ 700,000

Total Appropriation \$ 9,058,000

NEW SECTION. Sec. 146. FOR CENTRAL WASHINGTON UNIVERSITY—FOR THE INSTRUCTIONAL SERVICES PROGRAM

General Fund Appropriation \$ 24,730,000

The appropriation contained in this section shall be subject to the following condition or limitation: \$1,060,000 shall be expended for instructional equipment replacement.

NEW SECTION. Sec. 147. FOR CENTRAL WASHINGTON UNIVERSITY—FOR THE LIBRARIES PROGRAM

General Fund Appropriation \$ 3,398,000

The funds appropriated by this section are based in part on a formula entitlement derived by the use of the libraries budget model and the funding level contained in this section is at 95% of such formula entitlement for binding and is at 60% of such formula entitlement for staffing in the 1979–81 biennium.

NEW SECTION. Sec. 148. FOR CENTRAL WASHINGTON UNIVERSITY—FOR THE STUDENT SERVICES PROGRAM

General Fund Appropriation \$ 2,902,000

NEW SECTION. Sec. 149. FOR CENTRAL WASHINGTON UNIVERSITY—FOR THE INSTITUTIONAL SUPPORT PROGRAM

General Fund Appropriation \$ 5,555,000

NEW SECTION. Sec. 150. FOR CENTRAL WASHINGTON UNIVERSITY—FOR THE PLANT OPERATIONS AND MAINTENANCE PROGRAM

General Fund Appropriation \$ 6,964,000

NEW SECTION. Sec. 151. FOR THE EVERGREEN STATE COLLEGE—FOR THE INSTRUCTIONAL SERVICES PROGRAM
 General Fund Appropriation \$ 8,487,000

The appropriation contained in this section shall be subject to the following condition or limitation: \$421,000 shall be expended for instructional equipment replacement.

NEW SECTION. Sec. 152. FOR THE EVERGREEN STATE COLLEGE—FOR THE LIBRARIES PROGRAM

General Fund Appropriation \$ 2,385,000

The funds appropriated by this section are based in part on a formula entitlement derived by the use of the libraries budget model and the funding level contained in this section is at 10% of such formula entitlement for bindings and is at 64% of such formula entitlement for staffing in the 1979-81 biennium.

NEW SECTION. Sec. 153. FOR THE EVERGREEN STATE COLLEGE—FOR THE STUDENT SERVICES PROGRAM

General Fund Appropriation \$ 1,360,000

NEW SECTION. Sec. 154. FOR THE EVERGREEN STATE COLLEGE—FOR THE INSTITUTIONAL SUPPORT PROGRAM

General Fund Appropriation \$ 3,367,000

NEW SECTION. Sec. 155. FOR THE EVERGREEN STATE COLLEGE—FOR THE PLANT OPERATIONS AND MAINTENANCE PROGRAM

General Fund Appropriation \$ 4,535,000

NEW SECTION. Sec. 156. FOR THE EVERGREEN STATE COLLEGE—FOR A MASTER'S DEGREE PROGRAM

General Fund Appropriation \$ 296,000

NEW SECTION. Sec. 157. FOR WESTERN WASHINGTON UNIVERSITY—FOR THE INSTRUCTIONAL SERVICES PROGRAM

General Fund Appropriation \$ 33,105,000

The appropriation contained in this section shall be subject to the following condition or limitation: \$653,000 shall be expended for instructional equipment replacement.

NEW SECTION. Sec. 158. FOR WESTERN WASHINGTON UNIVERSITY—FOR THE LIBRARIES PROGRAM

General Fund Appropriation \$ 4,221,000

The funds appropriated by this section are based in part on a formula entitlement derived by the use of the libraries budget model and the funding level contained in this section is at 35% of such formula entitlement for binding and is at 75% of such formula entitlement for staffing in the 1979-81 biennium.

NEW SECTION. Sec. 159. FOR WESTERN WASHINGTON UNIVERSITY—FOR THE STUDENT SERVICES PROGRAM

General Fund Appropriation \$ 4,173,000

NEW SECTION. Sec. 160. FOR WESTERN WASHINGTON UNIVERSITY—FOR THE INSTITUTIONAL SUPPORT PROGRAM

General Fund Appropriation \$ 6,727,000

NEW SECTION. Sec. 161. FOR WESTERN WASHINGTON UNIVERSITY—FOR THE PLANT OPERATIONS AND MAINTENANCE PROGRAM

General Fund Appropriation	\$	5,835,000
Western Washington University Capital Projects		
Account Appropriation	\$	1,400,000
Total Appropriation	\$	7,235,000

NEW SECTION. Sec. 162. FOR THE COMPACT FOR EDUCATION

General Fund Appropriation	\$	53,000
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NEW SECTION. Sec. 163. FOR THE COUNCIL FOR POSTSECONDARY EDUCATION

General Fund Appropriation—State	\$	13,836,000
General Fund Appropriation—Federal	\$	3,515,000
Total Appropriation	\$	17,351,000

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) The council shall make the largest possible distribution of financial aid funds to the state work study program consistent with student employment opportunities.

(2) \$350,000 of the general fund appropriation shall be expended solely to implement a displaced homemakers program.

(3) The council shall develop a faculty salary schedule or schedules accommodating the full time regular faculty members of the public universities and The Evergreen State College, taking into consideration periodic longevity increments and traditional faculty rank differences. The proposal shall be submitted to the house and senate higher education committees and the house appropriation and senate ways and means committees for review and consideration by June 1, 1980.

(4) The council shall review the compensation policy for students and graduate assistant employees at the state's higher education institutions. The council shall develop recommendations for uniform compensation policy at the respective institutions and shall report back to the senate ways and means and house appropriations committees no later than November 1, 1980.

(5) From such funds as are included for policy analysis, the council shall prepare a manual explaining, documenting, and defining current formula procedures in the institutions of higher education for the instruction, libraries, student services, and plant operation and maintenance programs.

NEW SECTION. Sec. 164. FOR THE COMMISSION FOR VOCATIONAL EDUCATION

General Fund Appropriation—State	\$	3,243,000
General Fund Appropriation—Federal	\$	21,416,000
Total Appropriation	\$	24,659,000

The appropriations contained in this section shall be subject to the following condition or limitation: No state funds shall be expended by the advisory council for vocational education.

NEW SECTION. Sec. 165. FOR THE HIGHER EDUCATION PERSONNEL BOARD

Higher Education Personnel Board Service Fund		
Appropriation	\$	1,151,000

NEW SECTION. Sec. 166. FOR THE STATE LIBRARY

General Fund Appropriation—State	\$	6,343,000
General Fund Appropriation—Federal	\$	2,057,000

General Fund Appropriation—Private/Local.....	\$	876,000
Washington Library Network Computer System Revolving Fund Appropriation—Private/Local.....	\$	7,460,000
Total Appropriation	\$	16,736,000

NEW SECTION. Sec. 167. FOR THE WASHINGTON STATE ARTS COMMISSION

General Fund Appropriation—State	\$	1,218,000
General Fund Appropriation—Federal	\$	907,000
General Fund—Indian Cultural Center Construction Account Appropriation—State	\$	1,000,000
Total Appropriation	\$	3,125,000

The appropriations contained in this section shall be subject to the following conditions and limitations:

(1) Not more than \$10,000 shall be expended for a portrait of former governor Daniel J. Evans.

(2) The Indian Cultural Center Construction Account Appropriation contained in this section shall be expended exclusively for a grant to the city of Seattle for the development of a regional Indian cultural, educational, tourist, and economic development facility by the United Indians of All Tribes Foundation designated as the "People's Lodge."

(3) If \$2,700,000 or more in additional federal and/or private funding is not secured within five years of the effective date of this 1979 act and applied towards the completion of the "People's Lodge," ownership of the property and/or facility developed with this appropriation shall be transferred to the state.

NEW SECTION. Sec. 168. FOR THE WASHINGTON STATE HISTORICAL SOCIETY

General Fund Appropriation	\$	531,000
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NEW SECTION. Sec. 169. FOR THE EASTERN WASHINGTON STATE HISTORICAL SOCIETY

General Fund Appropriation	\$	495,000
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NEW SECTION. Sec. 170. FOR THE STATE CAPITAL HISTORICAL ASSOCIATION

General Fund Appropriation	\$	436,000
General Fund—State Capital Historical Association Museum Account Appropriation.....	\$	49,000
Total Appropriation	\$	485,000

NEW SECTION. Sec. 171. FOR THE STATE TREASURER—TRANSFERS

General Fund Appropriation: For transfer to the Reserve for Accrued Revenue Account pursuant to chapter 70, Laws of 1975-'76 2nd ex. sess.	\$	45,978,000
General Fund—Trust Land Purchase Account Appropriation: For transfer to the general fund on or before June 29, 1981, an amount up to \$1,800,000 in excess of the cash requirements in the trust land purchase account, as determined by the office of financial management	\$	1,800,000
General Fund Appropriation: For transfer to the Salmon Enhancement Construction Account to allow for the completion of approved projects	\$	600,000
General Fund—Investment Reserve Account Appropriation: For transfer to the general fund on or		

before June 29, 1981, an amount up to \$22,000,000 pursuant to chapter 50, Laws of 1969	\$	22,000,000
Motor Vehicle Fund Appropriation: For transfer to the Tort Claims Revolving Fund for claims paid on behalf of the Department of Transportation and the Washington State Patrol during the period July 1, 1979, through June 30, 1981	\$	3,000,000
State Treasurer's Service Fund Appropriation: For transfer to the general fund on or before July 20, 1981, an amount up to \$6,000,000 in excess of the cash requirements in the State Treasurer's Service Fund for fiscal year 1982, for credit to the fiscal year in which earned	\$	6,000,000
Motor Vehicle Fund Appropriation: For transfer to the Grade Crossing Protective Fund for appropriation to the Utilities and Transportation Commission for the 1979-81 biennium to carry out the provisions of RCW 81.53.261, 81.53.271, 81.53.281, and 81.53-.291	\$	592,000

NEW SECTION. Sec. 172. FOR BELATED CLAIMS

The following sums, or so much thereof as shall severally be found necessary, are hereby appropriated and authorized to be expended out of the several funds indicated, for the period from the effective date of this act to June 30, 1981, except as otherwise noted.

To reimburse the general fund for expenditures from belated claims appropriations to be disbursed on vouchers approved by the office of financial management:

General Fund—Electrical License Account	\$	1,209.30
General Fund—State Timber Reserve Account	\$	44,448.93
General Fund—Optometry Account	\$	391.55
General Fund—Public Facilities Construction Loan and Grant Revolving Account	\$	1,148.00
General Fund—Real Estate Commission Account	\$	1,640.73
General Fund—Reclamation Revolving Account	\$	10,602.30
General Fund—Sanitations Licensing Account	\$	560.35
General Fund—Landowners' Forest Fire Suppression Account	\$	18,173.52
General Fund—Motor Transport Account	\$	1,494.41
General Fund—Aeronautics Account	\$	72,609.00
General Fund—Resource Management Cost Account	\$	12,500.53
General Fund—Litter Control Account	\$	1,207.35
General Fund—Traffic Safety Education Account	\$	483.77
General Fund—State and Local Improvements Revolving Account—Waste Disposal Facilities	\$	28.15
General Fund—Outdoor Recreation Account	\$	5,381.57
General Fund—State Building Authority Construction Account	\$	1,475.00
General Fund—Vehicle Title Guarantee Account	\$	3,300.00
Fertilizer, Agriculture, Mineral and Lime Fund	\$	74.00
Seed Fund	\$	16.00
Seattle Armory Fund	\$	1,372.84
State Game Fund	\$	22,762.36
Grain and Hay Inspection Fund	\$	54.00
Highway Safety Fund	\$	1,490.51
Motor Vehicle Fund	\$	31,683.91

Public Service Revolving Fund	\$	4,009.25
Unemployment Compensation Administration Fund	\$	41,775.63
Clark-McNary Fund	\$	25,338.83
State Treasurer's Service Fund	\$	1,070.59
State Coastal Protection Fund	\$	262.98
General Administration Facilities and Services Revolving Fund	\$	9,946.27
Liquor Revolving Fund	\$	2,282.93
Accident Fund	\$	6,999.73
Medical Aid Fund	\$	2,497.78
Retirement System Expense Fund	\$	1,641.30
Teachers' Retirement Fund	\$	413.42
The Retirement System Fund	\$	587.21
Total Appropriation	\$	330,934.00

NEW SECTION. Sec. 173. The following sums, or so much thereof as shall severally be found necessary, are hereby appropriated and authorized to be expended out of the several funds indicated, for the period July 1, 1979, to June 30, 1981.

SUNDRY CLAIMS

General Fund Appropriations, except as otherwise provided, for relief of various individuals, firms, and corporations for sundry claims and for the reason that the state of Washington recognizes a moral obligation to these claimants. These appropriations are to be disbursed on vouchers approved by the chief fiscal officer of the executive branch, except as otherwise provided, as follows:

- (1) HAROLD GIVENS, CARL KASZYCKI, Judgment against the state in Residents for a Planned Peninsula et al. vs. DSHS
- (2) ARCHITECTURAL WOODS, INC., Judgment against the state in Architectural Woods vs. the State: PROVIDED, That the chief fiscal officer of the executive branch is authorized and directed to draw up a separate voucher, such voucher to be presigned by Architectural Woods, Inc. or by its directors prior to the release of the warrant, which voucher shall state: "By the acceptance of this amount the undersigned release the state of Washington and all political subdivisions thereof, and their agents, from any further claims, except that the state may become liable for interest payment accruing from October 27, 1977, if, and only if, it is so ordered by the Supreme Court of Washington."
- (3) DAVID PARKER AND DENTON P. ANDREWS, Payment of writ of mandate for costs assessed against the state in State vs. David C. Parker
- (4) EVERGREEN PLAZA INVESTORS AND EVERGREEN DEVELOPMENT CORP., Judgment against the state in Evergreen Plaza Investors vs. Washington State Higher Education Assistance Authority, et al., for breach of contract
- (5) LLOYD STEWART AND JOE McADAMS, Payment of costs assessed against the state in State vs. Lloyd Paul Stewart

(6) THOMAS M. WRIGHT, Payment of costs assessed against the state in State ex rel. Seeze vs. Thomas Marion Wright	\$	92.00
(7) MOE BIRNBAUM, Payment of guardian ad litem services performed for the state: PROVIDED, That the state shall have subrogation rights to payment of such services against the defendant in State ex rel. Evon vs. David S. F. Fijalka	\$	200.00
(8) GRACIE BROCK AND JOHN A. BARLOW, Payment of costs assessed against the state in dismissal of murder charge	\$	774.70
(9) CHRISTIANSEN BROTHERS, INC., Judgment on settlement agreement, together with accrual of interest at 8% per annum from June 6, 1977: PROVIDED, That payment come from the State Higher Education Construction Account	\$	204,120.00
(10) STEVE TROUTMAN, Payment of cost bill and remittitur No. 44748 from Washington Supreme Court in State vs. Troutman	\$	522.94
(11) UNION PACIFIC RAILROAD, Payment of settled amount for demurrage charges	\$	33,940.00
(12) PHYLLIS ALM, Payment of retirement contributions: PROVIDED, That payment shall come from the Retirement Systems Fund	\$	211.27
(13) EUGENIA STOWE, Payment of retirement contributions: PROVIDED, That payment shall come from the Retirement Systems Fund	\$	90.39
(14) NARAMORE, BAIN, BRADY AND JOHANSON, ARCHITECTS, Final payment due on contract: PROVIDED, That payment shall come from the State Higher Education Construction Account: PROVIDED FURTHER, That the chief fiscal officer of the executive branch is directed and authorized to draw up a separate voucher, such voucher to be presigned by Naramore, et al., or its directors, prior to the release of the warrant, which voucher shall state: "By the acceptance of this amount the undersigned release the state of Washington and all political subdivisions thereof, and their agents, from any further claims with regard to the contract for services upon the physical sciences building at WSU."	\$	44,771.68
(15) DAVID WEBB, Payment for unjust imprisonment: PROVIDED, That the chief fiscal officer of the executive branch is authorized and directed to draw up a separate voucher to be presigned by David Webb prior to the release of the warrant, which voucher shall state: "By the acceptance of this amount the undersigned releases the state of Washington and all political subdivisions thereof, and their agents, from any further claims with regard to payment of relief for unjust imprisonment."	\$	20,000.00

(16) DAVID ABRAHAM BLOCH, Judgment for costs of dismissal of felony charge in State vs. Bloch	\$	110.00
(17) RUTH PALMER, Payment pursuant to order of mandamus for costs assessed against the state in Palmer et al. vs. State Personnel Board	\$	107.00
(18) BURRELL FINDLAY, Payment of claim for damage to certain heavy machinery incurred while performing voluntary emergency services for the highway department: PROVIDED, That the chief fiscal officer of the executive branch is authorized and directed to draw up a separate voucher to be presigned by Mr. Burrell Findlay prior to the release of the warrant, which voucher shall state: "By the receipt of this amount, the undersigned releases the state of Washington and all political subdivisions thereof, and their agents, from any further claim with regard to property damage incurred while performing volunteer services for the highway department.....	\$	13,000.00
(19) DEPARTMENT OF SOCIAL AND HEALTH SERVICES, Payment for claims outstanding submitted to the department after the 60-day statutory limit: PROVIDED, That such claims shall be paid at fifty percent of their approved value: PROVIDED FURTHER, That \$90,000 shall be from federal sources	\$	1,100,000.00
(20) EDMOND WARD, Payment for loss of personal tools while such were under security protection of department of transportation	\$	167.84
(21) RUSSELL E. JOHNSON, Payment for loss of personal tools while such were under security protection of department of transportation	\$	421.77
(22) MRS. HARRY FOSTER, Payment of balance of deceased husband's retirement contributions: PROVIDED, That such payment shall represent full and complete satisfaction of this obligation by the state: PROVIDED FURTHER, That payment shall come from the Judges' Retirement Systems Fund	\$	1,488.99
(23) MRS. DEL CARY SMITH, Payment in full of deceased husband's retirement contributions, such payment to come from the Judges' Retirement Systems Fund	\$	15,836.36
(24) WILLIAM VAN KLAVEREN, Payment of retirement contributions: PROVIDED, That payment shall come from the Retirement Systems Fund	\$	550.72
(25) FLORENCE R. STANDING, Payment for relief, plus interest, for death of the husband of Florence Standing in the amount which would have been payable under the Victims of Crimes Act if section 8, chapter 302, Laws of 1977 ex. sess. had been made retroactive to apply to Florence Standing's claim: PROVIDED, That this retroactive payment of relief measured by the Victims of Crimes Act does not		

	preclude the claimant from seeking additional judicial relief.	\$	10,290.00
(26)	VIRGIL PRICE, Payment for watch stolen during holdup of state liquor store: PROVIDED, That payment shall come from the Liquor Revolving Fund—State	\$	150.00
(27)	GRACE AND GEORGE BURTON, For relief of the death of their daughter, payment of the amount provided for under the Victims of Crimes Act: PROVIDED, That this retroactive payment of relief does not preclude the claimant from seeking additional judicial relief.	\$	1,182.00
(28)	UNITED NURSING HOMES, ET AL., Plaintiffs in Thurston County Superior Court cases 55007 and 55613, to be disbursed by the court upon recommendation of the settlement reviewer pursuant to agreed judgment entered on December 28, 1978: PROVIDED, That the department shall seek reimbursement of not less than \$4,100,000 from federal matching funds	\$	8,200,000.00

NEW SECTION. Sec. 174. FOR THE DEPARTMENT OF GENERAL ADMINISTRATION

(1) Acquire land and construct modular building to provide temporary space during campus remodeling, and for longer range industrial-type use.

		Reappropriation	Appropriation
GF, State Bldg Constr Acct—State		—0—	7,000,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
—0—	—0—	7,000,000	7/80

(2) Complete remodeling and renovation of Old Capitol Building and provide for increased costs due to delays.

		Reappropriation	Appropriation
GF, State Bldg Constr Acct—State		3,558,000	713,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
—0—	—0—	4,271,000	9/82

(3) Complete remodeling and renovation of Insurance Building—Phase II.

		Reappropriation	Appropriation
GF, State Bldg Constr Acct—State		986,000	—0—
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
14,000	—0—	1,000,000	1/82

(4) Provide for increased costs due to delays in remodeling and renovation of Insurance Building.

		Reappropriation	Appropriation
GF, Cap Bldg Constr Acct—State		554,000	834,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	1,388,000	1/82

(5) Complete air conditioning of west campus buildings.

		Reappropriation	Appropriation
GF, Cap Bldg Constr Acct—State		687,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
400,000	-0-	1,087,000	6/81

(6) Complete capitol campus safety circulation and master plan implementation and provide for cost increases: PROVIDED, That the department of general administration shall insure in the demolition of the courthouse that the artwork in the front of the building (the eagles) is not destroyed or damaged and such items shall be made available to the city of Tenino.

		Reappropriation	Appropriation
GF, Cap Bldg Constr Acct—State		532,000	277,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
43,000	-0-	852,000	6/81

(7) Install hardware to monitor energy consumption in state offices.

		Reappropriation	Appropriation
GF, Cap Bldg Constr Acct—State		300,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
655,000	-0-	955,000	6/81

(8) Replace power house equipment.

		Reappropriation	Appropriation
GF, Cap Bldg Constr Acct—State		-0-	126,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	126,000	6/81

(9) Miscellaneous repairs and renovations on the capitol campus.

		Reappropriation	Appropriation
GF, Cap Bldg Constr Acct		300,000	885,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
157,150	-0-	1,342,150	6/81

(10) Various mechanical and electrical repairs on the capitol campus.

		Reappropriation	Appropriation
GF, Cap Bldg Constr Acct—State		-0-	951,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	951,000	6/81

(11) Major electrical—rewire old buildings, rebalance and install new panels, and revise campus loop system.

		Reappropriation	Appropriation
GF, State Bldg Constr Acct—State		-0-	2,722,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	2,722,000	6/81

(12) Elevator and escalator repairs and modifications.

		Reappropriation	Appropriation
GF, Cap Bldg Constr Acct—State		-0-	506,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	506,000	7/82

(13) Correct garage and plaza leaks—Phase I.

		Reappropriation	Appropriation
GF, Cap Purch & Dev Acct—State		-0-	590,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	220,000	810,000	6/85

(14) Clean and seal exterior of Legislative Building.

Reappropriation	Appropriation
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GF, Cap Bldg Constr Acct—State		—0—	357,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
—0—	—0—	357,000	6/80

(15) Complete construction of Office Building No. 2.

		Reappropriation	Appropriation
GF, State Bldg Constr Acct		35,000	—0—
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
171,700	—0—	207,000	6/80

(16) Rehabilitate Capitol Lake by dredging lake bottom, disposing of sediment, and constructing settling basin and waterway improvements.

		Reappropriation	Appropriation
GF, State Bldg Constr Acct		65,000	—0—
General Fund—ORA (Int. 215)		56,000	—0—
General Fund—ORA (LWCF)		55,000	—0—
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
1,845,300	—0—	2,022,000	6/80

(17) Install central chiller plant, air conditioning, and remodel legislative facilities.

		Reappropriation	Appropriation
GF, State Bldg Constr Acct		12,000	—0—
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
41,000	—0—	53,000	6/80

(18) Remodel campus buildings to ensure that all areas of the campus are accessible to the physically handicapped.

		Reappropriation	Appropriation
GF, Cap Bldg Constr Acct		60,000	—0—
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
140,000	—0—	200,000	6/80

(19) To provide minor building alterations or renovations for section 504 handicapped access compliance to existing facilities on or surrounding the capitol campus.

		Reappropriation	Appropriation
GF, Cap Bldg Constr Acct		-0-	290,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	290,000	6/81

(20) For design and construction of a general office building.

		Reappropriation	Appropriation
GF, State Bldg Constr Acct		-0-	1,800,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	27,200,000	29,000,000	6/81

(21) To construct visitor parking facilities and an information center on the west capitol campus.

		Reappropriation	Appropriation
GF, Cap Bldg Constr Acct		-0-	266,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	266,000	6/81

(22) Develop recreational site at Capitol Lake.

		Reappropriation	Appropriation
General Fund—ORA (HJR 52)		-0-	30,000
General Fund—ORA (LWCF)		-0-	30,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	60,000	6/81

(23) Legislative chambers art work.

		Reappropriation	Appropriation
GF, Cap Bldg Constr Acct		-0-	200,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	200,000	6/81

(24) Defense costs for two claims by contractors against the state dealing with construction of Office Building No. 2.

		Reappropriation	Appropriation
GF, Cap Bldg Constr Acct—State		—0—	250,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
—0—	—0—	250,000	6/81

NEW SECTION. Sec. 175. FOR THE MILITARY DEPARTMENT

(1) Construct and equip a 600-man armory at Camp Murray.

		Reappropriation	Appropriation
GF, State Bldg Constr Acct—State		225,000	—0—
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
300,000	—0—	525,000	7/79

(2) Acquire land for 400-man armory in Vancouver.

		Reappropriation	Appropriation
General Fund—State		50,000	—0—
GF, State Bldg Constr Acct—State		50,000	—0—
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
—0—	—0—	563,000	6/81

(3) Provide preconstruction funds to plan for federally funded or partial federally funded projects state-wide.

		Reappropriation	Appropriation
General Fund—State		10,000	—0—
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
29,000	20,000	59,000	6/85

(4) Acquire land for 200-man armory in Walla Walla.

		Reappropriation	Appropriation
GF, State Bldg Constr Acct—State		—0—	138,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
10,000	622,000	770,000	9/83

(5) Replace furnace fire units at various armories.

		Reappropriation	Appropriation
General Fund—State		—0—	59,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
—0—	—0—	59,000	6/81

(6) Schematic planning for future projects.

		Reappropriation	Appropriation
General Fund—State		—0—	20,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
20,000	30,000	70,000	6/85

(7) Provide for minor construction and site improvement projects.

		Reappropriation	Appropriation
General Fund—State		56,000	70,000
GF, State Bldg Constr Acct—State		36,000	—0—
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
1,330	85,000	248,230	6/85

(8) Heating system and minor repairs for Tacoma armory.

		Reappropriation	Appropriation
GF, State Bldg Constr Acct—State		—0—	200,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
—0—	—0—	200,000	1/80

NEW SECTION. Sec. 176. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—FOR THE ADMINISTRATIVE AND SUPPORT SERVICES PROGRAM (HEADQUARTERS)

(1) To construct and equip community social and health services facilities (Referendum 29).

		Reappropriation	Appropriation
GF, LIRA, DSHS Fac		4,200,000	—0—
Project Costs Through	Estimated Costs 7/1/81 and	Estimated Total Costs	Estimated Completion Date

6/30/79	Thereafter		
20,800,000	-0-	25,000,000	7/81
(2) To repair and improve utilities and facilities—Omnibus.			

		Reappropriation	Appropriation
DSHS Constr Acct		300,000	2,458,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
1,900,000	-0-	4,658,000	6/81

(3) To provide contingency expenses on department of social and health services construction projects.

		Reappropriation	Appropriation
DSHS Constr Acct		5,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
497,000	-0-	502,000	9/79

(4) To provide for preplanning funds on future construction projects.

		Reappropriation	Appropriation
DSHS Constr Acct		103,000	750,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
80,000	-0-	933,000	6/81

(5) To provide for demonstration design and testing for solar heating and energy conservation in department of social and health services construction.

		Reappropriation	Appropriation
DSHS Constr Acct		130,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
586,000	-0-	716,000	1/80

(6) To provide for renovation at the Northern State facility to permit use for mental health programs.

		Reappropriation	Appropriation
DSHS Constr Acct		1,000,000	-0-
Project Costs Through	Estimated Costs 7/1/81 and	Estimated Total Costs	Estimated Completion Date

6/30/79	Thereafter		
500,000	-0-	1,500,000	9/79

(7) To provide new water supply facilities for Medical Lake institutions.

		Reappropriation	Appropriation
DSHS Constr Acct		-0-	520,000
Project	Estimated	Estimated	Estimated
Costs	Costs	Total	Completion
Through	7/1/81 and	Costs	Date
6/30/79	Thereafter		
-0-	-0-	520,000	4/80

(8) To provide funding for department of social and health services compliance with section 504 relating to handicapped access to facilities.

		Reappropriation	Appropriation
DSHS Constr Acct		-0-	562,000
Project	Estimated	Estimated	Estimated
Costs	Costs	Total	Completion
Through	7/1/81 and	Costs	Date
6/30/79	Thereafter		
-0-	-0-	562,000	6/81

NEW SECTION. Sec. 177. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—FOR THE ADULT CORRECTIONS PROGRAM

(1) To construct and equip one 100-bed honor camp.

		Reappropriation	Appropriation
DSHS Constr Acct		3,260,000	-0-
Project	Estimated	Estimated	Estimated
Costs	Costs	Total	Completion
Through	7/1/81 and	Costs	Date
6/30/79	Thereafter		
40,000	-0-	3,300,000	7/80

(2) To renovate and repair roofs, Washington Corrections Center.

		Reappropriation	Appropriation
DSHS Constr Acct		255,000	-0-
Project	Estimated	Estimated	Estimated
Costs	Costs	Total	Completion
Through	7/1/81 and	Costs	Date
6/30/79	Thereafter		
521,000	-0-	776,000	10/79

(3) To remodel food service area and replace obsolete equipment, Washington State Penitentiary; except that, if construction has not begun by 3/1/80, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
DSHS Constr Acct		1,993,000	-0-
Project	Estimated	Estimated	Estimated
Costs	Costs	Total	Completion

Through 6/30/79	7/1/81 and Thereafter	Costs	Date
-0-	-0-	1,993,000	1/81

(4) For remodeling of dental areas, Washington State Penitentiary; except that, if construction has not begun by 2/1/80, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
CEP & RI Acct		145,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	145,000	6/80

(5) To improve security, facilities, and utilities, Washington State Penitentiary; except that, if construction has not begun by 9/1/80, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
DSHS Constr Acct		-0-	5,924,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
101,000	6,966,000	12,991,000	6/84

(6) To construct and equip 120-bed medium security unit, Washington Corrections Center; except that, if construction has not begun by 5/1/80, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
DSHS Constr Acct		42,000	3,361,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
25,000	-0-	3,427,000	9/81

(7) To convert 300-bed minimum security building at Walla Walla to medium security facility; except that, if construction has not begun by 8/1/80, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
DSHS Constr Acct		100,000	5,275,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
53,000	1,690,000	7,118,000	6/83

(8) To convert former women's quarters to 100-bed minimum custody unit, Washington State Penitentiary; except that, if construction has not begun by

5/1/80, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
DSHS Constr Acct		321,000	1,073,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
19,000	-0-	1,412,000	3/81

(9) To construct and equip maximum security facility, Washington State Reformatory.

		Reappropriation	Appropriation
DSHS Constr Acct		8,342,000	1,654,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
2,058,000	-0-	12,054,000	7/81

(10) To provide fire and safety improvements, Washington State Penitentiary; except that, if construction has not begun by 5/1/80, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
General Fund—State DSHS Constr Acct		23,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
128,000	-0-	900,000	1/81

(11) To provide fire and safety improvements, Washington State Reformatory; except that, if construction has not begun by 11/1/80, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
DSHS Constr Acct		-0-	1,304,000
CEP & RI Acct		350,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
27,000	-0-	1,681,000	9/81

(12) To renovate and expand visiting/dining/recreation facilities, Washington State Reformatory; except that, if construction has not begun by 12/1/80, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
DSHS Constr Acct		-0-	1,524,000

Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	1,524,000	2/82

(13) To renovate and convert gang showers to individual showers, Washington State Penitentiary; except that, if construction has not begun by 6/1/80, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
DSHS Constr Acct		-0-	402,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	402,000	3/81

(14) To provide three prefabricated steel buildings, Washington State Reformatory; except that, if construction has not begun by 3/15/80, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
DSHS Constr Acct		-0-	386,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	386,000	8/80

(15) To construct and equip multipurpose building, Pine Lodge Correction Center; except that, if construction has not begun by 9/1/80, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
DSHS Constr Acct		-0-	248,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	248,000	4/81

(16) To renovate and expand Industries Building, Washington State Penitentiary; except that, if construction has not begun by 5/1/80, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
General Fund—Federal.		-0-	414,000
DSHS Constr Acct		-0-	305,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	719,000	11/80

(17) To renovate and repair roofs, Washington Corrections Center; except that, if construction has not begun by 11/1/79, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
DSHS Constr Acct		273,000	346,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
503,000	-0-	1,122,000	8/80

(18) To repair perimeter walls, Washington State Reformatory; except that, if construction has not begun by 7/1/80, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
DSHS Constr Acct		-0-	617,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	617,000	11/80

(19) To purchase and install an electronic perimeter security system, Washington Corrections Center.

		Reappropriation	Appropriation
DSHS Constr Acct		300,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
76,000	-0-	376,000	7/79

(20) To renovate and open work training release facility, Geiger Field.

		Reappropriation	Appropriation
DSHS Constr Acct		600,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
20,000	-0-	620,000	1/80

(21) To renovate and repair roofs, Women's Treatment Center; except that, if construction has not begun by 6/1/80, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
DSHS Constr Acct		-0-	112,000
Project Costs Through	Estimated Costs 7/1/81 and	Estimated Total Costs	Estimated Completion Date

6/30/79	Thereafter		
-0-	-0-	112,000	10/80

(22) To provide preliminary design, site preparation, and steam plant for new 500-bed medium security facility.

		Reappropriation	Appropriation
DSHS Constr Acct		-0-	5,429,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	27,126,000	32,555,000	6/83

NEW SECTION. Sec. 178. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—FOR THE JUVENILE REHABILITATION PROGRAM

(1) To expand and upgrade water system, Mission Creek Youth Camp; except that, if construction has not begun by 7/1/79, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
CEP & RI Acct		44,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
1,000	-0-	45,000	6/80

(2) To construct, and/or purchase and equip a group home in Eastern Washington in other than a class A county; except that, if construction has not begun by 10/1/80, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
DSHS Constr Acct		-0-	423,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	988,600	9/81

(3) To replace security windows, Maple Lane School; except that, if construction has not begun by 6/1/80, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
DSHS Constr Acct		-0-	231,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	231,000	9/80

(4) To construct and equip academic/vocational building, Naselle Youth Camp; except that, if construction has not begun by 8/1/80, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
DSHS Constr Acct		-0-	1,851,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	1,851,000	5/81

(5) To construct and equip multiservice building, Maple Lane School; except that, if construction has not begun by 7/1/80, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
DSHS Constr Acct		-0-	2,640,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	2,640,000	1/82

(6) To renovate and replace steam plant, Maple Lane School; except that, if construction has not begun by 1/1/80, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
DSHS Constr Acct		24,000	2,965,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
16,000	-0-	3,005,000	6/81

(7) To renovate and repair roofs, Maple Lane School; except that, if construction has not begun by 5/1/80, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
DSHS Constr Acct		-0-	321,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	321,000	9/80

(8) To renovate and repair roofs, Green Hill School; except that, if construction has not begun by 5/1/80, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
DSHS Constr Acct		-0-	502,000

Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	502,000	9/80

(9) To provide fire and safety improvements, Maple Lane School; except that, if construction has not begun by 3/1/80, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
DSHS Constr Acct		-0-	318,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	318,000	10/80

(10) For remodeling of dormitories, Mission Creek Youth Camp; except that, if construction has not begun by 11/1/79, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
CEP & RI Acct		13,000	-0-
DSHS Constr Acct		-0-	293,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
2,000	-0-	308,000	6/80

NEW SECTION. Sec. 179. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—FOR THE MENTAL HEALTH PROGRAM

(1) To provide matching funds to construct and equip a mental health wing at Children's Orthopedic Hospital.

		Reappropriation	Appropriation
DSHS Constr Acct		177,000	-0-
General Fund—Federal		289,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
1,723,000	-0-	2,189,000	4/80

(2) To improve security of the mentally ill offenders facility at Eastern State Hospital.

		Reappropriation	Appropriation
DSHS Constr Acct		50,000	-0-
Project Costs Through	Estimated Costs 7/1/81 and	Estimated Total Costs	Estimated Completion Date

6/30/79	Thereafter		
50,000	-0-	100,000	9/79

(3) Construct covered fuel storage and conveyor system, Western State Hospital; except that, if construction has not begun by 8/1/79, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
DSHS Constr Acct		350,000	230,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
4,000	-0-	584,000	4/80

(4) To renovate for accreditation, Western State Hospital.

		Reappropriation	Appropriation
DSHS Constr Acct		1,200,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
300,000	-0-	1,500,000	1/80

(5) Design, construct, and equip 225-bed modular facility for nonoffender populations, Western State Hospital; except that, if construction has not begun by 6/1/80, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
DSHS Constr Acct		372,000	21,293,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
328,000	-0-	21,993,000	6/82

(6) Design, construct, and equip 130-bed modular facility for nonoffender populations, Eastern State Hospital; except that, if construction has not begun by 7/1/80, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
DSHS Constr Acct		100,000	12,035,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
200,000	-0-	12,335,000	7/82

(7) Renovate per accreditation requirements, Eastern State Hospital; except that, if construction has not begun by 4/1/80, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
DSHS Constr Acct		-0-	487,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	487,000	6/81

(8) Preliminary design and working drawings to construct elevated water tower, Western State Hospital.

		Reappropriation	Appropriation
DSHS Constr Acct		40,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
10,000	-0-	50,000	9/79

(9) Repair roofs, Western State Hospital; except that, if construction has not begun by 2/1/80, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
DSHS Constr Acct		-0-	1,031,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	1,031,000	12/80

NEW SECTION. Sec. 180. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—FOR THE DEVELOPMENTAL DISABILITIES PROGRAM

(1) To provide fire and safety improvements and secondary source of power, School for the Deaf; except that, if construction has not begun by 9/15/79, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
General Fund—State		38,000	-0-
DSHS Constr Acct		-0-	381,000
CEP & RI Acct		41,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
12,000	-0-	472,000	3/80

(2) To upgrade utilities and complete Phase I, Rainier School.

		Reappropriation	Appropriation
DSHS Constr Acct		1,400,000	-0-
Project	Estimated	Estimated	Estimated

Costs Through 6/30/79	Costs 7/1/81 and Thereafter	Total Costs	Completion Date
1,791,000	-0-	3,191,000	6/81

(3) To renovate kitchen, primary area, and administration building, School for the Blind.

General Fund—State		Reappropriation	Appropriation
		1,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
319,000	-0-	320,000	4/80

(4) To renovate and repair facilities and utility system, School for the Blind.

DSHS Constr Acct		Reappropriation	Appropriation
		219,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
163,000	-0-	383,000	4/80

(5) Supplemental funding to complete construction and provide equipment for Phase I, Lakeland Village.

DSHS Constr Acct		Reappropriation	Appropriation
		500,000	1,412,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
4,240,000	-0-	6,152,000	4/80

(6) To design and construct Phase II, Lakeland Village.

DSHS Constr Acct		Reappropriation	Appropriation
		-0-	9,421,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	9,421,000	3/82

(7) To design and construct Phase II, Rainier School; except that, if construction has not begun by 5/1/80, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

DSHS Constr Acct		Reappropriation	Appropriation
		-0-	10,344,000
Project	Estimated	Estimated	Estimated

Costs Through 6/30/79	Costs 7/1/81 and Thereafter	Total Costs	Completion Date
-0-	-0-	16,832,000	6/82

(8) Roof repair for Cerebral Palsy Center, Rainier School; except that, if construction has not begun by 7/1/79, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
DSHS Constr Acct		-0-	379,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	379,000	2/80

(9) Repair and upgrade utilities, Phase III, Fircrest School.

		Reappropriation	Appropriation
DSHS Constr Acct		1,075,000	2,415,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
400,000	-0-	3,890,000	1/82

(10) Renovation of Primary and Administration buildings, Phase II, School for the Blind; except that, if construction has not begun by 10/15/79, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
DSHS Constr Acct		-0-	619,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	619,000	4/80

(11) Renovate heating and ventilation system, Interlake School; except that, if construction has not begun by 1/1/81, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
DSHS Constr Acct		-0-	527,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	527,000	8/81

(12) Purchase land, complete preliminary design and construct one cottage, Frances Haddon Morgan Children's Center; except that, if preliminary drawings

have not begun by 10/1/79, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
DSHS Constr Acct		-0-	1,167,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	5,389,000	6,556,000	6/83

(13) Design and construction funds for Yakima Valley School.

		Reappropriation	Appropriation
DSHS Constr Acct		-0-	1,546,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	2,193,000	3,626,000	8/82

(14) To replace roofs at Rainier School; except that, if construction has not begun by 3/1/80, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
DSHS Constr Acct		-0-	564,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	564,000	9/80

(15) New water service, School for the Blind; except that, if construction has not begun by 8/15/79, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
CEP & RI Acct		-0-	139,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	139,000	11/79

(16) Renovate laundry, Fircrest School; except that, if construction has not begun by 10/1/80, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
DSHS Constr Acct		-0-	422,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	-0-	-0-

6/30/79	Thereafter		
-0-	-0-	422,000	4/81

(17) Enclose courtyards, Fircrest School; except that, if construction has not begun by 11/15/79, all remaining funds not disbursed shall remain unexpended and shall be held in reserve.

		Reappropriation	Appropriation
CEP & RI Acct		10,000	136,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	146,000	4/80

(18) To provide site development of a community recreation and horticulture training center for the handicapped, to be located at the former NIKE-Ajax site in South King County.

		Reappropriation	Appropriation
DSHS Constr Acct		-0-	500,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	500,000	1/81

NEW SECTION. Sec. 181. FOR THE DEPARTMENT OF VETERANS AFFAIRS

(1) To provide fire safety and health improvements at the Veterans' Home and Soldiers' Home including construction of a 78-bed nursing facility at the Veterans' Home and a 40-bed nursing addition at the Soldiers' Home.

		Reappropriation	Appropriation
General Fund—Federal		1,674,000	-0-
CEP & RI Acct		30,000	-0-
DSHS Constr Acct		853,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
5,065,000	-0-	7,622,000	9/79

(2) To replace boilers, Soldiers' Home.

		Reappropriation	Appropriation
CEP & RI Acct		119,000	758,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
50,000	-0-	927,000	7/82

(3) To repair and improve utilities and facilities—Omnibus.

		Reappropriation	Appropriation
CEP & RI Acct		-0-	705,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	705,000	6/81

(4) To install underground sprinkler system, Soldiers' Home.

		Reappropriation	Appropriation
CEP & RI Acct		-0-	222,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	222,000	6/80

(5) To construct and equip laundry facility, Veterans' Home.

		Reappropriation	Appropriation
CEP & RI Acct		-0-	1,094,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	1,094,000	9/81

(6) To construct activities therapy facility, Veterans' Home.

		Reappropriation	Appropriation
CEP & RI Acct		-0-	347,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	347,000	9/80

NEW SECTION. Sec. 182. FOR THE JAIL COMMISSION

		Reappropriation	Appropriation
GF, LJICA		-0-	106,000,000

NEW SECTION. Sec. 183. FOR THE DEPARTMENT OF ECOLOGY

(1) To drill four test-observation wells in the 1979-81 fiscal period and additional wells as required in ensuing bienniums.

		Reappropriation	Appropriation
General Fund—Emergency Water Project Revolving Fund—State		-0-	400,000
Project Costs Through	Estimated Costs 7/1/81 and	Estimated Total Costs	Estimated Completion Date

6/30/79	Thereafter		
781,000	1,060,000	2,241,000	6/81

(2) Construct sanitary facilities at various state parks and department of social and health services institutions to include sewage and sink waste disposal and sewage treatment facilities.

		Reappropriation	Appropriation
General Fund—State and Local Improvement Revolving Account—Waste Disposal Facilities: Appropriated pursuant to chapter 127, Laws of 1972 ex. sess. (Ref. 26)			
		2,928,000	181,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
1,806,000	—0—	4,915,000	6/81

(3) Construct water supply facilities at various state parks to ensure adequate supplies of water which meet water quality standards.

		Reappropriation	Appropriation
General Fund—State and Local Improvement Revolving Account—Water Supply Facilities: Appropriated pursuant to chapter 128, Laws of 1972 ex. sess. (Ref. 27)			
		490,000	—0—
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
247,000	—0—	737,000	6/81

NEW SECTION. Sec. 184. FOR THE STATE PARKS AND RECREATION COMMISSION

(1) Modernization and improvements of various state parks—State-wide.

		Reappropriation	Appropriation
General Fund—State and Local Improvement Revolving Account—Public Recreation Facilities: Appropriated pursuant to section 4(3), chapter 129, Laws of 1972 ex. sess. (Ref. 28)			
		2,290,000	—0—
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
3,664,000	—0—	5,954,000	6/81

(2) Acquisition and development of recreation sites—State-wide: PROVIDED, That the commission place first priority on the completion of development of recreation sites.

Reappropriation	Appropriation
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General Fund—ORA (LWCF)		876,000	-0-
General Fund—ORA (Ref. 28)		1,671,000	-0-
General Fund—ORA (Int. 215)		12,000	-0-
General Fund—ORA (Ref. 18)		84,000	-0-
General Fund—ORA (ATV)		48,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
1,512,000	-0-	4,203,000	6/81

(3) Funds required to pay unanticipated expenditures such as emergency repairs of existing facilities, contract cost overruns, and acquisition of inholdings, easements, etc.

		Reappropriation	Appropriation
General Fund—State and Local Improvement Revolving Account—Public Recreation Facilities: Appropriated pursuant to section 4(3), chapter 129, Laws of 1972 ex. sess. (Ref. 28)		-0-	300,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	300,000	6/81

(4) Acquire approximately 122 acres of land at Dash Point south of Dash Point State Park.

		Reappropriation	Appropriation
General Fund—ORA (HJR 52)		-0-	118,000
General Fund—ORA (LWCF)		187,000	117,000
General Fund—ORA (Ref. 18)		188,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	610,000	1/80

(5) To install insulation for residences located in various parks throughout the system.

		Reappropriation	Appropriation
General Fund—State and Local Improvement Revolving Account—Public Recreation Facilities: Appropriated pursuant to section 4(3), chapter 129, Laws of 1972 ex. sess. (Ref. 28)		-0-	150,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	610,000	1/80

6/30/79	Thereafter		
-0-	-0-	150,000	6/81

(6) Acquire approximately 330 acres and three miles of river bank at Green River Gorge.

		Reappropriation	Appropriation
General Fund—ORA (HJR 52)		-0-	516,000
General Fund—ORA (LWCF)		-0-	516,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
3,200,000	768,000	5,000,000	6/85

(7) Acquire approximately 80 acres and 1,500 feet of lakefront at Pearrygin Lake.

		Reappropriation	Appropriation
General Fund—ORA (HJR 52)		-0-	187,000
General Fund—ORA (LWCF)		-0-	187,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
150,000	1,000,000	1,524,000	6/85

(8) Acquire inholdings at Conconully State Park.

		Reappropriation	Appropriation
General Fund—ORA (HJR 52)		-0-	8,000
General Fund—ORA (LWCF)		-0-	8,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	16,000	7/80

(9) Renovate and expand day use facility for ocean beach access at Copalis and Joe Creek.

		Reappropriation	Appropriation
General Fund—ORA (HJR 52)		-0-	187,000
General Fund—ORA (LWCF)		-0-	186,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	373,000	11/80

(10) Develop 50-unit campground, roadway, and parking facilities at Green River Gorge.

		Reappropriation	Appropriation
General Fund—ORA (HJR 52)		-0-	524,000

General Fund—ORA (LWCF)		-0-	476,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	21,000	1,021,000	4/81

(11) Construct parking area for overflow periods at Battle Ground Lake.

		Reappropriation	Appropriation
General Fund—ORA (HJR 52)		-0-	21,000
General Fund—ORA (LWCF)		-0-	20,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	41,000	6/81

(12) Develop 50-unit camping area with associated facilities at Manchester.

		Reappropriation	Appropriation
General Fund—ORA (HJR 52)		-0-	208,000
General Fund—ORA (LWCF)		-0-	207,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	415,000	6/80

(13) Construct two additional boat launch ramps at Fort Canby State Park.

		Reappropriation	Appropriation
General Fund—ORA (Int. 215)		-0-	44,000
General Fund—ORA (LWCF)		-0-	44,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	88,000	5/81

(14) Develop campground facilities at Spencer Spit.

		Reappropriation	Appropriation
General Fund—ORA (HJR 52)		-0-	319,000
General Fund—ORA (LWCF)		-0-	319,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	638,000	11/80

(15) Acquire land and trail easements for trailhead facilities at Squak Mountain.

	Reappropriation	Appropriation
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General Fund—ORA (HJR 52)		-0-	39,000
General Fund—ORA (LWCF)		-0-	39,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	78,000	7/80

(16) Acquire the Bradley site in central Puget Sound.

		Reappropriation	Appropriation
General Fund—ORA (HJR 52)		-0-	600,000
General Fund—ORA (LWCF)		-0-	600,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	1,200,000	6/81

(17) To design, construct, and equip a Lewis and Clark interpretive center at Chief Timothy park.

		Reappropriation	Appropriation
General Fund—ORA (HJR 52)		-0-	160,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	160,000	6/81

(18) Acquire the Goldendale observatory site.

		Reappropriation	Appropriation
General Fund—ORA (HJR 52)		-0-	100,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	100,000	6/81

(19) Renovate the day use area at Camp Wooten State Park.

		Reappropriation	Appropriation
General Fund—ORA (HJR 52)		-0-	55,000
General Fund—ORA (LWCF)		-0-	54,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	109,000	6/81

(20) Acquire frontage at or near the abandoned townsite of Frankfort on the Columbia River.

	Reappropriation	Appropriation
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General Fund—ORA (HJR 52)		-0-	150,000
General Fund—ORA (LWCF)		-0-	150,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	700,000	1,000,000	1/81

(21) Acquire additional property for Scenic Beach State Park in Kitsap county.

		Reappropriation	Appropriation
General Fund—ORA (HJR 52)		-0-	175,000
General Fund—ORA (LWCF)		-0-	175,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	350,000	6/81

(22) Acquire the Matelich site in central Puget Sound.

		Reappropriation	Appropriation
General Fund—ORA (HJR 52)		-0-	150,000
General Fund—ORA (LWCF)		-0-	150,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	300,000	6/81

(23) Acquire approximately five acres of the property known as Kubota Gardens.

		Reappropriation	Appropriation
General Fund—ORA (HJR 52)		-0-	125,000
General Fund—ORA (LWCF)		-0-	125,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	250,000	6/81

(24) Acquire portions of river bank on the Green River.

		Reappropriation	Appropriation
General Fund—ORA (HJR 52)		-0-	375,000
General Fund—ORA (LWCF)		-0-	375,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	750,000	6/81

(25) Construct day-use facilities at Clallam Bay spit.

		Reappropriation	Appropriation
General Fund—ORA (HJR 52)		—0—	90,000
General Fund—ORA (LWCF)		—0—	89,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
—0—	—0—	179,000	6/81

(26) Acquire recreational property at Beards Hollow.

		Reappropriation	Appropriation
General Fund—ORA (HJR 52)		—0—	400,000
General Fund—ORA (LWCF)		—0—	400,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
—0—	—0—	800,000	6/81

(27) Acquire additional property for Penrose Point State Park.

		Reappropriation	Appropriation
General Fund—ORA (HJR 52)		—0—	175,000
General Fund—ORA (LWCF)		—0—	175,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
—0—	—0—	350,000	6/81

(28) Acquire approximately 700 feet of waterfront and 65 acres of uplands at Haley Property.

		Reappropriation	Appropriation
General Fund—ORA (HJR 52)		—0—	150,000
General Fund—ORA (LWCF)		—0—	150,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
300,000	300,000	900,000	6/81

(29) Renovate site for Fort Worden marine interpretive center.

		Reappropriation	Appropriation
General Fund—ORA (HJR 52)		—0—	32,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
—0—	—0—	32,000	6/81

NEW SECTION. Sec. 185. FOR THE DEPARTMENT OF COMMERCE AND ECONOMIC DEVELOPMENT

(1) \$5,000,000 for the planning, design, construction, furnishing and landscaping of a multi-theatre international performing arts facility designated as the "Pacific Northwest festival facility" located in south King county in the vicinity of Federal Way. The appropriation contained in this section shall not be expended until the state is in receipt of \$15,000,000 from the federal government and/or other sources. Should federal legislation dictate that the facility be owned by the federal government, the state moneys shall be granted to such federal administering agency which is representing the federal government.

		Reappropriation	Appropriation
GF, Pacific Northwest Festival Facility Constr Acct		-0-	5,000,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	5,000,000	6/81

(2) To provide matching grants for the planning, design, construction, furnishing, and landscaping of two regionally based performing arts facilities, to be known as the "Washington center for the performing arts" facility located in Thurston county within the area of the city of Olympia, and "the Pantages theatre" facility located in Pierce county within the area of the city of Tacoma.

		Reappropriation	Appropriation
GF, Cultural Facilities Constr Acct		-0-	3,000,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	3,000,000	6/81

NEW SECTION. Sec. 186. FOR THE DEPARTMENT OF FISHERIES

(1) Renovate and make improvements to meet safety, health, and environmental regulations.

		Reappropriation	Appropriation
GF, Fish Cap Proj Acct		455,000	2,440,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
4,726,000	725,000	8,346,000	6/81

(2) Provide necessary replacement and alterations to facilities at various hatchery locations state-wide.

		Reappropriation	Appropriation
GF, Fish Cap Proj Acct		1,271,000	1,635,000
Project Costs	Estimated Costs	Estimated Total	Estimated Completion

Through 6/30/79	7/1/81 and Thereafter	Costs	Date
1,131,000	250,000	4,287,000	6/81

(3) Improve operation and production efficiency of existing facilities state-wide.

		Reappropriation	Appropriation
General Fund—Federal		-0-	575,000
GF, Fish Cap Proj Acct		743,000	941,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
625,000	958,000	3,842,000	6/81

(4) Complete various enhancements projects, state-wide.

		Reappropriation	Appropriation
GF, Sal Enhmt Constr Acct		24,060,000	3,541,000
General Fund—Federal		1,024,000	650,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
5,125,000	-0-	34,400,000	9/81

(5) Complete various recreation projects funded through the interagency committee for outdoor recreation.

		Reappropriation	Appropriation
General Fund—ORA (Ref. 28)		573,000	-0-
General Fund—ORA (LWCF)		1,136,000	-0-
General Fund—ORA (Int. 215)		160,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
933,000	-0-	2,802,000	6/81

(6) Complete capital facility improvements to support the shellfish research and production program state-wide.

		Reappropriation	Appropriation
GF, Fish Cap Proj Acct		103,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
155,000	-0-	258,000	6/80

(7) Construct four additional saltwater rearing pens for research and enhancement of juvenile lingcod and mussel cultures.

	Reappropriation	Appropriation
GF, Fish Cap Proj Acct	-0-	71,000

Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	71,000	6/80

(8) Construct artificial reef structures in ten locations in Puget Sound and Hood Canal for use by recreational fishermen.

	Reappropriation	Appropriation
General Fund—ORA (HJR 52)	-0-	205,000
General Fund—ORA (LWCF)	-0-	205,000

Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	410,000	6/81

(9) Construct wooden walkways on top of breakwater structures at Westhaven Cove Marina in Westport to improve safety and ease of access for recreational fishermen.

	Reappropriation	Appropriation
General Fund—ORA (HJR 52)	-0-	62,000
General Fund—ORA (LWCF)	-0-	62,000

Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	124,000	5/81

(10) Construct access walkway and fishing pier atop and extending from the breakwater at the Port of Peninsula Boat Basin at Nahcotta.

	Reappropriation	Appropriation
General Fund—ORA (HJR 52)	-0-	61,000
General Fund—ORA (LWCF)	-0-	60,000

Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	121,000	5/81

(11) Construct access walkway and stairs to east end of Hood Canal bridge, including sanitary facilities, parking, and artificial reef for recreational fishing.

	Reappropriation	Appropriation
General Fund—ORA (HJR 52)	-0-	190,000
General Fund—ORA (LWCF)	-0-	190,000

Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	380,000	12/80

(12) Develop breakwater launch ramp, loading and tie-up floats, sanitary facilities, parking, and other related facilities for recreational fishing at Snow Creek. Upon completion of construction, the department of fisheries shall contract with the state parks and recreation commission for operation of the facility with no user fee charged for use by the general public.

		Reappropriation	Appropriation
General Fund—ORA (Int.215)		-0-	323,000
General Fund—ORA (LWCF)		-0-	322,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	645,000	3/80

(13) Develop parking area for 100 cars for use with Edmonds fishing pier.

		Reappropriation	Appropriation
General Fund—ORA (HJR 52)		-0-	14,000
General Fund—ORA (LWCF)		-0-	13,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	27,000	3/80

(14) Complete construction of Seattle and Tacoma fishing piers.

		Reappropriation	Appropriation
General Fund—ORA (HJR 52)		-0-	245,000
General Fund—ORA (LWCF)		-0-	245,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	490,000	9/80

NEW SECTION. Sec. 187. FOR THE DEPARTMENT OF GAME

(1) Critical resource acquisition, acquire lands for wildlife habitat, wildlife recreation, and public hunting state-wide.

		Reappropriation	Appropriation
General Fund—ORA (LWCF)		6,000	-0-
General Fund—ORA (Ref. 28)		64,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
83,000	-0-	153,000	6/80

(2) Critical resource development, develop lands to provide recreational opportunities for the public state-wide.

	Reappropriation	Appropriation
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General Fund—ORA (LWCF)		56,000	-0-
General Fund—ORA (Ref. 28)		90,000	-0-
General Fund—ORA (Int. 215)		40,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
54,000	-0-	240,000	12/79

(3) Freshwater shorelands development, development of facilities to provide public access to inland waters state-wide.

		Reappropriation	Appropriation
General Fund—ORA (LWCF)		3,000	-0-
General Fund—ORA (Ref. 28)		55,000	-0-
General Fund—ORA (Int. 215)		63,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
89,000	-0-	210,000	12/79

(4) Naches Hatchery, water supply development for raceways and hatcheries.

		Reappropriation	Appropriation
Game Fund—State		107,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
30,000	-0-	137,000	10/79

(5) To construct pollution abatement facilities at the Beaver Creek Hatchery.

		Reappropriation	Appropriation
Game Fund—Federal		561,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
20,000	-0-	581,000	10/79

(6) To construct an equipment and storage shop at Wells Wildlife Recreation Area.

		Reappropriation	Appropriation
Game Fund—Local		14,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
18,000	-0-	32,000	12/79

(7) To construct a seed storage facility at McNary Wildlife Recreation Area.

		Reappropriation	Appropriation
Game Fund—Federal		1,000	—0—
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
2,000	—0—	3,000	12/79

(8) To construct habitat area and wildlife recreation area boundary fencing state-wide.

		Reappropriation	Appropriation
Game Fund—State		29,000	—0—
Game Fund—Federal		110,000	—0—
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
48,000	—0—	187,000	11/79

(9) To construct shop and storage area for equipment at the McNary Wildlife Recreation Area.

		Reappropriation	Appropriation
Game Fund—State		2,000	—0—
Game Fund—Federal		7,000	—0—
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
9,000	—0—	18,000	12/79

(10) Remodel existing storage area at Olympia warehouse to provide additional office space and parking.

		Reappropriation	Appropriation
Game Fund—State		100,000	—0—
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
9,000	—0—	109,000	10/79

(11) Sell Auburn Game Farm and distribute existing facilities to Whidbey Island, South Tacoma, and Lewis County Game Farms.

		Reappropriation	Appropriation
Game Fund—State		235,000	—0—
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
—0—	—0—	235,000	6/81

(12) Relocate Auburn shop activities to Olympia after sale of Auburn Game Farm.

		Reappropriation	Appropriation
Game Fund—State		200,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	200,000	6/81

(13) Provide for repair or replacement under emergency conditions.

		Reappropriation	Appropriation
Game Fund—State		-0-	100,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	200,000	300,000	6/81

(14) Replace 29 sets of outdoor toilets located on game department access areas state-wide.

		Reappropriation	Appropriation
Game Fund—State		-0-	163,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	198,000	361,000	6/81

(15) Provide sedimentation basins at five hatcheries that will collect solid waste from used water for pollution control.

		Reappropriation	Appropriation
Game Fund—State		-0-	218,000
Game Fund—Federal		-0-	22,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	240,000	7/80

(16) Construct an 8-foot high chain link fence to protect rainbow broodstock from vandalism and theft at Tokul Creek Hatchery.

		Reappropriation	Appropriation
Game Fund—State		-0-	11,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	11,000	12/79

(17) Purchase fishing sites and easements to mitigate the fishery loss related to Wells Dam construction.

		Reappropriation	Appropriation
Game Special Wildlife Account		-0-	69,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	69,000	6/81

(18) Design and construct a three bedroom residence with garage, utilities, and roadway plus holding pen for 750 birds at Wells WRA.

		Reappropriation	Appropriation
Game Special Wildlife Account		-0-	108,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	108,000	9/80

(19) Repair pipeline from Lake Whatcom that supplies hatchery with production water.

		Reappropriation	Appropriation
Game Fund—State		-0-	36,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	36,000	9/80

(20) Provide for maintenance and construction of boundary, drift and habitat area fencing and property surveys.

		Reappropriation	Appropriation
Game Fund—Federal		-0-	146,000
Game Fund—State		-0-	49,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	481,000	676,000	7/81

(21) Replace 80 wood troughs and supports at Lake Whatcom Hatchery.

		Reappropriation	Appropriation
Game Fund—State		-0-	38,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	38,000	3/80

(22) Repair or replace fish screens at lake outlets preventing out migration of planted trout.

		Reappropriation	Appropriation
Game Fund—Federal		-0-	53,000
Game Fund—State		-0-	18,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	71,000	6/81

(23) Replace old holding pens, brooder runs, and woven wire fencing to prevent game bird escapement.

		Reappropriation	Appropriation
Game Fund—State		-0-	195,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	526,000	721,000	4/81

(24) Replace three wood wall dirt bottom raceways with three 10-foot by 100-foot concrete raceways at South Tacoma Hatchery.

		Reappropriation	Appropriation
Game Fund—State		-0-	67,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	67,000	3/81

(25) Repair leaks in hatchery pond and raceways at Arlington Hatchery.

		Reappropriation	Appropriation
Game Fund—State		-0-	49,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	49,000	5/81

(26) Replace roofing at Skamania Hatchery.

		Reappropriation	Appropriation
Game Fund—Federal		-0-	18,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	18,000	6/81

(27) Provide preplanning and design funds for future biennia capital projects.

		Reappropriation	Appropriation
Game Fund—State		—0—	50,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
—0—	100,000	150,000	6/81

(28) Construct small parking area and related user facilities at Scatter Creek WRA.

		Reappropriation	Appropriation
General Fund—ORA (HJR 52)		—0—	11,000
General Fund—ORA (LWCF)		—0—	11,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
—0—	—0—	22,000	9/79

(29) Construct parking area, launch ramp, and related user facilities at Lake Ki in Snohomish county.

		Reappropriation	Appropriation
General Fund—ORA (Int. 215)		—0—	36,000
General Fund—ORA (LWCF)		—0—	36,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
—0—	—0—	72,000	7/80

(30) Redevelop and construct boat launching facilities at Potholes Reservoir, Campbell Lake, Fazon Lake, Burke Lake, Badger Lake, Loon Lake, Humptulips River, and Chambers Lake.

		Reappropriation	Appropriation
General Fund—ORA (HJR 52)		—0—	15,000
General Fund—ORA (Int. 215)		—0—	214,000
General Fund—ORA (LWCF)		—0—	229,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
39,000	—0—	497,000	6/81

(31) Construct parking area and related user facilities at Tokul Creek.

		Reappropriation	Appropriation
General Fund—ORA (HJR 52)		—0—	12,000
General Fund—ORA (LWCF)		—0—	12,000
Project	Estimated	Estimated	Estimated

Costs Through 6/30/79	Costs 7/1/81 and Thereafter	Total Costs	Completion Date
-0-	-0-	24,000	11/80

(32) Construct an "A" Frame warming hut designed to provide essential facilities for snowmobilers during cold or emergency conditions.

General Fund—State		Reappropriation	Appropriation
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	33,000	9/80

(33) Construct .34 acre parking area surface with ballast at Wooten WRA.

General Fund—State		Reappropriation	Appropriation
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	14,000	7/80

(34) Construct a one-half acre parking area and install timber bridge for snowmobilers at Sherman Creek WRA.

General Fund—State		Reappropriation	Appropriation
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	19,000	7/80

(35) Acquire Delfeld property as an addition to Chiliwist WRA.

General Fund—ORA (HJR 52)		Reappropriation	Appropriation
General Fund—ORA (LWCF)		Reappropriation	Appropriation
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	318,000	6/81

NEW SECTION. Sec. 188. FOR THE DEPARTMENT OF NATURAL RESOURCES

(1) Construct 15,000 square feet of lath house at the Bellingham Nursery to provide holding area for seedlings.

Reappropriation	Appropriation
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GF, Res Mgmt Cost Acct		30,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	30,000	10/79

(2) Webster Nursery—Land reclamation.

		Reappropriation	Appropriation
GF, Res Mgmt Cost Acct		50,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	50,000	10/79

(3) Upgrade domestic water systems at various locations.

		Reappropriation	Appropriation
General Fund—State		-0-	65,000
General Fund—CEP & RI Acct		-0-	13,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	78,000	9/80

(4) Provide for emergency exit at Olympic Area Headquarters.

		Reappropriation	Appropriation
GF, Res Mgmt Cost Acct		-0-	6,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	6,000	11/79

(5) Acquire and improve surplus federal installation on Budd Inlet for seaweed research laboratory.

		Reappropriation	Appropriation
GF, Res Mgmt Cost Acct		-0-	228,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	228,000	2/80

(6) Provides funding for implementation of Senate Bill No. 2200 (chapter 109, Laws of 1977 ex. sess.) to establish land bank.

		Reappropriation	Appropriation
GF, For Dev Acct		-0-	1,000,000

Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	2,000,000	3,000,000	6/81

(7) Construct and improve roads and bridges into state-owned timberlands, state-wide.

	Reappropriation	Appropriation
GF, For Dev Acct	-0-	426,000
GF, Res Mgmt Cost Acct	2,240,000	1,040,000

Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
1,559,000	4,000,000	9,265,000	6/81

(8) Convert arid lands into productive lands for crop growing through development or irrigation systems.

	Reappropriation	Appropriation
GF, Res Mgmt Cost Acct	3,770,000	1,940,000

Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
2,497,000	4,000,000	12,207,000	6/81

(9) Acquire access for management of timber and agricultural lands.

	Reappropriation	Appropriation
GF, For Dev Acct	-0-	175,000
GF, Res Mgmt Cost Acct	-0-	691,000

Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
900,000	1,300,000	3,066,000	6/81

(10) Provides shops for maintenance and repair of equipment used in the honor camp program in Skagit county.

	Reappropriation	Appropriation
General Fund—CEP & RI Acct	-0-	536,000

Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	536,000	6/80

(11) Replace old lookout structures at rate of one per biennium.

	Reappropriation	Appropriation
General Fund—State	-0-	15,000

Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
10,000	34,000	59,000	6/81

(12) Rebuild gas house and expand parking at Chehalis Compound.

General Fund—State		Reappropriation	Appropriation
		—0—	17,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
—0—	—0—	17,000	6/81

(13) Provide air exchange and cooling system to reduce heat buildup at Southwest Area Headquarters.

GF, Res Mgmt Cost Acct		Reappropriation	Appropriation
		—0—	7,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
—0—	—0—	7,000	6/80

(14) Construct roads and bridges to state lands in Cavanaugh Block.

GF, For Dev Acct		Reappropriation	Appropriation
		—0—	475,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
—0—	—0—	475,000	6/81

(15) Construct dry storage facility at Larch Mountain warehouse.

General Fund—CEP & RI Acct		Reappropriation	Appropriation
		—0—	47,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
—0—	—0—	47,000	6/80

(16) Prepare sites for commercial leases, state-wide.

GF, Res Mgmt Cost Acct		Reappropriation	Appropriation
		1,570,000	2,449,000
Project Costs Through	Estimated Costs 7/1/81 and	Estimated Total Costs	Estimated Completion Date

6/30/79	Thereafter		
196,000	3,000,000	7,215,000	6/81

(17) Provide facilities to house three-man fire crews at Beaver and Sekiu.

		Reappropriation	Appropriation
General Fund—State		-0-	46,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	46,000	5/80

(18) Construct and improve campsites, roads, trails, and other recreation projects, including off-road vehicles and snowmobile facilities.

		Reappropriation	Appropriation
General Fund—ORA (Ref. 28)		733,000	-0-
General Fund—ORA (Ref. 18)		19,000	-0-
General Fund—ORA (Int. 215)		187,000	-0-
General Fund—ORA (LWCF)		412,000	-0-
General Fund—State		-0-	31,000
General Fund—ORV Acct—State		-0-	1,994,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
1,448,000	4,900,000	9,724,000	6/81

(19) Drill well to provide water for Ahtanum Camp.

		Reappropriation	Appropriation
General Fund—ORA (HJR 52)		-0-	6,000
General Fund—ORA (LWCF)		-0-	6,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	12,000	10/79

(20) Drill two wells and install powerline at Black Rock Irrigation Project.

		Reappropriation	Appropriation
GF, Res Mgmt Cost Acct		-0-	290,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	290,000	6/81

(21) Rebuild old Mule Spur road to provide access for reforestation.

		Reappropriation	Appropriation
GF, For Dev Acct		-0-	75,000
GF, Res Mgmt Cost Acct		-0-	225,000

Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	300,000	6/81

(22) Improve road to Elbe Hills for timber sales activities.

	Reappropriation	Appropriation
GF, For Dev Acct	-0-	405,000
GF, Res Mgmt Cost Acct	-0-	135,000

Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	540,000	6/81

(23) Purchase materials for use in camp road maintenance programs.

	Reappropriation	Appropriation
General Fund—CEP & RI Acct	-0-	20,000

Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	45,000	65,000	6/80

(24) Provide housing for radio equipment at Little Summit presently in old military surplus trailer.

	Reappropriation	Appropriation
General Fund—State	-0-	3,000
GF, Res Mgmt Cost Acct	-0-	4,000

Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	7,000	3/81

(25) Reconstruct gas house and enlarge parking area at Northwest Area Headquarters Compound.

	Reappropriation	Appropriation
General Fund—State	-0-	16,000
GF, Res Mgmt Cost Acct	-0-	17,000

Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	33,000	12/79

(26) Construct building on Orcas Island to store fire control supplies.

	Reappropriation	Appropriation
General Fund—State	-0-	16,000

Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	16,000	10/80

(27) Construct cyclone fencing at two area headquarter sites.

General Fund—State		Reappropriation	Appropriation
		-0-	33,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	33,000	3/80

(28) Construct a block masonry cold storage building to store seedlings at Webster Nursery.

GF, Res Mgmt Cost Acct		Reappropriation	Appropriation
		-0-	70,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	70,000	9/80

(29) Construct wells and powerline to irrigate 600 acres at Smith Irrigation Project.

GF, Res Mgmt Cost Acct		Reappropriation	Appropriation
		-0-	275,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	275,000	6/81

(30) Construct a block masonry cold storage facility as storage for six million seedlings at Webster Nursery.

GF, Res Mgmt Cost Acct		Reappropriation	Appropriation
		-0-	500,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	500,000	9/80

(31) Construct three corrugated fiberglass growing houses to protect grafted trees at seed orchard.

GF, Res Mgmt Cost Acct		Reappropriation	Appropriation
		-0-	97,000

Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	97,000	2/80

(32) Improve access to large blocks of state land at Marckworth for timber removal.

		Reappropriation	Appropriation
GF, For Dev Acct		-0-	171,000
GF, Res Mgmt Cost Acct		-0-	73,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	244,000	6/81

(33) Remove dangerous abandoned structures from state tidelands.

		Reappropriation	Appropriation
GF, Res Mgmt Cost Acct		-0-	150,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	150,000	6/81

(34) Acquire recreational property at Mount Si.

		Reappropriation	Appropriation
General Fund—ORA (HJR 52)		-0-	900,000
General Fund—ORA (LWCF)		-0-	900,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	1,800,000	6/81

NEW SECTION. Sec. 189. FOR THE UNIVERSITY OF WASHINGTON

(1) To provide for the completion of the expansion and renovation of existing teaching hospital.

		Reappropriation	Appropriation
St Bldg Auth Constr Acct		180,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
12,413,000	-0-	12,593,000	5/79

(2) A continuation of the renovation of mechanical and electrical systems; renovation and remodeling of departmental space; elevator extension and access

improvement for handicapped for Department of Chemistry and School of Pharmacy at Bagley Hall.

		Reappropriation	Appropriation
UW Bldg Acct		4,350,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
150,000	-0-	4,500,000	5/80

(3) A continuation of building systems renovation and replacement including mechanical and electrical systems, remodeling of spaces for more intensive use, and repairs to correct code deficiencies at Health Science Building.

		Reappropriation	Appropriation
UW Bldg Acct		2,800,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	2,800,000	3/80

(4) To construct additional locker rooms, service areas, and multipurpose gymnasium to provide comparable athletic facilities for men and women at Edmundson Pavilion.

		Reappropriation	Appropriation
UW Bldg Acct		395,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
1,967,000	-0-	2,362,000	7/79

(5) To construct a new building providing offices, classrooms, speech and hearing clinics, media center, library, and laboratories for School of Social Work and Department of Speech & Hearing Sciences.

		Reappropriation	Appropriation
UW Bldg Acct		5,200,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
1,450,000	-0-	6,650,000	6/80

(6) To construct and equip major utility and building renovations for operating efficiencies, safety improvements, and preservation of existing facilities.

		Reappropriation	Appropriation
UW Bldg Acct		1,450,000	-0-
Project Costs	Estimated Costs	Estimated Total	Estimated Completion

Through 6/30/79	7/1/81 and Thereafter	Costs	Date
5,189,000	-0-	6,139,000	6/81

(7) To provide minor building alterations or renovations for section 504 handi-capped access compliance.

		Reappropriation	Appropriation
St H Ed Constr Acct		-0-	1,538,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	1,538,000	6/81

(8) To provide for improvements for high priority academic needs, improved energy utilization, remodeling and refurbishing of classrooms, repairs to sports facilities, and continuing real estate contract payments.

		Reappropriation	Appropriation
UW Bldg Acct		-0-	2,692,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	12,748,000	14,438,000	6/81

(9) To plan and construct utility projects including power plant modifications, utility extensions to new buildings, electrical distribution system improvements, supervisory control system extension and upper campus sewer separation.

		Reappropriation	Appropriation
UW Bldg Acct		-0-	2,248,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	6,733,000	8,981,000	6/81

(10) To design laboratory facilities at Big Beef Creek.

		Reappropriation	Appropriation
UW Bldg Acct		-0-	200,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	200,000	8/83

(11) To design a new facility to house the center for extension and continuing education.

		Reappropriation	Appropriation
UW Bldg Acct		-0-	236,000

Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	236,000	6/83

(12) To replace obsolete and outmoded scientific, instruction and support equipment.

		Reappropriation	Appropriation
UW Bldg Acct		-0-	5,000,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	5,000,000	6/81

(13) To remodel certain areas for the Department of Speech and Hearing Sciences when the School of Social Work vacates the building at Eagleson Hall.

		Reappropriation	Appropriation
H Ed Constr Acct		-0-	537,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	537,000	1/81

(14) To renovate and remodel interior spaces to accommodate new program requirements of School of Nutritional Sciences and Textiles, correct code deficiencies, and install an elevator to make the building accessible to the handicapped at Raitt Hall.

		Reappropriation	Appropriation
H Ed Constr Acct		-0-	3,024,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	3,024,000	9/82

(15) To construct and equip laboratory and service facilities for instruction in biology, botany, zoology, and genetics.

		Reappropriation	Appropriation
H Ed Constr Acct		-0-	10,978,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
566,000	-0-	11,544,000	9/81

(16) To provide new ventilation and air handling systems, water piping, code deficiency correction, and general upgrading at Health Sciences Building.

		Reappropriation	Appropriation
H Ed Constr Acct		-0-	1,806,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	1,806,000	12/80

(17) To remodel the existing clinic to make it more usable as a practice clinic, provide professional practice instruction and better services to dental patients at Dental Clinic.

		Reappropriation	Appropriation
H Ed Constr Acct		-0-	437,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	437,000	4/80

(18) To replace heating system, improve ventilation, change partitions, install elevator and bring existing staff personnel office building up to code after it is vacated by the Speech and Hearing Sciences Clinics.

		Reappropriation	Appropriation
H Ed Constr Acct		-0-	646,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	646,000	3/81

(19) Design funds to upgrade heating, ventilation, plumbing, and electrical systems; to make code corrections; and to remodel a portion of the gym for more intensive use of space for new program emphasis at Hutchinson Hall.

		Reappropriation	Appropriation
H Ed Constr Acct		-0-	153,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	2,401,000	2,554,000	12/81

(20) Funds to repair or replace building systems, make safety and code corrections, replace window frames and door hardware at Health Science Building, wings E and F.

		Reappropriation	Appropriation
H Ed Constr Acct		-0-	360,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	2,401,000	2,554,000	12/81

6/30/79	Thereafter		
-0-	3,398,000	3,758,000	6/83

(21) To construct addition to existing structure to relieve overcrowding of existing staff in Physical Plant and Facilities Planning and Construction.

		Reappropriation	Appropriation
H Ed Constr Acct		-0-	434,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	434,000	9/81

(22) To construct addition to existing structure to adequately house existing staff in Purchasing, General Accounting, and Grant and Contract Accounting.

		Reappropriation	Appropriation
H Ed Constr Acct		-0-	1,003,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	1,003,000	9/81

(23) To construct a new mechanical room underground to serve Health Sciences Building wings E, F, and G and add some adjacent space for office use.

		Reappropriation	Appropriation
H Ed Constr Acct		-0-	1,580,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	1,580,000	6/80

(24) To restore Johnson Hall Annex to sound condition meeting current code requirements.

		Reappropriation	Appropriation
H Ed Constr Acct		-0-	250,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	250,000	5/81

(25) To renovate the Showboat, Penthouse, and Playhouse Theaters, including structural repairs, electrical rewiring, sound system replacement, general repainting and refurbishing.

		Reappropriation	Appropriation
UW Bldg Acct		-0-	300,000
Project	Estimated	Estimated	Estimated

Costs Through 6/30/79	Costs 7/1/81 and Thereafter	Total Costs	Completion Date
-0-	-0-	300,000	4/81

(26) To design and construct a laboratory building and dormitory at Pack Forest.

		Reappropriation	Appropriation
UW Bldg Acct		-0-	544,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	544,000	8/81

(27) Design and construct two dormitories of 20 double rooms each and one apartment building with 10 one-bedroom apartments to increase student capacity at Friday Harbor.

		Reappropriation	Appropriation
UW Bldg Acct		-0-	717,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	717,000	6/81

NEW SECTION. Sec. 190. FOR WASHINGTON STATE UNIVERSITY

(1) To construct and equip modifications to existing utility production and distribution systems.

		Reappropriation	Appropriation
WSU Bldg Acct		2,830,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
2,115,000	-0-	4,945,000	6/81

(2) To construct and equip the Computer Sciences and Mathematics Building.

		Reappropriation	Appropriation
WSU Constr Acct		431,000	-0-
St H Ed Constr Acct		1,320,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
8,235,000	-0-	9,986,000	12/79

(3) To construct and equip the Intercollegiate Center for Nursing Education.

Reappropriation	Appropriation
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St H Ed Constr Acct		1,084,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
2,648,000	-0-	5,679,000	6/80

(4) To construct and equip classroom, laboratory, and office building for veterinary sciences.

		Reappropriation	Appropriation
St H Ed Constr Acct		193,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
13,836,000	-0-	14,029,000	10/79

(5) To provide minor alterations or renovations to buildings and utilities in order to make safety improvements, increase building efficiency, or extend the useful life of facilities.

		Reappropriation	Appropriation
WSU Bldg Acct		904,000	5,041,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
2,339,000	10,285,000	20,573,000	6/85

(6) To provide minor building alterations or renovations for section 504 handicapped access compliance.

		Reappropriation	Appropriation
St H Ed Constr Acct		-0-	2,965,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	2,965,000	6/81

(7) To design, remodel, equip, and construct an addition to Wegner Hall: PROVIDED, That \$2,881,000 shall be from federal funding sources.

		Reappropriation	Appropriation
H Ed Constr Acct		-0-	5,847,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
388,000	-0-	9,116,000	7/81

(8) To design, remodel, and equip Morrill Hall.

	Reappropriation	Appropriation
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H Ed Constr Acct			-0-	1,952,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date	
19,000	-0-	1,971,000	1/82	

(9) To design, construct, and equip an animal holding facility.

			Reappropriation	Appropriation
H Ed Constr Acct			-0-	2,018,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date	
-0-	-0-	2,018,000	8/82	

(10) To design, construct, and equip a receiving and delivery building.

			Reappropriation	Appropriation
H Ed Constr Acct			-0-	653,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date	
21,000	-0-	674,000	6/80	

NEW SECTION. Sec. 191. FOR EASTERN WASHINGTON UNIVERSITY

(1) To construct and equip new physical education field house.

			Reappropriation	Appropriation
St H Ed Constr Acct			365,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date	
2,092,000	-0-	2,457,000	12/79	

(2) To perform minor capital improvements to comply with current fire and safety codes, and provide for handicap access.

			Reappropriation	Appropriation
EWU Cap Proj Acct			178,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date	
278,000	-0-	456,000	6/80	

(3) To provide minor building alterations or renovations for section 504 handicapped access compliance.

			Reappropriation	Appropriation
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St H Ed Constr Acct		-0-	441,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	441,000	6/81

(4) To perform minor capital improvements to correct facility deficiencies and improve utilization.

		Reappropriation	Appropriation
EWU Cap Proj Acct		360,000	2,472,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
429,000	-0-	3,925,000	6/81

(5) To construct and equip utility loop system and implement facility energy conservation improvements.

		Reappropriation	Appropriation
EWU Cap Proj Acct		163,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
2,000	-0-	165,000	6/80

(6) To design, remodel, renovate, and equip Martin Hall.

		Reappropriation	Appropriation
H Ed Constr Acct		-0-	3,100,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	3,100,000	4/82

(7) To design, construct, and equip an aquatics building.

		Reappropriation	Appropriation
H Ed Constr Acct		-0-	1,765,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
72,000	-0-	1,837,000	2/81

NEW SECTION. Sec. 192. FOR CENTRAL WASHINGTON UNIVERSITY

(1) Alterations to facilities that will effect efficiencies in operations, extend useful life, and make needed safety correction.

		Reappropriation	Appropriation
CWU Cap Proj Acct		160,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
216,000	-0-	286,000	1/80

(2) To effect repairs and alterations to utility system for improved efficiencies, implementation of safety codes, and extension of lifetime.

		Reappropriation	Appropriation
CWU Cap Proj Acct		230,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
160,000	-0-	390,000	6/81

(3) Renovation and remodeling of vacated library building to house communications, mass media, computer sciences, special pathology, executive offices, and audio-visual services in Bouillon Hall.

		Reappropriation	Appropriation
St H Ed Constr Acct		450,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
1,665,000	-0-	2,115,000	3/80

(4) Installation of central ventilation system to supply and exhaust air to Randall Hall.

		Reappropriation	Appropriation
CWU Cap Proj Acct		70,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
14,000	-0-	84,000	11/79

(5) To provide minor building alterations or renovations for section 504 handi-capped access compliance.

		Reappropriation	Appropriation
St H Ed Constr Acct		-0-	532,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	532,000	6/81

(6) Construction of new greenhouse adjacent to Dean Science Building.

		Reappropriation	Appropriation
H Ed Constr Acct		-0-	481,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
3,000	-0-	485,000	8/80

(7) Conformance to safety health standards.

		Reappropriation	Appropriation
CWU Cap Proj Acct		100,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
19,000	-0-	119,000	6/82

(8) Modifications for the handicapped.

		Reappropriation	Appropriation
CWU Cap Proj Acct		120,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
42,000	-0-	162,000	12/79

(9) Minor renovations and additions for better facility utilization and meet changes in program needs.

		Reappropriation	Appropriation
CWU Cap Proj Acct		40,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
60,000	-0-	100,000	11/79

(10) Planning funds to restore and remodel Barge Hall.

		Reappropriation	Appropriation
CWU Cap Proj Acct		10,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
8,000	-0-	18,000	8/79

(11) Complete design of McConnell Hall for renovation and remodeling to add a multiform theater and associated components and to remodel Wildcat Shop for computer services.

Reappropriation	Appropriation
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H Ed Constr Acct		-0-	3,499,000
St H Ed Constr Acct		40,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
261,000	-0-	3,780,000	3/81

(12) Minor capital improvements and land acquisition to upgrade university buildings, facilities, and grounds.

		Reappropriation	Appropriation
CWU Cap Proj Acct		-0-	2,217,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	325,000	2,542,000	6/81

(13) To improve, extend, and modify underground utilities and services.

		Reappropriation	Appropriation
CWU Cap Proj Acct		-0-	1,026,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	1,026,000	6/81

(14) To provide funding which will enable the university to share costs with the city of Ellensburg in fire pumper truck purchase.

		Reappropriation	Appropriation
CWU Cap Proj Acct		-0-	40,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	40,000	12/79

NEW SECTION. Sec. 193. FOR THE EVERGREEN STATE COLLEGE

(1) To construct and equip a Communications Laboratory.

		Reappropriation	Appropriation
St H Ed Constr Acct		150,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
8,305,000	-0-	8,455,000	6/81

(2) To provide minor building alterations or renovations for section 504 handi-capped access compliance.

		Reappropriation	Appropriation
St H Ed Constr Acct		-0-	136,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	136,000	6/81

(3) To provide emergency repairs and renovations for the library building.

		Reappropriation	Appropriation
TESC Cap Proj Acct		-0-	111,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	111,000	7/80

(4) To further develop outdoor recreation fields.

		Reappropriation	Appropriation
TESC Cap Proj Acct		-0-	328,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	328,000	11/80

NEW SECTION. Sec. 194. FOR WESTERN WASHINGTON UNIVERSITY

(1) Old Main renovation, including structural, mechanical, and electrical upgrading.

		Reappropriation	Appropriation
WWU Cap Proj Acct		103,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
3,401,000	-0-	3,504,000	6/81

(2) To construct and equip space for technology in applied art and provided equipment for home economics.

		Reappropriation	Appropriation
St H Ed Constr Acct		25,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
1,462,000	-0-	1,487,000	12/79

(3) To provide minor building alterations or renovations for section 504 handicapped access compliance.

		Reappropriation	Appropriation
St H Ed Constr Acct		-0-	327,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	327,000	6/81

(4) Construct and equip south campus fields and complete deferred improvements to south campus streets, walks, lighting, and landscaping.

		Reappropriation	Appropriation
St H Ed Constr Acct		-0-	2,300,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
107,000	-0-	2,407,000	5/81

(5) Improvements to academic buildings to provide for changing program requirements, improve instruction, space efficiency, and protect original investment.

		Reappropriation	Appropriation
WWU Cap Proj Acct		100,000	214,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
131,000	700,000	1,145,000	6/81

(6) Complete design to improve access to service facilities on south campus physical plant site including hazardous materials storage for nonacademic needs.

		Reappropriation	Appropriation
St H Ed Constr Acct		21,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
102,000	-0-	123,000	12/79

(7) Planning and construction funds for College of Business and Economics building.

		Reappropriation	Appropriation
H Ed Constr Acct		-0-	4,500,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	4,500,000	6/81

(8) Minor improvements to grounds to reduce operating costs, reduce danger from injury, increase safety, and protect original investment.

		Reappropriation	Appropriation
WWU Cap Proj Acct		35,000	217,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
40,000	300,000	592,000	6/81

(9) Make improvements to utility systems to reduce operating costs and increase efficiency.

		Reappropriation	Appropriation
WWU Cap Proj Acct		104,000	193,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
2,190,000	-0-	2,577,000	6/81

(10) Fire and physical safety improvements.

		Reappropriation	Appropriation
WWU Cap Proj Acct		100,000	186,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
231,000	40,000	557,000	6/81

(11) Art acquisition fund.

		Reappropriation	Appropriation
St Bldg Auth Constr Acct		17,000	-0-
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
4,037,000	-0-	4,504,000	6/81

(12) To purchase property in accordance with WWU Board of Trustees campus land use plan.

		Reappropriation	Appropriation
WWU Cap Proj Acct		-0-	30,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	250,000	280,000	6/81

(13) To provide several cost-effective improvements to conserve energy consumption.

		Reappropriation	Appropriation
WWU Cap Proj Acct		-0-	81,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	81,000	6/81

(14) Improvements to academic facilities to protect property and equipment.

		Reappropriation	Appropriation
WWU Cap Proj Acct		-0-	72,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	30,000	102,000	6/81

(15) Construct fire station for use by city of Bellingham to provide more adequate fire and ambulance equipment and personnel availability to Western Washington University.

		Reappropriation	Appropriation
St H Ed Constr Acct		-0-	490,000
WWU Cap Proj Acct		-0-	318,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	808,000	6/81

NEW SECTION. Sec. 195. FOR THE STATE BOARD FOR COMMUNITY COLLEGE EDUCATION

The appropriations contained in this section adhere to the major projects priority list established by the state board and assume that the 1981-83 biennium priority listing will have the 8th priority through the 33rd priority projects of the 1979-81 biennium as the 1st through the 26th priority projects of the 1981-83 biennium. The budget also assumes Big Bend Community College will construct a \$2,500,000 physical education facility of which \$2,100,000 shall be from local funds and \$400,000 shall be from the sale proceeds of the South Campus to the Moses Lake School District.

(1) Reappropriations of projects approved and funded in previous biennia.

		Reappropriation	Appropriation
Com Col Cap Impvmt Acct		735,000	-0-
Com Col Cap Proj Acct		510,000	-0-
Com Col Cap Constr Acct		4,045,000	-0-
Project Costs Through	Estimated Costs 7/1/81 and	Estimated Total Costs	Estimated Completion Date

6/30/79	Thereafter		
18,665,000	-0-	23,955,000	2/81

(2) To provide minor building alterations or renovations for section 504 handicapped access compliance to be allocated to each district by the state board.

		Reappropriation	Appropriation
St H Ed Constr Acct		-0-	4,329,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	4,329,000	6/81

(3) Repair and reconstruct roofs on six community college campuses.

		Reappropriation	Appropriation
Com Col Cap Constr Acct		-0-	2,083,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	2,083,000	1/81

(4) To complete the design, construction, and equipping of three code-compliance projects at Clark College.

		Reappropriation	Appropriation
Com Col Cap Constr Acct		-0-	2,209,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
124,000	-0-	2,333,000	6/81

(5) To provide for minor capital improvements to correct facility deficiencies and improve utilization, to be allocated to each district by the state board.

		Reappropriation	Appropriation
Com Col Cap Constr Acct		-0-	1,949,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	1,949,000	6/81

(6) To provide for unforeseen emergency capital repairs, to be administered by the state board.

		Reappropriation	Appropriation
Com Col Cap Constr Acct		-0-	500,000
Project Costs Through	Estimated Costs 7/1/81 and	Estimated Total Costs	Estimated Completion Date

6/30/79	Thereafter		
-0-	-0-	500,000	6/81

(7) To provide for unforeseen emergency roof repairs, to be administered by the state board.

		Reappropriation	Appropriation
Com Col Cap Constr Acct		-0-	800,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	800,000	6/81

(8) To perform community college master planning, to be administered by the state board.

		Reappropriation	Appropriation
Com Col Cap Impvmt Acct		-0-	200,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	200,000	6/81

(9) To perform fire and ventilation improvements on three campuses.

		Reappropriation	Appropriation
Com Col Cap Impvmt Acct		-0-	538,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	538,000	8/80

(10) To perform minor capital improvement repairs and renovations on nine campuses.

		Reappropriation	Appropriation
Com Col Cap Constr Acct		-0-	2,196,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	2,305,000	2/81

(11) The state board for community college education shall execute an agreement with the municipality of Bremerton within which is located the campus of community college district three for the transfer of municipally owned property within the campus to the state pursuant to state laws governing vacation of city rights of way and for the transfer of state owned property to the municipality: PROVIDED, That such an agreement shall result in a net increase in acreage of the campus and that the property transferred from the state to the municipality is used exclusively for the purpose of traffic flow and access to, through, and around the

campus. Once the agreement has been executed, the appropriation provided in this subsection shall be granted by the board to the municipality.

		Reappropriation	Appropriation
Com Col Cap Proj Acct		-0-	375,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	375,000	6/81

(12) To perform four minor utility and mechanical systems improvements at three campuses.

		Reappropriation	Appropriation
Com Col Cap Constr Acct		-0-	250,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	250,000	10/79

(13) To replace, repair, restore, install, and construct heating, ventilation, and air conditioning systems at five campuses.

		Reappropriation	Appropriation
Com Col Cap Proj Acct		-0-	2,005,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	2,005,000	2/81

(14) To perform three feasibility studies for two colleges.

		Reappropriation	Appropriation
Com Col Cap Proj Acct		-0-	104,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	104,000	4/80

(15) Design, remodel, equip, and construct an addition to the Science and Vocational Instruction facilities at Shoreline Community College.

		Reappropriation	Appropriation
Com Col Cap Constr Acct		-0-	2,043,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	2,043,000	5/81

(16) Design, construct, and equip a vocational instruction building for industrial electronics at Peninsula College.

		Reappropriation	Appropriation
Com Col Cap Constr Acct		-0-	500,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	500,000	9/80

(17) Design, construct, and equip an addition to vocational facilities at Olympia Technical Community College.

		Reappropriation	Appropriation
Com Col Cap Impvmt Acct		-0-	652,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	652,000	12/80

(18) To design a gymnasium at North Seattle.

		Reappropriation	Appropriation
Com Col Cap Constr Acct		-0-	267,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	3,448,000	3,715,000	12/81

(19) To design, construct, raze, remodel, and renovate vocational facilities at the Duwamish branch of the South Seattle Community College.

		Reappropriation	Appropriation
Com Col Cap Constr Acct		-0-	3,070,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	3,070,000	5/81

(20) To acquire and develop land, design, remodel, and construct facilities for maintenance and vocational instruction at Centralia College.

		Reappropriation	Appropriation
Com Col Cap Constr Acct		-0-	3,528,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	3,528,000	8/81

(21) To purchase a building and land, renovate existing facilities, and design and construct a vocational building at Lower Columbia Community College.

		Reappropriation	Appropriation
Com Col Cap Constr Acct		-0-	4,265,000
Com Col Cap Impvmt Acct		-0-	10,000
Com Col Cap Proj Acct		-0-	56,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	1,867,000	6,198,000	11/82

NEW SECTION. Sec. 196. FOR THE BOARD OF EDUCATION—SUPERINTENDENT OF PUBLIC INSTRUCTION

To provide for planning, construction, remodeling, and demolition of public school facilities: PROVIDED, That of this appropriation not more than \$8,000,000 shall be to provide minor building alterations or renovations for section 504 handicapped access compliance pursuant to procedures and requirements established by the state board which shall be separate and apart from the procedures and requirements of chapter 28A.47 RCW and chapter 180-30 WAC, each as now or hereafter amended, which govern the allocation of the balance of this appropriation item: PROVIDED, That notwithstanding any provision contained in chapter 28A.47 RCW and/or RCW 28A.47.800 through 28A.47.811, inclusive, as now or hereafter amended, or any regulation of the state board of education or the state superintendent of public instruction adopted after January 1, 1979, all school districts which passed a bond issue or special levy for capital construction or capital purposes, including a vocational-technical institute, on or before April 5, 1979, shall remain eligible for state matching funds on the same basis as provided under statutes and/or state board of education regulations in effect on or before January 1, 1979, and each such district application shall receive the same priority it would have received under state law and/or state board of education rules and regulations in effect at the time any such bond issue or special levy was approved by the voters: PROVIDED FURTHER, That this condition shall apply only to bond issues or capital levies for capital purposes approved by the voters prior to April 5, 1979, and shall not be construed as preventing future modifications of space standards for districts which pass a bond issue or special levy for capital construction or capital purposes after April 5, 1979.

		Reappropriation	Appropriation
Com Sch Constr Fund		76,123,000	318,000,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
83,875,000	292,000,000	769,998,000	6/81

NEW SECTION. Sec. 197. FOR THE STATE PATROL

(1) Construct and equip facility for district command and detachment personnel, communications, dispatching, and VIN Inspection in Vancouver.

	Reappropriation	Appropriation
MV Fund—State	150,000	56,000

Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
657,000	-0-	864,000	8/79

(2) Construct and equip weigh station facility on I-82 near the Washington-Oregon border at Plymouth to ensure truck compliance with existing laws and regulations.

		Reappropriation	Appropriation
MV Fund—State		-0-	320,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	320,000	12/80

(3) Construct VIN Inspection building at Kennewick to inspect out-of-state vehicles prior to licensing.

		Reappropriation	Appropriation
MV Fund—State		-0-	102,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	102,000	7/80

(4) Provide minor alterations and modifications to increase efficiency and useful life to existing facilities.

		Reappropriation	Appropriation
MV Fund—State		-0-	165,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	165,000	7/80

(5) Design funds for mobile radio relay sites at Octopus, Neilton Point/Salmon River Ridge, Republic, Pateros, and Okanogan.

		Reappropriation	Appropriation
MV Fund—State		-0-	3,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	1,134,000	1,137,000	6/83

(6) Design funds to construct mobile radio relay sites at Gardiner, Pullman, and Blue Mountain.

Reappropriation	Appropriation
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MV Fund—State		-0-	2,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	813,000	814,000	6/85

(7) Install chain link security fencing at Skamania, Stacker Butte, Roosevelt, Clyde, Lind, Chehalis, Kalama, Bellevue, and Gold Mountain.

		Reappropriation	Appropriation
MV Fund—State		-0-	27,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	27,000	10/79

(8) Relocate weigh station facility on SR 20 west of Mt. Vernon.

		Reappropriation	Appropriation
MV Fund—State		-0-	82,000
Project Costs Through 6/30/79	Estimated Costs 7/1/81 and Thereafter	Estimated Total Costs	Estimated Completion Date
-0-	-0-	82,000	12/80

NEW SECTION. Sec. 198. FOR THE ARTS COMMISSION—ART WORK ALLOWANCE

In accordance with RCW 43.17.200, all state agencies or departments shall expend, as a nondeductible item, out of any moneys appropriated for the original construction of any state building, an amount of one-half of one percent of the appropriation for the acquisition of works of art which may be an integral part of the structure, attached to the structure, detached within or outside of the structure, or can be exhibited by the agency in other public facilities. In case the amount shall not be required in toto or in part for any project, such unrequired amounts may be accumulated and expended for art in other projects of the agency. For the purpose of this section, "building" does not include highway construction sheds, warehouses, or other buildings of a temporary nature.

NEW SECTION. Sec. 199. The director of general administration shall transfer to the department of social and health services the facility known as Northern State Hospital, along with all attached real estate under the jurisdiction of the department of general administration.

NEW SECTION. Sec. 200. Notwithstanding the provisions of chapter 82, Laws of 1973 1st ex. sess., the house of representatives, the senate, and the permanent statutory committees shall pay expenses quarterly to the department of general administration facilities and services revolving fund for services rendered by the department for operations, maintenance, and supplies relating to buildings, structures, and facilities utilized by the legislature for the biennium beginning July 1, 1979.

NEW SECTION. Sec. 201. The word "agency" used herein means and includes every state government office, officer, each institution, whether educational,

correctional, or other, and every department, division, board, and commission, except as otherwise provided in this act.

The phrase "agencies headed by elective officials" used herein means those executive offices or departments of the state which are directly supervised, administered, or controlled by the governor, lieutenant governor, secretary of state, treasurer, auditor, attorney general, superintendent of public instruction, commissioner of public lands, or insurance commissioner, but it does not include those boards, commissions, or committees on which one or more of the above-mentioned officials serve.

NEW SECTION. Sec. 202. In order to carry out the provisions of these appropriations and the state budget, the director of the office of financial management, with the approval of the governor, may:

(1) Allot all or any portion of the funds herein appropriated or included in the state budget, to the various agencies by such periods as he shall determine and may place any funds not so allotted in reserve available for subsequent allotment: **PROVIDED**, That the director of the office of financial management shall not alter allotment requests filed with him, nor shall he place in reserve any funds, for the following: Washington State Apple Advertising Commission; Washington State Fruit Commission; Washington Dairy Products Commission or any agricultural commodity commission created under chapter 15.66 RCW; the legislative branch of state government including the legislative budget committee, the statute law committee, and any legislative committee; or the judicial branch of state government: **PROVIDED FURTHER**, That the aggregate of allotments for any agency shall not exceed the total of applicable appropriations and local funds available to the agency concerned. It shall be unlawful for any officer or employee to incur obligations in excess of approved appropriations or to incur a deficiency and any obligations so made shall be deemed invalid. Nothing in this section or in chapter 328, Laws of 1959, shall prevent revisions of any allotment when necessary to prevent the making of expenditures under appropriations in this act in excess of available revenues;

(2) Issue rules and regulations to establish uniform standards and business practices throughout the state service, including regulation of travel by officers and employees and the conditions under which per diem shall be paid, so as to improve efficiency and conserve funds;

(3) Prescribe procedures and forms to carry out the above; and

(4) Allot funds from appropriations in this act in advance of July 1, 1979, for the sole purpose of authorizing agencies to order goods, supplies, or services for delivery after July 1, 1979: **PROVIDED**, That no expenditures may be made from the appropriations contained in this act, except as otherwise provided, until after July 1, 1979.

NEW SECTION. Sec. 203. In the event that receipts are less than those appropriated in the budget from any source, expenditures shall be limited to the amount received and allotments made as provided in section 202 of this act. Receipts for purposes of this section include amounts realized within one calendar month following the close of a fiscal period and applicable to expenditures of that period. The amount of such payment shall be credited to and shall be treated for all purposes as having been collected during the fiscal period.

NEW SECTION. Sec. 204. State funds appropriated for the specific purpose of matching federal funds and which are not required wholly or in part to qualify for such federal funds shall be placed in reserve and shall revert to the fund from which appropriated at the end of the respective fiscal year.

NEW SECTION. Sec. 205. Any programs which are supported in whole or in part by federal funds shall not receive any additional state funds for the programs in the event that federal funds are reduced or eliminated for the program.

NEW SECTION. Sec. 206. Unless otherwise provided for by this act with respect to any specific agency, program, or revenue source, any receipts from federal or other sources, or from gifts or grants, in excess of estimates for the budget expenditures as approved by the legislature and which are not otherwise available for general governmental purposes, may be received and allotted by the governor in accordance with RCW 43.79.260 through 43.79.282.

NEW SECTION. Sec. 207. If a scheduled program or project funded by the appropriations contained in this act has not been fully implemented during any quarter of the respective fiscal year, then the office of financial management shall withhold the equivalent amount of the appropriation and full time equivalent staff years from such program or project and shall place the same in reserve.

NEW SECTION. Sec. 208. Agencies are authorized to make refunds of erroneous or excessive payments and in the case of other refunds, which may be provided by law, without express appropriation therefor.

NEW SECTION. Sec. 209. Whenever allocations are made from the governor's emergency appropriation to an agency which is financed by other than general fund moneys, the director of the office of financial management shall direct the repayment of such allocated amount to the general fund from any balance in the fund or funds which finance such agency. No appropriation shall be necessary to effect such repayment.

NEW SECTION. Sec. 210. In addition to the amounts appropriated in this act for revenue for distribution, bond retirement and interest, and interest on registered warrants, there is also appropriated such further amounts as may be required or available for these purposes under any statutory formula or under any proper bond covenant made in accordance with law.

NEW SECTION. Sec. 211. Amounts received by an agency as reimbursements pursuant to RCW 39.34.130 shall be considered as returned loans of materials supplied or services rendered. Such amounts may be expended as a part of the original appropriation of the fund to which it belongs, without further or additional appropriation, subject to conditions and procedures prescribed by the director of the office of financial management, which shall provide for determination of full costs, disclosure of such reimbursements in the governor's budget, maximum interagency usage of data processing equipment and services, and such restrictions as will promote more economical operations of state government without incurring continuing costs beyond those reimbursed.

NEW SECTION. Sec. 212. (1) The chairmen of the senate committee on ways and means and the house appropriations committee shall review monthly reports of state agency expenditures prepared by the legislative evaluation and accountability program and shall advise their respective committee members of substantial deviations from an agency's allotment expenditure plan. The chairmen may request from an agency, or the office of financial management, such information as may be necessary to determine the reasons for such deviations.

(2) The Committee on Ways and Means and the House Revenue Committee shall review state tax revenue collections as reported by the Office of Financial Management and the Department of Revenue so as to determine whether or not revenue collections will be adequate to support the level of expenditures appropriated by this 1979 act.

NEW SECTION. Sec. 213. The office of financial management shall place in reserve status 3% of the general fund—state appropriations contained in this act. Such moneys shall remain in reserve status and may not be authorized for expenditure through the allotment process in any fiscal quarter unless the governor determines that projected economic conditions warrant additional expenditures:

PROVIDED, That for institutions of higher education the requirements of this section are in addition to any enrollment reserve requirements set forth in section 214 of this act.

The provisions of this section shall not apply to sections 34, 38, or 100 of this act.

NEW SECTION. Sec. 214. In accordance with the provisions of this section, the office of financial management shall use the allotment process during the 1979-81 biennium to control the funding of the formula portion of the instruction services program of all the institutions of higher education. For the purpose of the controls outlined in this section, deviations in the formula entitlements for faculty staffing shall be the controlling factor for the four-year institutions of higher education while full time equivalent student enrollment will be the controlling factor for the community college system. For the purpose of this section, the "contract level" is defined as the level upon which the budget is based, and the "base level" is defined as the level corresponding to the prior year's actual enrollment level. Controls shall be applied to each four-year institution separately and to the community college system as a total entity. "Growth funding" is defined as that portion of the state general fund appropriation by which the contract level exceeds the base level. Growth funds may be allotted or placed in reserve at the option of the institution or system. Unearned growth funds will be reverted to the state general fund prior to the end of the fiscal year in which such growth fails to materialize. If The Evergreen State College's enrollments for the first year of the biennium exceed the contract level, additional funding will be considered. Olympia Technical Community College shall not become comprehensive and shall offer only courses essential to vocational education. Expenditures shall be authorized for the rental of off-campus classroom facilities by community college district number twelve when such rentals would not reduce the current utilization of facilities already constructed on either of its campuses.

Reversions are not required when an institution's faculty formula entitlement as generated by actual enrollment, or in the case of the community colleges the actual annual average full time equivalent student enrollment, is within a set range of the contracted level. The allowable tolerances are as follows: University of Washington, Washington State University, and the community colleges as a system, 1 percent; Central Washington University, Eastern Washington University, and Western Washington University, 2 percent; and The Evergreen State College, 3 percent.

Contract enrollments for the second year of the biennium will be renegotiated if the first year's actual enrollment falls below the base level of the first year of the biennium.

NEW SECTION. Sec. 215. Real property leases with purchase options are prohibited without prior legislative approval.

NEW SECTION. Sec. 216. It is the expressed intention of the legislature that agency operational activity shall be regularly monitored by the office of financial management, under its statutory authority relating to the allotment control function, in order to limit fluctuations in the respective fiscal year spending patterns which tend to inflate the expenditures in the second fiscal year of the biennium. Particular control emphasis shall be placed on those instances in which the full time equivalent staff years authorization is deliberately delayed in order to increase the agency's full time equivalent staff years as substantiation for the second fiscal year of the ensuing biennial request. Unanticipated receipts, which are authorized by the governor and expended by any state agency, shall be allotted, monitored, and controlled.

NEW SECTION. Sec. 217. The superintendent of public instruction and the director of the state board for community college education, in conjunction with the director of the office of financial management, shall develop rules and regulations

directing placement of local educational units' employees with nonstandard teaching certificates on the state-wide education and experience schedules.

NEW SECTION. Sec. 218. Any rate increases proposed for the legal services revolving fund or the general administration facilities and services revolving fund, or any change in the method of calculating changes from those funds, shall be subject to approval by the director of the office of financial management prior to implementation.

NEW SECTION. Sec. 219. To obtain maximum interagency use of aircraft, the aeronautics division in the department of transportation, in accordance with chapter 39.34 RCW, is hereby authorized to lease, purchase, or otherwise acquire suitable aircraft which shall be utilized for the purposes of the department of transportation and also by other state agencies which have a need for an aircraft to carry out agency assigned responsibilities: **PROVIDED**, That the department of transportation is further authorized to enter into contractual agreements with other state agencies in order to acquire aircraft, establish rental rates for aircraft under their control, provide pilot services, aircraft maintenance, and make such other provisions as necessary to provide aircraft and related services for multi-agency use: **PROVIDED FURTHER**, That in order to achieve economy in the use of the appropriations contained within this act, no state agency may purchase or otherwise acquire an aircraft or enter into a flying service or aircraft rental contract without first seeking such service from the department of transportation and without prior approval of the director of the office of financial management.

NEW SECTION. Sec. 220. If any part of this act shall be found to be in conflict with federal requirements which are a prescribed condition to the allocation of federal funds to the state, such conflicting part of this act is hereby declared to be inoperative solely to the extent of such conflict, and such finding or determination shall not affect the operation of the remainder of this act; the rules and regulations under this act shall meet federal requirements which are a necessary condition to the receipt of federal funds by the state.

NEW SECTION. Sec. 221. State agencies shall not receive or make a contractual agreement to receive any donation of real property or an interest therein which commits the agency to assume on a current basis or request at a future time appropriated funds for operating, development, or acquisition costs without prior approval of the legislative budget committee or the senate ways and means committee and house appropriations committee if the legislature is in session.

NEW SECTION. Sec. 222. Any capital improvements or capital project involving construction or major expansion of a state office facility, to include district headquarters, detachment offices, and off-campus faculty offices shall be reviewed by the department of general administration for possible consolidation and compliance with state office standards prior to allotment of funds. The intent of the requirement imposed by this section is to eliminate duplication and reduce total office space requirements where feasible, while ensuring proper service to the public.

NEW SECTION. Sec. 223. As used in this act the following phrases shall have the following meanings:

(1) "GF, Cap Bldg Constr Acct" means General Fund—Capital Building Construction Account;

(2) "GF, State Bldg Constr Acct" means General Fund—State Building Construction Account;

(3) "GF, Fish Cap Proj Acct" means General Fund—Fisheries Capital Projects Account;

(4) "General Fund—ORA (HJR 52)" means General Fund—Outdoor Recreation Account, House Joint Resolution 52;

(5) "General Fund—ORA (LWCF)" means General Fund—Outdoor Recreation Account, Federal Land and Water Conservation Fund;

(6) "General Fund—ORA (Int. 215)" means General Fund—Outdoor Recreation Account, Initiative 215;

(7) "General Fund—ORA (Ref. 28)" means General Fund—Outdoor Recreation Account, Referendum 28;

(8) "General Fund—ORA (Ref. 18)" means General Fund—Outdoor Recreation Account, Referendum 18;

(9) "General Fund—ORA (ATV)" means General Fund—Outdoor Recreation Account, All Terrain Vehicle Fund;

(10) "Sal Enhmt Constr Acct" means Salmon Enhancement Construction Account;

(11) "GF, For Dev Acct" means General Fund—Forest Development Account;

(12) "GF, Res Mgmt Cost Acct" means General Fund—Resource Management Cost Account;

(13) "GF, LJICA" means General Fund—Local Jail Improvement and Construction Account;

(14) "GF, LIRA, DSHS Fac" means General Fund—Local Improvements Revolving Account—Department of Social and Health Services Facilities;

(15) "DSHS Constr Acct" means State Social and Health Services Construction Account;

(16) "CEP & RI Acct" means Charitable, Educational, Penal, and Reformatory Institutions Account;

(17) "MV Fund—State" means Motor Vehicle Fund—State;

(18) "WSU Bldg Acct" means Washington State University Building Account;

(19) "St H Ed Constr Acct" means State Higher Education Construction Account;

(20) "H Ed Constr Acct" means Higher Education Construction Account;

(21) "Off/Lab Constr Acct" means Office/Laboratory Construction Account;

(22) "Com Sch Constr Fund" means Common School Construction Fund;

(23) "EWU Cap Proj Acct" means Eastern Washington University Capital Projects Account;

(24) "TESC Cap Proj Acct" means The Evergreen State College Capital Projects Account;

(25) "Com Col Cap Impvmt Acct" means Community College Capital Improvement Account;

(26) "Com Col Cap Proj Acct" means Community College Capital Projects Account;

(27) "Com Col Cap Constr Acct" means 1975 Community College Capital Construction Account;

(28) "CWU Cap Proj Acct" means Central Washington University Capital Projects Account;

(29) "UW Bldg Acct" means University of Washington Building Account;

(30) "St Bldg Auth Constr Acct" means State Building Authority Construction Account;

(31) "WWU Cap Proj Acct" means Western Washington University Capital Projects Account;

(32) "WSU Constr Acct" means Washington State University Construction Account;

(33) "GF, Cap Purch & Dev Acct" means General Fund—Capitol Purchase and Development Account;

(34) "GF, Pacific Northwest Festival Facility Constr Acct" means General Fund—Pacific Northwest Festival Facility Construction Account;

(35) "GF, Cultural Facilities Constr Acct" means General Fund—Cultural Facilities Construction Account; and

(36) The words "capital improvements" or "capital projects" used herein shall mean acquisition of sites, easements, rights of way, or improvements thereon and appurtenances thereto, construction and initial equipment, reconstruction, demolition, or major alterations of new or presently owned capital assets.

NEW SECTION. Sec. 224. Expenditure of moneys appropriated by section 174 of this act shall be made in consultation with the prior approval of the state capital committee in accordance with the provisions of chapter 79.24 RCW. In addition, the department of general administration shall consult with and obtain the approval of the joint legislative committee on capitol facilities prior to expenditure of moneys appropriated by this section on projects involving capitol buildings occupied wholly or in part by the legislature.

NEW SECTION. Sec. 225. To effectively carry out the provisions of this act, the governor may assign responsibility for planning, engineering, construction, and other related activities to any appropriate agency.

NEW SECTION. Sec. 226. Reappropriations shall be limited to the unexpended balances remaining June 30, 1979, in the current appropriation for each project.

NEW SECTION. Sec. 227. Notwithstanding any other provisions of law, for the 1981-83 biennium, state treasurer transfers of reimbursement to the general fund from the community college capital projects account for debt service payments made under the provisions of Title 28B RCW shall occur only after such debt service payment shall have been made and only to the extent that funds are actually available in the account. Any unpaid reimbursements shall be a continuing obligation against the community college capital projects account until paid. Beginning with the 1979-81 biennium, the state board for community college education need not accumulate any specific balance in the community college capital projects account in anticipation of transfers to reimburse the general fund.

NEW SECTION. Sec. 228. The governor, through the director of the office of financial management, may authorize a transfer of appropriation authority provided for a capital project which is in excess of the amount required for the completion of such project to another capital project for which the appropriation is insufficient. No such transfer shall be used to expand the capacity of any facility beyond that intended by the legislature in making the appropriation. Such transfers may be effected only between capital appropriations to a specific department, commission, agency, or institution of higher education and only between capital projects which are funded from the same fund or account.

Nothing in this section shall prevent the governor, through the director of the office of financial management, from authorizing the transfer of appropriation authority for capital projects for the parks and recreation commission, department of fisheries, department of game, department of natural resources, and the interagency committee for outdoor recreation which utilize the following funds: General Fund—ORA (Ref. 28), General Fund—ORA (Ref. 18), General Fund—ORA (Int. 215), and General Fund—ORA (LWCF). The governor, through the director of the office of financial management, may authorize similar transfers which utilize General Fund—ORA (HJR 52) funds, but only with the prior approval of the senate ways and means committee and the house appropriations committee if the legislature is in session, or the legislative budget committee if the legislature is not in session. Such transfers shall only be made to maximize the use of the funds within the limits of the appropriations.

A report of any transfer effected under this section shall be filed with the legislative auditor by the director of the office of financial management within thirty days of the date the transfer is effected. The legislative auditor shall review and compile these filings and periodically report thereon to the legislative budget committee and the appropriate standing committees of the house and senate.

NEW SECTION. Sec. 229. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected.

NEW SECTION. Sec. 230. This act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect July 1, 1979."

On page 1, line 1 of the title, after "budget;" strike the remainder of the title and insert "making appropriations and authorizing expenditures for the operations of state agencies for the fiscal biennium beginning July 1, 1979, and ending June 30, 1981; making appropriations and authorizing expenditures for capital improvements; authorizing certain projects; designating effective dates for certain appropriations; providing an effective date; and declaring an emergency."

Debate ensued.

Senator Talmadge moved adoption of an amendment to page 89, section 175, line 29. There being no objection, the amendment was withdrawn.

Further debate ensued.

The motion by Senator Donohue carried and the committee amendment was adopted.

POINT OF INQUIRY

Senator Sellar: "Senator Odegaard, in the area of delinquency prevention, is it the intent that where the areas where the services are being presently contracted out, that they be continued to be contracted out?"

Senator Odegaard: "Yes, Senator Sellar, that is the intent, that there would be the continuation of the juvenile delinquency prevention service as a separate identifiable program."

On motion of Senator Donohue, the rules were suspended, Engrossed House Bill No. 516, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 516, as amended by the Senate, and the bill, on reconsideration, passed the Senate by the following vote: Yeas, 29; nays, 18; excused, 2.

Voting yea: Senators Bottiger, Conner, Day, Donohue, Fleming, Gaspard, Goltz, Hansen, Henry, Lysen, Marsh, McDermott, Moore, Odegaard, Peterson, Quigg, Rasmussen, Ridder, Shipoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Williams, Wilson, Wojahn, Woody—29.

Voting nay: Senators Benitz, Bluechel, Clarke, Gallagher, Gould, Guess, Hayner, Jones, Lee, Lewis, Matson, Morrison, Newschwander, North, Pullen, Scott, Sellar, Wanamaker—18.

Excused: Senators Bausch, Keefe—2.

ENGROSSED HOUSE BILL NO. 516, as amended by the Senate, having received the constitutional majority, on reconsideration, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTIONS

On motion of Senator Walgren, Engrossed House Bill No. 516, as amended by the Senate, was ordered immediately transmitted to the House.

On motion of Senator Walgren, the Senate dispensed with the Call of the Senate.

PERSONAL PRIVILEGE

Senator von Reichbauer: "Mr. President, during the luncheon hour I took the opportunity to visit a local book store in Olympia. I would like to send with the bill we just passed two copies, one for Representative Berentson and one for Representative Bagnariol, called "The Fundamentals of Negotiating" with the compliments of the Senator and the Senate."

MOTION

At 6:01 p.m., on motion of Senator Walgren, the Senate adjourned until 10:00 a.m., Wednesday, May 30, 1979.

JOHN A. CHERBERG, President of the Senate.
SIDNEY R. SNYDER, Secretary of the Senate.

SEVENTY-FIRST DAY

MORNING SESSION

Senate Chamber, Olympia, Wednesday, May 30, 1979.

The Senate was called to order at 10:00 a.m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senators Bausch, Bottiger, Conner, Donohue, Fleming, Keefe, Rasmussen and Sellar. On motion of Senator Wilson, Senators Bausch, Bottiger, Conner, Donohue, Fleming, Keefe and Rasmussen were excused. On motion of Senator Jones, Senator Sellar was excused.

The Color Guard, consisting of Pages Teri Gutierrez and Robert Clark, presented the Colors. Reverend Lee Forstrom, pastor of Westwood Baptist Church of Olympia, offered the following prayer:

"OUR FATHER, AS WE BEGIN OUR MORNING TOGETHER, WE WANT TO THANK YOU FOR YOUR GOODNESS TO US. THANK YOU FOR HEALTH, STRENGTH, LIFE ITSELF, FOR THE OPPORTUNITY WE HAVE OF MEETING HERE IN THIS ROOM TO MAKE AND ESTABLISH THE LAWS FOR OUR STATE. WE KNOW THAT WITH SUCH FREEDOM AND PRIVILEGES COME MAJOR RESPONSIBILITIES, SO AS WE ACKNOWLEDGE YOU THIS MORNING, WE PRAY FOR YOUR DIVINE INSIGHT AND UNDERSTANDING, SO THAT OUR RESPONSIBILITY WILL BE EQUAL TO THE PRIVILEGE. WE LOOK FORWARD TO WHAT YOU WILL DO IN OUR LIVES TODAY BECAUSE WE HAVE ACKNOWLEDGED OUR DEPENDENCE UPON YOU AND OUR NEED FOR YOU IN ALL THAT WE DO. IN JESUS' NAME. AMEN."

MOTION

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

MESSAGES FROM THE GOVERNOR

Office of the Governor, May 29, 1979.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON:

LADIES AND GENTLEMEN:

I have the honor to advise that on May 29, 1979, Governor Ray approved the following Senate Bills entitled:

SUBSTITUTE SENATE BILL NO. 2181, relating to inheritance.

SUBSTITUTE SENATE BILL NO. 2182, relating to gift taxes.

Sincerely,
H.B. HANNA
Legal Counsel.

Office of the Governor, May 25, 1979.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

LADIES AND GENTLEMEN:

I have the honor to advise that on May 25, 1979, Governor Ray approved the following Senate Bills entitled:

SENATE BILL NO. 2176, relating to a limitation on state debts.

SENATE BILL NO. 2378, relating to payment of retirement benefits pursuant to court order.

SECOND SUBSTITUTE SENATE BILL NO. 2944, relating to appropriations.

SUBSTITUTE SENATE BILL NO. 2952, relating to pilotage.

SUBSTITUTE SENATE BILL NO. 2967, relating to the operating budget.

Sincerely,

H.B. HANNA

Legal Counsel.

MESSAGES FROM THE HOUSE

May 29, 1979.

Mr. President: The House has passed:

SENATE BILL NO. 2508,

ENGROSSED SENATE BILL NO. 2763,

SUBSTITUTE SENATE BILL NO. 3126, and the same are herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

May 29, 1979.

Mr. President: The House has passed SUBSTITUTE SENATE BILL NO. 2744, and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

May 29, 1979.

Mr. President: The House has passed SUBSTITUTE HOUSE BILL NO. 768 (except the Senate amendment on page 3, line 36 from which the Senate receded).

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

May 29, 1979.

Mr. President: The House has passed:

ENGROSSED SUBSTITUTE HOUSE BILL NO. 554,

SECOND SUBSTITUTE HOUSE BILL NO. 1000,

SUBSTITUTE HOUSE BILL NO. 1064,

HOUSE BILL NO. 1207, and the same are herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

May 25, 1979.

Mr. President: The Speakers have signed:

SUBSTITUTE SENATE BILL NO. 2097,

SUBSTITUTE SENATE BILL NO. 2374,

SUBSTITUTE SENATE BILL NO. 2415,

SUBSTITUTE SENATE BILL NO. 2794,

SENATE BILL NO. 3117, and the same are herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

May 29, 1979.

Mr. President: The Speakers have signed HOUSE CONCURRENT RESOLUTION NO. 20, and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

SIGNED BY THE PRESIDENT

The President signed:

HOUSE CONCURRENT RESOLUTION NO. 20.

MESSAGE FROM THE HOUSE

May 29, 1979.

Mr. President: The House has passed ENGROSSED SUBSTITUTE SENATE BILL NO. 2273 with the following amendments:

On page 1, line 9, strike "any person has in his custody as clerk of the superior court any" and insert "~~((any person has in his custody as))~~ the clerk of the superior court ~~((any))~~ has"

On page 2, line 9, strike "be entitled to" and insert "receive", and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

MOTION

On motion of Senator Talley, the Senate concurred in the House amendments to Engrossed Substitute Senate Bill No. 2273.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute Senate Bill No. 2273, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 36; nays, 3; absent or not voting, 2; excused, 8.

Voting yea: Senators Benitz, Clarke, Day, Gallagher, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, McDermott, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Ridder, Scott, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Wanamaker, Williams, Wilson, Wojahn, Woody—36.

Voting nay: Senators Lysen, Marsh, Walgren—3.

Absent or not voting: Senators Bluechel, Matson—2.

Excused: Senators Bausch, Bottiger, Conner, Donohue, Fleming, Keefe, Rasmussen, Sellar—8.

ENGROSSED SUBSTITUTE SENATE BILL NO. 2273, as amended by the House, 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.

MOTIONS

On motion of Senator Walgren, the Senate advanced to the sixth order of business.

On motion of Senator Walgren, the Senate commenced consideration of Engrossed Second Substitute House Bill No. 527.

SECOND READING

ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 527, by Committee on Appropriations (originally sponsored by Representatives Schmitten, Bender, Winsley, Oliver, Vrooman, Barr, Walk and Grimm):

Providing compensation for the workers and political subdivisions for search and rescue activities.

The Senate resumed consideration of Engrossed Second Substitute House Bill No. 527. On Friday, May 25, 1979, the following amendments by Senators Donohue and Shinpoch had been moved for adoption by Senator Shinpoch:

On page 6, line 27, after the period, strike the remainder of the section.

On page 6, line 33, after "sum of" strike "one hundred ninety" and insert "fifty-five"

On page 6, line 34, after "dollars" strike the remainder of the sentence.

The motion by Senator Shinpoch carried and the amendments were adopted.

Senator Bluechel moved adoption of the following amendment by Senators Bluechel and Bottiger:

On page 5, line 19, delete all of Section 5 and renumber the remaining sections accordingly.

POINT OF INQUIRY

Senator Wilson: "Senator, this bill applies, I guess, both to what you call mountain rescue units and it also applies, of course, to counties and to the volunteer sheriff posses and other elements in a county which become involved in search and rescue operations."

Senator Bluechel: "That is correct."

Senator Wilson: "Now you have recited some instances where it might be difficult or impossible to determine whether or not reckless disregard was involved. I suspect there would be other instances where it would not be difficult to determine that. For example, if a person deliberately started off a forest fire, which has been known to happen, and as a result of this a county's sheriff's posse and emergency services unit and other elements were called out to evacuate some campgrounds or find some people who might be imperiled because of this fire, and subsequently the person who started the fire was apprehended and it was demonstrated that he had started the fire and he was a person of resources; now as far as I can gather, by deleting this section it would make it impossible to recover the costs of the search and rescue operation from such a person even though he could afford to pay them, and instead would lay the burden of the cost of these search and rescue operations substantially on the taxpayers of the county. Is this a fair analysis of what might happen?"

Senator Bluechel: "No it is not. I believe that another section of law covers forest fires and willful setting of forest fires. We are not talking about anything willful whatsoever here. Let me give you a little history from the Mountain Rescue Council, that they state that in five hundred cases in the past thirty years in which they have made rescues, and they are the prime rescue organization in the state and the largest in the world, for that matter, they have never found one case of reckless disregard. The point you are talking about is it has to be proved willful and, although I am not an attorney, I believe there is another section of law that would cover that. This does not pertain to any situation such as you suggest whatsoever."

Debate ensued.

The motion by Senator Bluechel carried and the amendment was adopted on a rising vote.

On motion of Senator Shinpoch, the rules were suspended, Engrossed Second Substitute House Bill No. 527, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Second Substitute House Bill No. 527, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 39; nays, 5; absent or not voting, 1; excused, 4.

Voting yea: Senators Benitz, Bluechel, Day, Donohue, Fleming, Gallagher, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Lysen, Marsh, McDermott, Moore, Morrison, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Scott, Shinpoch, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wojahn, Woody—39.

Voting nay: Senators Clarke, Newschwander, Sellar, Talley, Wilson—5.

Absent or not voting: Senator Matson—1.

Excused: Senators Bausch, Bottiger, Conner, Keefe—4.

ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 527, as amended by the Senate, 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.

MOTIONS

On motion of Senator Marsh, the Senate returned to the fourth order of business.

On motion of Senator Marsh, the Senate commenced consideration of the House Message on Engrossed House Bill No. 628.

MESSAGE FROM THE HOUSE

May 16, 1979.

Mr. President: The House refuses to concur in the Senate amendments to ENGROSSED HOUSE BILL NO. 628 and asks the Senate to recede therefrom, and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

MOTION

Senator Goltz moved the Senate refuse to recede from its amendments to Engrossed House Bill No. 628, and once again ask the House to concur therein.

POINT OF INQUIRY

Senator Lee: "Senator Goltz, the problem of community college campuses protecting their property, as well as the property of students and, in fact, the safety of the students involved, which was the original impetus of this bill as you mentioned; it of course would not be solved if we follow your particular motion. You had earlier made some suggestions as to how we might pursue solving that particular problem and I wonder if you could tell me what your idea would be in order to take care of that issue."

Senator Goltz: "Senator Lee, I think that the major purpose in having the bill introduced in the first place and the prime sponsor being your House seatmate, Representative Barnes, was to correct a deficiency in the authority which the campus security office at Highline Community College felt it needed in order to carry out its function properly. It is true that the King county sheriff's department resisted giving any authority to the campus security office at Highline Community College. With the presence of this bill and the alternative that this bill would have offered, it is my understanding that the King county sheriff's department has now agreed to

give commissions to appropriately qualified campus security officers at Highline Community College and elsewhere in King county, so we have at least made some progress in getting the necessary authority in the hands and in the office of the security force at Highline. I also have had a conversation with Mr. Terrey, the director of the state board for community college education, and he has assured me that they will study for the next two years the policy requirements of the state board for community college education in this area, and I have said to him that we would give them an opportunity at the next session of the legislature, whenever that is, to present what they feel are the gaps in their policy so that we might address this subject again. I think we may have to have legislation to authorize campus security forces but I believe that it would be very difficult for us to do it at this time."

REMARKS BY SENATOR LEE

Senator Lee: "With that assurance that the problem indeed is real, that it will be addressed and we will have an opportunity to have full perusal of it, I think that the motion is proper and I will be pleased to support it."

The motion by Senator Goltz carried.

The Senate refused to recede from its amendments to Engrossed House Bill No. 628 and once again asks the House to concur therein.

SIGNED BY THE PRESIDENT

The President signed:

SUBSTITUTE SENATE BILL NO. 2308,
SENATE BILL NO. 2508,
SUBSTITUTE SENATE BILL NO. 2744,
SENATE BILL NO. 2763,
SUBSTITUTE SENATE BILL NO. 2976,
SUBSTITUTE SENATE BILL NO. 3126,
SUBSTITUTE SENATE JOINT RESOLUTION NO. 120.

MOTION

At 10:45 a.m., on motion of Senator Walgren, the Senate recessed until 12:05 p.m.

NOON SESSION

The President called the Senate to order at 12:05 p.m.

MOTION

At 12:05 p.m., on motion of Senator Marsh, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The President called the Senate to order at 2:00 p.m.

SIGNED BY THE PRESIDENT

The President signed:

SUBSTITUTE SENATE BILL NO. 2273.

MOTION

On motion of Senator Wilson, Senator von Reichbauer was excused.

MOTION

On motion of Senator Walgren, the Senate commenced consideration of Engrossed House Bill No. 433.

SECOND READING

ENGROSSED HOUSE BILL NO. 433, by Representatives Barr, Valle and Granlund:

Updating certain powers of the department of ecology.

The Senate resumed consideration of Engrossed House Bill No. 433. On Tuesday, May 8, 1979, the committee amendment was adopted.

MOTION FOR RECONSIDERATION

Having voted on the prevailing side, Senator Woody moved that the Senate immediately reconsider the vote by which the committee amendment was adopted.

POINT OF INQUIRY

Senator North: "Senator Williams, there has been a great deal of confusion about the exact meaning of this amendment and I would like to clarify for the record, if we adopt the final three lines put on here by the House, this would in no way eliminate or wipe out the present tax exemptions that are in existence for existing industry. Am I correct?"

Senator Williams: "That is correct as I understand it."

Senator North: "That is all I wanted to be sure because this wording then would only refer to future extension or enlargement of those credits?"

Senator Williams: "Based on the 1977 federal amendments to the Water Pollution Control Act."

Senator North: "Then I would say that this is a very fair amendment."

The motion for reconsideration by Senator Woody carried.

The President declared the question before the Senate to be adoption of the committee amendment on reconsideration.

On motion of Senator Williams, the committee amendment, on reconsideration, was not adopted.

Senator McDermott moved adoption of the following amendment:

On page 2, after line 21, insert a new subsection to read as follows:

"(4) Complete authority to establish and administer a comprehensive state-wide policy prohibiting within this state the transportation, handling, and disposal of out-of-state spent fuel elements from commercial nuclear reactors. Such policy shall be designed to further the purpose of controlling water pollution."

POINT OF ORDER

Senator Bottiger: "Mr. President, I raise the point of order that the amendment expands the scope and object of the bill. Mr. President, if I may speak to that.

"House Bill 433 is an act relating to water pollution. The amendment, if you will read it, pertains to the transportation, handling and disposal of a certain kind of spent fuel. Now in order to fudge and try to make the amendment at least relate in somewhat to the question of water pollution, a sentence is added, 'Such policy shall be designed to further the purpose of controlling water pollution.'

"Mr. President, there were no hearings held on this, no public knowledge of the proposal of this amendment, no public testimony that was subject to the examination of the members of any committee of this legislature, and for that reason both the scope as well as the object of the bill are greatly expanded by this particular

amendment. Were this a bill pertaining to the waste material of a certain kind of a generating capacity, this amendment follows, but water pollution simply does not contain that. We also have the whole question of low level waste from other states, wrist watches, things of that nature, surgical gloves, material from hospitals, all of which would be affected by the adoption of this amendment with absolutely no public input whatsoever."

RULING BY THE PRESIDENT

President Cherberg: "In ruling upon the Point of Order raised by Senator Bottiger, the President finds that Engrossed House Bill No. 433 is a measure authorizing the state to implement the 1976 amendments to the Federal Water Pollution Control Act.

"The amendment proposed by Senator McDermott is a measure which has as its major purpose the prohibition against transportation, handling and disposal of out-of-state radioactive waste.

"The President therefore finds that the proposed amendment does expand the scope and object of the bill and that the Point of Order is well taken."

The amendment by Senator McDermott was ruled out of order.

Senator Guess moved adoption of the following amendment:

On page 2, line 25, strike "not"

Debate ensued.

POINT OF ORDER

Senator McDermott: "Mr. President, in moving to not adopt the Senate amendment, we have already acted on this language. It seems to me we are now considering for the second time the same issue. I wish the Chair would rule on that."

PARLIAMENTARY INQUIRY

Senator Guess: "The body rejected the Senate amendment and then that left the bill in the condition that it came from the House. Now I would ask, does not the body have the right to perfect the bill by oral amendment on the floor?"

RULING BY THE PRESIDENT

President Cherberg: "The President, in ruling upon the Point of Order presented by Senator McDermott, believes that Senator McDermott's remarks are well taken and are borne out by Reed's Rules 138 on page 84 of Reed's. If the amendment to strike out be decided in the negative, which is what the Senate decided, it cannot be renewed as to the whole or a part of the words. Therefore, the oral amendment is not properly before the Senate."

The amendment by Senator Guess was ruled out of order.

There being no objection, an amendment to page 2, following line 27 adding new section 2, on the desk of the Secretary of the Senate was withdrawn.

Senator Williams moved adoption of the following amendment:

On page 2, line 24, insert the following:

"Sec. 2. Section 45, chapter 168, Laws of 1969 ex. sess. and RCW 70.94.510 are each amended to read as follows:

It is declared to be the policy of the state of Washington through the (~~state air pollution control board~~) department of ecology to insure that the state implementation plan meets the minimum requirements of the federal clean air act as amended in 1977 and to cooperate with the federal government in order to insure the coordination of the provisions of the federal and state clean air acts, and except for the jurisdiction of the department of natural resources as provided in RCW 70.94.660

through 70.94.700, the (~~state air pollution control board~~) department of ecology is authorized and directed to implement and enforce the provisions of this chapter in carrying out this policy as follows:

(1) To accept and administer grants from the federal government for carrying out the provisions of this chapter (-);

(2) To take all action necessary to secure to the state the benefits of the federal clean air act;

(3) To function as the state air pollution control agency for all purposes of the federal clean air act as amended in 1977 and to participate fully in the programs of that act; and

(4) To establish and administer all programs necessary to enable the state to meet the minimum requirements of the federal clean air act as amended in 1977, including but not limited to programs for:

(a) A permit system and a reasonable schedule of fees therefor; and

(b) Prevention of significant deterioration.

The governor may perform those actions required of the governor by the federal clean air act, as amended in 1977.

NEW SECTION. Sec. 3. There is added to chapter 70.94 RCW a new section to read as follows:

The department of ecology is authorized, consistent with the division of responsibilities between the department and the local air pollution control authorities as defined in this chapter, to delegate to any activated air pollution control authority the authority to administer any program necessary under RCW 70.94.510 for the state to qualify for full participation in the programs of the federal clean air act as amended in 1977.

NEW SECTION. Sec. 4."

POINT OF ORDER

Senator Bluechel: "Mr. President, I would challenge the scope and object of this amendment. The existing bill deals with water pollution controls and amends RCW 90.48.260. The amendment by Senator Williams deals with air pollution and goes into RCW 70.94 and, Mr. President, while I am at it, I would make the same arguments for the next amendment which will be following this by Senators Rasmussen and Newschwander. I think they both fall under the same provision. They deal with air pollution and not water pollution."

Debate ensued.

RULING BY THE PRESIDENT

President Cherberg: "In ruling upon the Point of Order raised by Senator Bluechel, the President finds that Engrossed House Bill No. 433 is a measure which relates to water pollution control by authorizing the state to implement amendments to the Federal Water Pollution Control Act.

"The amendment proposed by Senator Williams, on the other hand, authorizes the state to implement amendments to the Federal Clean Air Act.

"The President therefore finds that the proposed amendment does expand the scope and object of the bill and that the Point of Order is well taken."

The amendment by Senator Williams was ruled out of order.

Senator Goltz moved adoption of the following amendment:

On page 2, after line 27 insert the following:

"Sec. 2. Section 2, chapter 107, Laws of 1939 as amended by section 1, chapter 258, Laws of 1959 and RCW 90.24.010 are each amended to read as follows:

Ten or more owners of real property abutting on a (~~meandered~~) lake may petition the superior court of the county in which the lake is situated, for an order to

provide for the regulation of the outflow of the lake in order to maintain a certain water level therein, for the benefit of the property abutting thereon and to provide for the periodic lowering of the lake level to facilitate the elimination of weed growth and other similar objectionable matters in the lake. The court, after hearing, is authorized to make an order fixing the water level thereof except during that period when it is ordered to be lowered for weed control and other similar purposes and directing the supervisor to regulate the outflow therefrom in accordance with the purposes described in the petition. This section shall not apply to any ((~~meandered~~)) lake or reservoir used for the storage of water for irrigation or other beneficial purposes, or to lakes navigable from the sea."

POINT OF ORDER

Senator Guess: "Mr. President, I believe that the same reason will apply to this amendment as applied to the previous amendment in that we are now talking about Section 90.24 when the bill has to do with 90.48, and the Federal Water Pollution Control Act will be administered by the state under the original bill, and this has to do with meander lines on lakes, which is totally outside of the realm of the present legislation under discussion."

Debate ensued.

RULING BY THE PRESIDENT

President Cherberg: "In ruling upon the Point of Order raised by Senator Guess, the President finds that Engrossed House Bill No. 433 is a measure which achieves a specific objective namely extension of the authority of the department of ecology to implement the Federal Water Pollution Control Act. It does not, in the President's opinion, deal with all aspects of water pollution.

"The amendment proposed by Senator Goltz amends present law relating to the regulation of outflow of all lakes.

"The President therefore finds that the proposed amendment does expand the scope and object of the bill and that the Point of Order is well taken."

The amendment by Senator Goltz was ruled out of order.

MOTION FOR RECONSIDERATION

Having voted on the prevailing side, Senator Morrison moved the Senate immediately reconsider the vote by which the committee amendment was not adopted.

POINT OF ORDER

Senator Williams: "As I recall, that was an oral vote and I did not hear a single dissenting vote on the motion that prevailed so it seems to me that this procedure would be out of order."

Debate ensued.

RULING BY THE PRESIDENT

President Cherberg: "The President, in ruling upon the point, believes that the remarks made by Senator Goltz are well taken and are substantiated by Reed's Rules on page 132, the last paragraph: 'The question can be reconsidered but once but if on reconsideration an amendment has been made making a substantial change, a second reconsideration then can be had.' The President believes that your motion is a second reconsideration of the motion made by Senator Woody."

POINT OF ORDER

Senator Morrison: "Mr. President, even though it is a different motion? Her motion was to reconsider the vote by which it was adopted. I want to reconsider the vote by which it was not adopted."

RULING BY THE PRESIDENT

President Cherberg: "The President believes it would be difficult to come to a conclusion if the Senate were to follow your suggestion, Senator."

Senator Day moved adoption of the following amendment:

On page 2, after line 27, insert the following:

NEW SECTION. Sec. 2. The legislature finds that there are overlapping and duplicative programs within the department of social and health services and the department of ecology pertaining to sanitary waste disposal which have caused confusion between the departments implementing the programs as well as among the citizens subject to them. The purpose of sections 6, 7, and 8 of this act is to consolidate programs relating to sanitary waste disposal at the state level within the department of ecology, while retaining those functions presently performed by local boards of health with the local boards. The department of ecology shall coordinate the functions transferred by this act with its existing programs and with the programs of the local boards of health to eliminate duplicative regulatory programs in a manner consistent with the policies and requirements of chapters 43.21A and 90.48 RCW.

NEW SECTION. Sec. 3. There is added to chapter 43.21A RCW a new section to read as follows:

The department of ecology may adopt rules for the prevention, control, and abatement of health hazards and nuisances related to the disposal of solid and liquid wastes. The rules shall include standards and procedures governing the approval of the location, design, construction, and operation of all sewage collection, treatment, and disposal facilities, including septic tanks and other subsurface disposal systems.

All rules adopted before the effective date of this 1979 act by the department of social and health services or any of its predecessor agencies relating to sewage collection, treatment, and disposal facilities, including septic tanks and subsurface sewage disposal systems, shall continue in full force until amended or repealed by the department of ecology. The department of ecology shall administer these rules. All approvals required by these rules to be obtained from the secretary of social and health services or the state board of health shall, after the effective date of this 1979 act, be obtained from the department of ecology.

NEW SECTION. Sec. 4. There is added to chapter 43.21A RCW a new section to read as follows:

Subject to the limitations in this section, the department of ecology may directly enforce the rules under section 3 of this 1979 act. The local boards of health shall be the primary enforcement agencies for those portions of the rules under section 3 of this 1979 act which apply to subsurface sewage disposal systems where the maximum design flow is less than thirty-five hundred gallons per day. In addition, the department of ecology, with the consent of a local board of health, may delegate approval and enforcement authority over other sewage collection, treatment, and disposal systems to a local board of health: **PROVIDED**, That the department of ecology shall not delegate to a local board of health any approval or enforcement authority required by or contained in chapter 90.48 RCW.

The department of ecology may enforce the rules under section 3 of this 1979 act applicable to subsurface disposal systems where the maximum design flow is less than thirty-five hundred gallons per day, or any other authority delegated under this section to a local board of health, if no local board of health has been established or

if in the opinion of the department of ecology an emergency exists and the local board has failed to act with sufficient promptness or efficiency. All expenses incurred in this enforcement shall be paid upon demand of the department of ecology by the local health department for which the services are rendered, out of moneys accruing to the credit of the municipality or the local health department in the current expense fund of the county.

NEW SECTION. Sec. 5. There is added to chapter 43.21A RCW a new section to read as follows:

That portion of the water supply and waste section of the health services division of the department of social and health services responsible for the development of standards and procedures and for reviews and approvals relating to sewage collection, treatment, and disposal facilities, including septic tanks and subsurface disposal systems, is transferred to the department of ecology. All existing contracts, obligations, and approvals pertaining to the functions transferred in this section shall remain in full force.

All reports, documents, surveys, books, records, files, papers, and other writings pertaining to the functions transferred by this section shall be delivered to the custody of the department of ecology.

All employees and personnel classified under chapter 41.06 RCW and engaged in duties pertaining to the functions transferred by this section shall be assigned to the department of ecology to perform their usual duties upon the same terms as formerly, without any loss of rights, subject to any action that may be appropriate thereafter under the law and rules governing the state merit system.

Sec. 6. Section 10, chapter 72, Laws of 1967 as amended by section 5, chapter 96, Laws of 1971 ex. sess. and RCW 36.94.100 are each amended to read as follows:

Prior to the commencement of actual work on any plan or amendment thereto approved by the board, it must be submitted for written approval to the (~~Washington department of social and health services and to the Washington~~) department of ecology.

Sec. 7. Section 11, chapter 62, Laws of 1970 ex. sess. and RCW 41.06.073 are each amended to read as follows:

In addition to the exemptions set forth in RCW 41.06.070, the provisions of this chapter shall not apply in the department of ecology to the director, his confidential secretary, his deputy director, and not to exceed ~~((six))~~ seven assistant directors.

Sec. 8. Section 43.20.050, chapter 8, Laws of 1965 as amended by section 9, chapter 102, Laws of 1967 ex. sess. and RCW 43.20.050 are each amended to read as follows:

The state board of health shall have supervision of all matters relating to the preservation of the life and health of the people of the state.

In order to protect public health, the state board of health shall:

Adopt rules and regulations for the protection of water supplies for domestic use, and such other uses as may affect the public health, and shall adopt standards and procedures governing the design, construction and operation of water supply, treatment, storage, and distribution facilities, as well as the quality of water delivered to the ultimate consumer; and

~~((Adopt rules and regulations and standards for prevention, control, and abatement of health hazards and nuisances related to the disposal of wastes, solid and liquid, including but not limited to sewage, garbage, refuse, and other environmental contaminants; adopt standards and procedures governing the design, construction, and operation of sewage, garbage, refuse and other solid waste collection, treatment, and disposal facilities, and))~~

Adopt rules and regulations controlling public health related to environmental conditions including but not limited to heating, lighting, ventilation, sanitary facilities, cleanliness and space in all types of public facilities including but not limited to food service establishments, schools, institutions, recreational facilities and transient accommodations and in places of work.

It shall have supreme authority in matters of quarantine, and shall provide by rule and regulation procedures for the imposition and use of isolation and quarantine.

The board shall promulgate rules and regulations for the prevention and control of infectious and noninfectious diseases, including food and vector borne illness, and rules and regulations governing the receipt and conveyance of remains of deceased persons, and such other sanitary matters as admit of and may best be controlled by universal rule.

It may also enforce the public health laws of the state and the rules and regulations promulgated by it through the state director of health in local matters, when in its opinion an emergency exists and the local board of health has failed to act with sufficient promptness or efficiency, or is unable for reasons beyond its control to act, or when no local board has been established, and all expenses so incurred shall be paid upon demand of the ~~((state director))~~ secretary of social and health services by the local health department for which such services are rendered, out of moneys accruing to the credit of the municipality or the local health department in the current expense fund of the county.

All local boards of health, health authorities and officials, officers of state institutions, police officers, sheriffs, constables, and all other officers and employees of the state, or any county, city, or township thereof, shall enforce all rules and regulations adopted by the state board of health. In the event of failure or refusal on the part of any member of such boards or any other official or person mentioned in this section to so act, he shall be subject to a fine of not less than fifty dollars, upon first conviction, and not less than one hundred dollars upon second conviction.

The board shall make careful inquiry as to the cause of disease, especially when contagious, infectious, epidemic, or endemic, and take prompt action to control and suppress it.

Sec. 9. Section 1, chapter 111, Laws of 1963 as last amended by section 69, chapter 141, Laws of 1979 and RCW 57.08.065 are each amended to read as follows:

In addition to the powers now given water districts by law, they shall also have power to establish, maintain and operate a mutual water and sewer system or a separate sewer system within their water district area in the same manner as provided by law for the doing thereof in connection with water supply systems.

In addition thereto, a water district constructing, maintaining and operating a sanitary sewer system may exercise all the powers permitted to a sewer district under Title 56 RCW, including, but not limited to, the right to compel connections to the district's system, liens for delinquent sewer connection charges or sewer service charges, and all other powers presently exercised by or which may be hereafter granted to such sewer districts: PROVIDED, That no water district shall proceed to exercise the powers herein granted to establish, maintain, construct and operate any sewer system without first obtaining written approval and certification of necessity so to do from the department of ecology ~~((and department of social and health services))~~. Any comprehensive plan for a system of sewers or addition thereto or betterment thereof shall be approved by the same county and state officials as are required to approve such plans adopted by a sewer district.

Sec. 10. Section 10, chapter 51, Laws of 1967 ex. sess. as amended by section 79, chapter 141, Laws of 1979 and RCW 70.05.060 are each amended to read as follows:

Each local board of health shall have supervision over all matters pertaining to the preservation of the life and health of the people within its jurisdiction and shall:

(1) Enforce through the local health officer the public health statutes of the state and rules and regulations promulgated by the state board of health and the secretary of social and health services;

(2) Enforce through the local health officer the rules and regulations administered by the department of ecology pertaining to subsurface sewage disposal systems;

(3) Supervise the maintenance of all health and sanitary measures for the protection of the public health within its jurisdiction;

~~((3))~~ (4) Enact such local rules and regulations as are necessary in order to preserve, promote and improve the public health and provide for the enforcement thereof;

~~((4))~~ (5) Provide for the control and prevention of any dangerous, contagious or infectious disease within the jurisdiction of the local health department;

~~((5))~~ (6) Provide for the prevention, control and abatement of nuisances detrimental to the public health;

~~((6))~~ (7) Make such reports to the state board of health through the local health officer as the state board of health may require; and

~~((7))~~ (8) Establish fee schedules for issuing or renewing licenses or permits or for such other services as are authorized by the law and the rules and regulations of the state board of health: PROVIDED, That such fees for services shall not exceed the actual cost of providing any such services.

Sec. 11. Section 12, chapter 51, Laws of 1967 ex. sess. as amended by section 80, chapter 141, Laws of 1979 and RCW 70.05.070 are each amended to read as follows:

The local health officer shall:

(1) Enforce the public health statutes of the state, rules and regulations of the state board of health and the secretary of social and health services, and all local health rules, regulations and ordinances within his jurisdiction;

(2) Enforce the rules and regulations administered by the department of ecology pertaining to subsurface sewage disposal systems;

(3) Take such action as is necessary to maintain health and sanitation supervision over the territory within his jurisdiction;

~~((3))~~ (4) Control and prevent the spread of any dangerous, contagious or infectious diseases that may occur within his jurisdiction;

~~((4))~~ (5) Inform the public as to the causes, nature, and prevention of disease and disability and the preservation, promotion and improvement of health within his jurisdiction;

~~((5))~~ (6) Prevent, control or abate nuisances which are detrimental to the public health;

~~((6))~~ (7) Attend all conferences called by the secretary of social and health services or his authorized representative;

~~((7))~~ (8) Collect such fees as are established by the state board of health or the local board of health for the issuance or renewal of licenses or permits or such other fees as may be authorized by law or by the rules and regulations of the state board of health~~(:);~~ and

~~((8))~~ (9) Take such measures as he deems necessary in order to promote the public health, to participate in the establishment of health educational or training activities, and to authorize the attendance of employees of the local health department or individuals engaged in community health programs related to or part of the programs of the local health department.

Sec. 12. Section 4, chapter 133, Laws of 1977 ex. sess. and RCW 70.118.040 are each amended to read as follows:

With the advice of the (~~secretary of the~~) department of (~~social and health services~~) ecology, local boards of health are hereby authorized to waive applicable sections of local plumbing and/or building codes that might prohibit the use of an alternative method for correcting a failure.

Sec. 13, Section 17, chapter 216, Laws of 1945 as amended by section 10, chapter 13, Laws of 1967 and RCW 90.48.110 are each amended to read as follows:

All plans and specifications for the construction of new sewerage systems, sewage treatment or disposal plants or systems, or for improvements or extensions to existing sewerage systems or sewage treatment or disposal plants, and the proposed method of future operation and maintenance of said facility or facilities, shall be submitted to and be approved by the commission, before construction thereof may begin. No approval shall be given until the commission is satisfied that said plans and specifications and the methods of operation and maintenance submitted are adequate to protect the quality of the state's waters as provided for in this chapter.

No approval is required under this section for plans and specifications for sub-surface sewage disposal or treatment systems with a maximum design capacity of less than fourteen thousand five hundred gallons per day.

NEW SECTION. Sec. 14. The following acts or parts of acts are each repealed:

(1) Section 35.88.080, chapter 7, Laws of 1965, section 40, chapter 141, Laws of 1979 and RCW 35.88.080; and

(2) Section 35.88.090, chapter 7, Laws of 1965, section 41, chapter 141, Laws of 1979 and RCW 35.88.090."

POINT OF ORDER

Senator Clarke: "Mr. President, I do raise the question of scope and object, not because I, in any way, object to the merits of what Senator Day may be proposing, but I think we should be consistent, particularly at this time in the session, and matters, regardless of how meritorious they may be, that should be in separate bills should be so presented and go through committee, and I think it is our duty to raise the point of scope and object even though we may be in sympathy with the particular matter."

RULING BY THE PRESIDENT

President Cherberg: "In ruling upon the Point of Order raised by Senator Clarke, the President finds that Engrossed House Bill No. 433 is a measure authorizing the state to implement the 1976 amendments to the Federal Water Pollution Control Act.

"The amendment proposed by Senator Day, amends present law relating to sanitary waste disposal.

"The President therefore finds that the proposed amendment does expand the scope and object of the bill and that the Point of Order is well taken."

The amendment by Senator Day was ruled out of order.

There being no objection, an amendment by Senators Rasmussen and Day to page 2, line 24 on the desk of the Secretary of the Senate was withdrawn.

MOTION

On motion of Senator Matson, Engrossed House Bill No. 433 was ordered held on the second reading calendar for Thursday, May 31, 1979.

MOTION

On motion of Senator Marsh, the Senate commenced consideration of House Bill No. 845.

SECOND READING

HOUSE BILL NO. 845, by Representative Keller (By Insurance Commissioner request):

Revising insurance licenses.

REPORT OF STANDING COMMITTEE

April, 10, 1979.

HOUSE BILL NO. 845, revising insurance licenses (reported by Committee on Financial Institutions and Insurance):

MAJORITY recommendation: Do pass with the following amendments:

On page 4, line 6, after "agent.", insert "The commissioner may adopt regulations establishing alternative appointment procedures for individuals within licensed firms or corporations who are empowered to exercise the authority conferred by the firm or corporate license."

On page 8, after line 28, insert the following:

"Sec. 7. Section .17.15, chapter 79, Laws of 1947 as last amended by section 47, chapter 292, Laws of 1971 ex. sess. and RCW 48.17.150 are each amended to read as follows:

(1) To qualify for an agent's or broker's license an applicant must otherwise comply with this code therefor and must

(a) be a eighteen years of age or over, if an individual;

(b) be a bona fide resident of and actually reside in this state, or if a corporation, be other than an insurer and maintain a lawfully established place of business in this state, except as provided in RCW 48.17.330;

(c) be empowered to be an agent or broker, as the case may be, under its members' agreement, if a firm, or by its articles of incorporation, if a corporation;

(d) complete such minimum educational requirements for the issuance of an agent's license for the kinds of insurance specified in RCW 48.17.210 as may be required by regulation issued by the commissioner;

(e) successfully pass any examination as required under RCW 48.17.110;

~~((e))~~ (f) be a trustworthy person;

~~((f))~~ (g) not intend to use or use the license for the purpose principally of writing controlled business, as defined in RCW 48.17.080;

~~((g))~~ (h) if for an agent's license, be appointed as its agent by one or more authorized insurers, subject to issuance of the license; and

~~((h))~~ (i) if for broker's license, have had at least two years experience either as an agent, solicitor, adjuster, general agent, broker, or as an employee of insurers or representatives of insurers, and special education or training of sufficient duration and extent reasonably to satisfy the commissioner that he possesses the competence necessary to fulfill the responsibilities of broker.

(2) The commissioner shall by regulation establish minimum continuing education requirements for the renewal or reissuance of a license to an agent or a broker: PROVIDED, That the commissioner shall require that continuing education courses will be made available on a state-wide basis in order to ensure that persons residing in all geographical areas of this state will have a reasonable opportunity to attend such courses. The continuing education requirements shall be appropriate to the license for the kinds of insurance specified in RCW 48.17.210.

(3) If the commissioner finds that the applicant is so qualified and that the license fee has been paid, he shall issue the license. Otherwise, the commissioner shall refuse to issue the license."

Renumber the remaining sections consecutively.

On page 8, after line 28, add new sections to read as follows:

"Sec. 8. Section .17.25, chapter 79, Laws of 1947 as amended by section 4, chapter 182, Laws of 1977 ex. sess. and RCW 48.17.250 are each amended to read as follows:

(1) Every applicant for a broker's license or for the renewal of a broker's license existing on the effective date of this code shall file with the application or request for renewal and shall thereafter maintain in force while so licensed a bond in favor of the people of the state of Washington, executed by an authorized corporate surety approved by the commissioner, in the amount of twenty thousand dollars. If the applicant is a firm or corporation, the bond shall be in the amount of twenty thousand dollars plus five thousand dollars for the second and five thousand dollars for each additional individual empowered and designated in the license to exercise the powers conferred thereby. The bond may be continuous in form, and total aggregate liability on the bond may be limited to the ~~((payment of twenty thousand dollars))~~ required amount of the bond. The bond shall be contingent on the accounting by the broker to any person requesting the broker to obtain insurance, for moneys or premiums collected in connection therewith.

(2) Any such bond shall remain in force until the surety is released from liability by the commissioner, or until the bond is canceled by the surety. Without prejudice to any liability accrued prior to such cancellation, the surety may cancel the bond upon thirty days advance notice in writing filed with the commissioner.

NEW SECTION. Sec. 9. There is appropriated from the general fund to the office of insurance commissioner the sum of one hundred twenty seven thousand dollars: **PROVIDED,** That not more than eighty five thousand dollars of this amount shall be expended for the administration of the agent and broker continuing education requirement."

Renumber the remaining sections consecutively.

On page 8, line 32, strike "1980" and insert "1981"

On line 13 of the title, after "48.17.500;" insert "amending section .17.15, chapter 79, Laws of 1947 as last amended by section 47, chapter 292, Laws of 1971 ex. sess. and RCW 48.17.150; amending section .17.25, chapter 79, Laws of 1947 and RCW 48.17.250;"

In line 14 of the title after "RCW 48.17.400;" insert "making an appropriation;"

Signed by: Senators Bausch, Chairman; Clarke, Day, Jones, von Reichbauer, Walgren.

The bill was read the second time by sections.

On motion of Senator Jones, the committee amendment to page 4, line 6 was adopted.

Senator Jones moved adoption of the committee amendment to page 8, after line 28.

Senator Gould moved adoption of the following amendments to the committee amendment to page 8, after line 28:

On page 1 of the committee amendment to Section 48.17.050, chapter 79, Laws of 1947 as last amended by section 47, chapter 292, Laws of 1971 ex. sess. and RCW 48.17.150, after new subsection 1(d) insert:

"PROVIDED, That the authority of the commissioner to establish minimal educational requirements shall cease to exist on April 1, 1987, unless extended by law for an additional fixed period of time;"

MOTION

On motion of Senator Williams, House Bill No. 845, together with the adopted committee amendment, the pending committee amendment to page 8, after line 28 and the amendment to the committee amendment by Senator Gould, was ordered held for the second reading calendar for Thursday, May 31, 1979.

MOTIONS

On motion of Senator Marsh, the Senate returned to the fifth order of business.

On motion of Senator Marsh, the Senate commenced consideration of Substitute House Bill No. 1064.

INTRODUCTION AND FIRST READING

SUBSTITUTE HOUSE BILL NO. 1064, by Committee on Appropriations (originally sponsored by Representative North):

Providing for the funding of the general fund sick leave account.

MOTIONS

On motion of Senator Marsh, the rules were suspended, Substitute House Bill No. 1064 was advanced to second reading and read the second time in full.

On motion of Senator Shinpoch, the following amendments were adopted:

On page 1, line 9, after "contributions." add the following: "If the office of financial management determines, after consultation with the social security administration, that it is not necessary to establish the general fund—sick leave account to carry out the provisions of chapter 152, Laws of 1979, (Senate Bill No. 2030), then the transfers authorized by this section shall not be made."

On page 1, line 24, insert the following new section:

"NEW SECTION. Sec. 3. It is the policy of the State of Washington to pay its employees on account of sickness or accident disability in accordance with applicable leave regulations and in such a manner so such payments are excluded from federal old age and survivors' insurance contribution requirements."

Renumber the remaining sections consecutively.

On page 2, line 11, strike all of NEW SECTION, Sec. 6.

On motion of Senator Shinpoch, the rules were suspended, Substitute House Bill No. 1064, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 1064, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 45; absent or not voting, 1; excused, 3.

Voting yea: Senators Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Donohue, Fleming, Gallagher, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Lysen, Marsh, McDermott, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, Walgren, Wanamaker, Williams, Wilson, Wojahn, Woody—45.

Absent or not voting: Senator Matson—1.

Excused: Senators Bausch, Keefe, von Reichbauer—3.

SUBSTITUTE HOUSE BILL NO. 1064, as amended by the Senate, 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.

MOTIONS

On motion of Senator Marsh, the Senate returned to the fourth order of business.

On motion of Senator Marsh, the Senate commenced consideration of the House Message on Engrossed Substitute Senate Bill No. 2709.

MESSAGE FROM THE HOUSE

May 14, 1979.

Mr. President: The House has passed SUBSTITUTE SENATE BILL NO. 2709 with the following amendments:

On page 2, beginning on line 29, strike everything through line 11 on page 32 and insert the following:

"Section 1. Section 3, chapter 359, Laws of 1977 ex. sess. and RCW 28A.58.754 are each amended to read as follows:

(1) For the purposes of this section and RCW 28A.41.130 and 28A.41.140, each as now or hereafter amended:

(a) The term "total program hour offering" shall mean those hours when students are provided the opportunity to engage in educational activity planned by and under the direction of school district staff, as directed by the administration and board of directors of the district, inclusive of intermissions for class changes ~~((and)),~~ recess and teacher/parent-guardian conferences which are planned and scheduled by the district for the purpose of discussing students' educational needs or progress, and exclusive of ~~((intermission))~~ time actually spent for meals.

(b) "Instruction in work skills" shall include ~~((the))~~ instruction in one or more of the following areas: Industrial arts, home and family life education, business and office education, distributive education, agricultural education, health occupations education, vocational education, trade and industrial education, technical education and career education~~((; and shall include career orientation))~~.

(2) Satisfaction of the basic education goal identified in RCW 28A.58.752 shall be considered to be implemented by the following program requirements:

(a) Each school district shall make available to students in kindergarten at least a total program offering of four hundred fifty hours. The program shall include reading, arithmetic, language skills and such other subjects and such activities as the school district shall determine to be appropriate for the education of the school district's students enrolled in such program;

(b) Each school district shall make available to students in grades one through three, at least a total program hour offering of two thousand seven hundred hours. A minimum of ninety-five percent of the total program hour offerings shall be in the basic skills areas of reading/language arts (which may include foreign languages), mathematics, social studies, science, music, art, health and physical education. The remaining five percent of the total program hour offerings may include ~~((foreign languages, or))~~ such subjects and activities as the school district shall determine to be appropriate for the education of the school district's students in such grades;

(c) Each school district shall make available to students in grades four through six at least a total program hour offering of two thousand nine hundred seventy hours. A minimum of ninety percent of the total program hour offerings shall be in the basic skills areas of reading/language arts (which may include foreign languages), mathematics, social studies, science, music, art, health and physical education. ~~((A minimum of five percent of the total program hour offerings shall be in the area of work skills:))~~ The remaining ~~((five))~~ ten percent of the total program hour offerings may include ~~((foreign languages, or))~~ such subjects and activities as the school district shall determine to be appropriate for the education of the school district's students in such grades;

(d) Each school district shall make available to students in grades seven through eight, at least a total program hour offering of one thousand nine hundred eighty hours. A minimum of eighty-five percent of the total program hour offerings shall be in the basic skills areas of reading/language arts (which may include foreign languages), mathematics, social studies, science, music, art, health and physical education. A minimum of ten percent of the total program hour offerings shall be in

the area of work skills. The remaining five percent of the total program hour offerings may include (~~(foreign language, or)~~) such subjects and activities as the school district shall determine to be appropriate for the education of the school district's students in such grades;

(e) Each school district shall make available to students in grades nine through twelve at least a total program hour offering of four thousand three hundred twenty hours. A minimum of sixty percent of the total program hour offerings shall be in the basic skills areas of language arts, foreign language, mathematics, social studies, science, music, art, health and physical education. A minimum of twenty percent of the total program hour offerings shall be in the area of work skills. The remaining twenty percent of the total program hour offerings may include traffic safety(~~(foreign language,)~~) or such subjects and activities as the school district shall determine to be appropriate for the education of the school district's students in such grades, with not less than one-half thereof in basic skills and/or work skills; PROVIDED, That each school district shall have the option of including grade nine within the program hour offering requirements of grades seven and eight so long as such requirements for grades seven through nine are increased to two thousand nine hundred seventy hours and such requirements for grades ten through twelve are decreased to three thousand two hundred forty hours.

(3) In order to provide flexibility to the local school districts in the setting of their curricula, and in order to maintain the intent of this legislation, which is to stress the instruction of basic skills and work skills, any local school district may establish minimum course mix percentages that deviate by up to five percentage points above or below those minimums required by subsection (2) of this section, so long as the total program hour requirement is still met.

(4) Nothing contained in subsection (2) of this section shall be construed to require individual students to attend school for any particular number of hours per day or to take any particular courses.

(5) Each school district's basic educational program shall be accessible to all students (~~(between the ages of)~~) who are five years of age and less than twenty-one years of age and shall consist of a minimum of one hundred eighty school days per school year in such grades as are conducted by a school district, and one hundred eighty half-days of instruction, or equivalent, in kindergarten; PROVIDED, That effective May 1, 1979, a school district may schedule the last five school days of the one hundred and eighty day school year for noninstructional purposes in the case of students who are graduating from high school, including, but not limited to, the observance of graduation and early release from school upon the request of a student, and all such students may be claimed as a full time equivalent student to the extent they could otherwise have been so claimed for the purposes of RCW 28A.41.130 and 28A.41.140, each as now or hereafter amended.

(6) The state board of education (~~(pursuant to its authority in RCW 28A.04-120 and 28A.41.130, as now or hereafter amended;)~~) shall adopt (~~(the necessary)~~) rules (~~(and regulations)~~) to implement and ensure (~~(program)~~) compliance with the (~~(provisions of)~~) program requirements imposed by this section, RCW 28A.41.130 and 28A.41.140, each as now or hereafter amended, and such related supplemental program approval requirements as the state board may establish: PROVIDED, That each school district board of directors shall establish the basis and means for determining and monitoring the district's compliance with the basic skills and work skills percentage and course requirements of this section. The certification of the board of directors and the superintendent of a school district that the district is in compliance with such basic skills and work skills requirements may be accepted by the superintendent of public instruction and the state board of education.

(7) Handicapped education programs, vocational-technical institute programs, state institution and state residential school programs, all of which programs are

conducted for the common school age, kindergarten through secondary school program students encompassed by this section, shall be exempt from the basic skills and work skills percentage and course requirements of this section in order that the unique needs, abilities or limitations of such students may be met.

(8) Notwithstanding the definitions of work skills and basic skills set forth in this section, a school district may elect to conduct career education as an integral part of any of the basic skills offerings required by this section and to credit such combined offering in whole or part towards fulfillment of either the work skills requirements or the basic skills requirements of this section.

(9) Any school district may petition the state board of education for a reduction in the total program hour offering requirements for one or more of the grade level groupings specified in this section. The state board of education shall grant all such petitions that are accompanied by an assurance that the minimum total program hour offering requirements in one or more other grade level groupings will be exceeded concurrently by no less than the number of hours of the reduction.

Sec. 2. Section 2, chapter 46, Laws of 1973 as last amended by section 4, chapter 359, Laws of 1977 ex. sess. and RCW 28A.41.130 are each amended to read as follows:

From those funds made available by the legislature for the current use of the common schools, the superintendent of public instruction shall distribute annually as provided in RCW 28A.48.010 to each school district of the state operating a program approved by the state board of education an amount which, when combined with the following revenues, excluding excess property tax levies, will constitute a basic education allocation in dollars for each annual average full time equivalent student enrolled, based upon one full school year of one hundred eighty days, except that for kindergartens one full school year may be ninety days as provided by RCW 28A.58.180:

(1) The receipts from the one percent tax on real estate transactions pursuant to chapter 28A.45 RCW; and

(2) One hundred percent of the receipts from public utility district funds distributed to school districts pursuant to RCW 54.28.090; and

(3) One hundred percent of the receipts from federal forest revenues distributed to school districts pursuant to RCW 36.33.110; and

(4) One hundred percent of such other available revenues as the superintendent of public instruction may deem appropriate for consideration in computing state equalization support.

Basic education shall be considered to be fully funded by those amounts of dollars appropriated by the legislature pursuant to RCW 28A.41.130 and 28A.41.140, each as now or hereafter amended, to fund those program requirements identified in RCW 28A.58.754, as now or hereafter amended, in accordance with the formula and ratios provided in RCW 28A.41.140, as now or hereafter amended.

Operation of a program approved by the state board of education, for the purposes of this section, shall include a finding that the ratio of students per classroom teacher in grades kindergarten through three is not greater than the ratio of students per classroom teacher in grades four and above for such district: PROVIDED, That for the purposes of this section, "classroom teacher" shall be defined as an instructional employee possessing (~~at least a provisional certificate, but not necessarily employed as a certificated employee;~~) a valid teaching certificate or permit issued by the superintendent of public instruction whose primary duty is the daily educational instruction of students: PROVIDED FURTHER, That the state board of education shall adopt rules and regulations to insure compliance with the student/teacher ratio provisions of this section, and such rules and regulations shall allow for exemptions for those special programs and/or school districts which may be deemed unable to practicably meet the student/teacher ratio requirements of this

section by virtue of a small number of students: PROVIDED, FURTHER, That these rules and regulations shall provide that any district that has a ratio of no greater than twenty-five students per classroom teacher in grades kindergarten through three shall be in conformance with ~~((this section))~~ the foregoing student/teacher ratio requirements.

If a school district's basic education program fails to meet the basic education program requirements enumerated in RCW 28A.41.130, 28A.41.140 and 28A.58.754, each as now or hereafter amended, or established by rule pursuant thereto, the state board of education shall require the superintendent of public instruction to withhold state funds in whole or in part for the basic education allocation until program compliance is assured: PROVIDED, That for the school years 1978 through 1981 the state board of education may waive this requirement in the event of levy failure: PROVIDED FURTHER, That the state board of education may waive this requirement in the event of substantial lack of classroom space: PROVIDED FURTHER, That effective July 1, 1979, those school districts which have been found by the state board of education to be out of compliance with the basic education program requirements enumerated in RCW 28A.58.754 during the 1978 and 1979 school year shall be deemed to be in compliance if such districts are in compliance with those basic education program requirements enumerated in section 1 of this amendatory act as of the effective date of this act.

Sec. 3. Section 14, chapter 244, Laws of 1969 ex. sess. as last amended by section 12, chapter 151, Laws of 1979 and RCW 28A.41.140 are each amended to read as follows:

The basic education allocation for each annual average full time equivalent student shall be determined in accordance with the following procedures:

The governor shall and the superintendent of public instruction may recommend to the legislature a formula based on a ratio of students to staff for the distribution of a basic education allocation for each annual average full time equivalent student enrolled in a common school. The distribution formula shall have the primary objective of equalizing educational opportunities and shall provide appropriate recognition of the following costs among the various districts within the state:

- (1) Certificated staff and their related costs;
- (2) Classified staff and their related costs;
- (3) Nonsalary costs; ~~((and))~~
- (4) Extraordinary costs of remote and necessary schools and small high schools;

and

(5) The attendance of students pursuant to RCW 28A.58.075 and 28A.58.245, each as now or hereafter amended, who do not reside within the servicing school district.

This formula for distribution of basic education funds shall be reviewed biennially by the superintendent and governor. The recommended formula shall be subject to approval, amendment or rejection by the legislature. Commencing with the 1980-81 school year, the formula adopted by the legislature shall reflect a ratio of not less than fifty certificated personnel to one thousand annual average full time equivalent students and one classified person to three certificated personnel. In the event the legislature rejects the distribution formula recommended by the governor, without adopting a new distribution formula, the distribution formula for the previous ~~((biennium))~~ school year shall remain in effect: PROVIDED, That the distribution formula developed pursuant to this section shall be for state apportionment and equalization purposes only and shall not be construed as mandating specific operational functions of local school districts other than those program requirements identified in RCW 28A.58.754. The enrollment of any district shall be the annual average number of full time equivalent students and part time students as provided in RCW 28A.41.145, as now or hereafter amended, enrolled on the first school day

of each month. The definition of full time equivalent student shall be determined by rules and regulations of the superintendent of public instruction: PROVIDED, That the definition shall be included as part of the superintendent's biennial budget request: PROVIDED, FURTHER, That any revision of the present definition shall not take effect until approved by the house appropriations committee and the senate ways and means committee: PROVIDED, FURTHER, That the office of financial management shall make a monthly review of the superintendent's reported full time equivalent students in the common schools in conjunction with RCW 43.62.050.

Certificated staff shall include those persons employed by a school district in a teaching, instructional, educational staff associate, learning resources specialist, administrative or supervisory capacity and who hold positions as certificated employees as defined under RCW 28A.01.130, as now or hereafter amended, and every school district superintendent, and any person hired in any manner to fill a position designated as, or which is in fact, that of deputy superintendent or assistant superintendent: PROVIDED, That in exceptional cases, people of unusual competence but without certification may teach students so long as a certificated person exercises general supervision: PROVIDED, FURTHER, That the hiring of such noncertificated people shall not occur during a labor dispute and such noncertificated people shall not be hired to replace certificated employees during a labor dispute(~~(- PROVIDED, FURTHER, That the hiring of such noncertificated persons shall be subject to disapproval by the superintendent of public instruction. Annual written statements shall be submitted to the office of the superintendent of public instruction reporting and explaining such circumstances)).~~ Each annual average full time equivalent certificated classroom teacher's direct classroom contact hours shall ((be)) average at least twenty-five hours per week. Direct classroom contact hours shall be exclusive of time required to be spent for preparation, conferences, or any other nonclassroom instruction duties. ((Classified staff shall include those persons employed by a school district other than certificated staff as defined in this section in a capacity for which certification is not required.)) Up to two hundred minutes per week may be deducted from the twenty-five contact hour requirement, at the discretion of the school district board of directors, to accommodate authorized teacher/parent-guardian conferences, recess, passing time between classes, and informal instructional activity.

Sec. 4. Section 28A.58.190, chapter 223, Laws of 1969 ex. sess. as amended by section 14, chapter 359, Laws of 1977 ex. sess. and RCW 28A.58.190 are each amended to read as follows:

Except as otherwise provided by law, it is the general policy of the state that the common schools shall be open to the admission of all persons (~~((between the ages of))~~ who are five years of age and less than twenty-one years residing in that school district. Except as otherwise provided by law, the state board of education is hereby authorized to adopt rules in accordance with chapter 34.04 RCW which establish uniform entry qualifications, including but not limited to birth date requirements, for admission to kindergarten and first grade programs of the common schools. Such rules may provide for exceptions based upon the ability, or the need, or both, of an individual student.

Sec. 5. Section 19, chapter 359, Laws of 1977 ex. sess. and RCW 28A.58.760 are each amended to read as follows:

(1) It is the intended purpose of this section to guarantee that the certificated teaching and administrative staff in each common school district be held accountable for the proper and efficient conduct of classroom teaching in their school which will (~~((meet the individual and collective needs of the particular students enrolled therein))~~ provide students with the opportunity to achieve those skills which are generally recognized as requisite to learning.

(2) In conformance with the other provisions of Title 28A RCW, it shall be the responsibility of the certificated teaching and administrative staff in each common school to:

(a) Implement the district's prescribed curriculum and enforce, within their area of responsibility, the rules and regulations of the school district, the state superintendent of public instruction, and the state board of education, taking into due consideration individual differences among students, and maintain and render appropriate records and reports pertaining thereto.

(b) Maintain good order and discipline in their classrooms at all times.

(c) Hold students to a strict accountability while in school for any disorderly conduct while under their supervision.

(d) Require excuses from the parents, guardians, or custodians of minor students in all cases of absence, (~~tardiness~~) late arrival to school, or early dismissal.

(e) Give careful attention to the maintenance of a healthful atmosphere in the classroom.

(f) Give careful attention to the safety of the student in the classroom and report any doubtful or unsafe conditions to the building administrator.

(g) Evaluate each student's educational growth and development and make periodic reports thereon to parents, guardians, or custodians and to school administrators.

Failure to carry out such requirements as set forth in subsection (2) (a) through (g) above shall constitute sufficient cause for discharge of any member of such teaching or administrative staff.

Sec. 6. Section 28A.41.170, chapter 223, Laws of 1969 ex. sess. as last amended by section 1, chapter 78, Laws of 1973 1st ex. sess. and RCW 28A.41.170 are each amended to read as follows:

The superintendent of public instruction shall have the power and duty to make such rules and regulations as are necessary for the proper administration of this chapter not inconsistent with the provisions thereof, and in addition to require such reports as may be necessary to carry out his duties under this chapter: PROVIDED, That the superintendent of public instruction shall have the authority to make rules and regulations allowing school districts to receive state (~~apportionment~~) basic education moneys as provided in RCW 28A.41.130 when said districts are unable to fulfill the requirement((s)) of a full school year of one hundred eighty days or the total program hour offering requirements imposed by RCW 28A.58.754 due to an unforeseen emergency caused by fire, flood, explosion, storm, earthquake, epidemic, riot, insurrection, community disaster, or act of God: PROVIDED FURTHER, That the superintendent of public instruction shall make every effort to reduce the amount of paperwork required in administration of this chapter; to simplify the application, monitoring and evaluation processes used; to eliminate all duplicative requests for information from local school districts; and to make every effort to integrate and standardize information requests for other state education acts and federal aid to education acts administered by the superintendent of public instruction so as to reduce paperwork requirements and duplicative information requests.

Sec. 7. Section 18, chapter 359, Laws of 1977 ex. sess. and RCW 28A.58.758 are each amended to read as follows:

(1) It is the intent and purpose of this section to guarantee that each common school district board of directors, whether or not acting through its respective administrative staff, be held accountable for the proper operation of their district to the local community and its electorate. In accordance with the provisions of Title 28A RCW, as now or hereafter amended, each common school district board of directors shall be vested with the final responsibility for the setting of policies ensuring quality in the content and extent of its educational program and that such program (~~meet the individual and collective needs of the particular students enrolled~~

therein)) provide students with the opportunity to achieve those skills which are generally recognized as requisite to learning.

(2) In conformance with the provisions of Title 28A RCW, as now or hereafter amended, it shall be the responsibility of each common school district board of directors, acting through its respective administrative staff, to:

(a) Establish performance criteria and an evaluation process for its certificated personnel, including administrative staff, and for all programs constituting a part of such district's curriculum.

(b) Determine the final assignment of staff, certificated or classified, according to board enumerated classroom and program needs.

(c) Determine the amount of instructional hours necessary for any student to acquire a quality education in such district, in not less than an amount otherwise required in RCW 28A.58.754, or rules and regulations of the state board of education.

(d) Determine the allocation of staff time, whether certificated or classified.

(e) Establish final curriculum standards consistent with law and rules and regulations of the state board of education, relevant to the particular needs of district students or the unusual characteristics of the district, and ensuring a quality education for each student in the district.

(f) Evaluate teaching materials, including text books, teaching aids, handouts, or other printed material, in public hearing upon complaint by parents, guardians or custodians of students who consider dissemination of such material to students objectionable.

(3) In keeping with the accountability purpose expressed in this section and to insure that the local community and electorate have access to information on the educational programs in the school districts, each school district's board of directors shall annually publish a descriptive guide to the district's common schools. This guide shall be made available at each school in the district for examination by the public. The guide shall include, but not be limited to, the following:

(a) Criteria used for written evaluations of staff members pursuant to RCW 28A.67.065.

(b) A summary of program objectives pursuant to RCW 28A.58.090.

(c) Results of comparable testing for all schools within the district.

(d) Budget information which will include the following:

(i) Student (~~(attendance)) enrollment.~~

(ii) Number of full time equivalent personnel per school in the district itemized according to classroom teachers, instructional support, and building (~~(and central))~~ administration and support services, including itemization of such personnel by program.

(iii) Number of full time equivalent personnel assigned in the district to central administrative offices, itemized according to instructional support, building and central administration, and support services, including itemization of such personnel by program.

(iv) Total number of full time equivalent personnel itemized by classroom teachers, instructional support, building and central administration, and support services, including itemization of such personnel by program.

(v) Special levy budget request presented by program and expenditure for purposes over and above those requirements identified in RCW 28A.58.754.

NEW SECTION. Sec. 8. There is added to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.58 RCW a new section to read as follows:

Every school district board of directors shall, after following established procedure, adopt a policy assuring parents access to their child's classroom and/or school sponsored activities for purposes of observing class procedure, teaching material, and

class conduct: PROVIDED, That such observation shall not disrupt the classroom procedure or learning activity.

NEW SECTION. Sec. 9. There is hereby appropriated to the superintendent of public instruction from the state general fund for the biennium ending June 30, 1981, the sum of ten thousand dollars plus an amount to be determined by the legislature, through the budgeting process, as may be necessary to carry out the purposes of this amendatory act.

NEW SECTION. Sec. 10. This amendatory act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and except as otherwise provided in subsection (5) of section 1, and section 2 of this amendatory act, shall take effect August 15, 1979."

On page 32, following line 11, insert a section to read as follows:

"Sec. 11. Section 7, chapter 359, Laws of 1977 ex. sess. and RCW 28A.41.162 are each amended to read as follows:

In addition to those state funds provided to school districts for basic education, the legislature shall appropriate funds for pupil transportation, in accordance with RCW 28A.41.160, and for programs for handicapped students, in accordance with chapter 28A.13 RCW. The legislature ~~((may)) shall~~ appropriate funds to be distributed to school districts for population factors such as ~~((urban costs, enrollment fluctuations and for special programs))~~ enrollment fluctuations and for substantiated costs of programs, as defined by the legislature, including but not limited to, urban and rural factors, vocational-technical institutes, compensatory programs, bilingual education, urban, rural, racial and disadvantaged programs, programs for gifted students, and other special programs."

Renumber the remaining section consecutively

On page 1, line 6 of the title, after "as last amended by" strike "section 5, chapter 359, Laws of 1977 ex. sess." and insert "section 12, chapter 151, Laws of 1979"

On page 1, line 17 of the title, after "28A.58.758;" strike everything through "28A.24.180;" on page 2, line 25 of the title and insert "creating new sections; adding a new section to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.58 RCW;" and the same are herewith transmitted.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

MOTION

Senator McDermott moved the Senate concur in the House amendments to Substitute Senate Bill No. 2709.

PARLIAMENTARY INQUIRY

Senator Shinpoch: "I intend to move that we concur in 2709 except for sub (8) in Section 1 and Section 11, which is hung on the outside. What is the procedure which it is necessary to go through in order to accomplish that?"

"On page 7, in section 1, there is a sub (8) and then there is one that is called section 11 that is attached—the attached amendment that states that on page 32, following line 11, insert a section to read. My question, I guess, really is, is it possible to make this motion or is it necessary to vote down the full motion in order to have an opportunity to vote on this motion?"

MOTION

Senator Clarke moved the question be divided and each House amendment be voted on separately.

Debate ensued.

REPLY BY THE PRESIDENT

President Cherberg: "Senator McDermott's motion does take precedence. However, Senator Clarke has moved that the question be divided. The President believes that the Senate should act on that question as outlined by Senator Clarke."

Further debate ensued.

There being no objection, the motion by Senator McDermott was withdrawn.

Senator Shinpoch moved the Senate concur in the House amendment to Substitute Senate Bill No. 2709 with the exception of page 7, subsection (8) and page 32, section 11.

PARLIAMENTARY INQUIRY

Senator Vognild: "I believe that the motion by Senator Shinpoch amounts to a striking amendment to the amendment from the House and if that is considered as legitimate here, I would ask if an additional adding amendment would also be considered to the House amendment?"

REPLY BY THE PRESIDENT

President Cherberg: "The President believes that you are correct and that Senator Hansen also followed that procedure yesterday, but the President does not believe it is in order to add material."

Senator Shinpoch moved the Senate concur with the House amendment to Substitute Senate Bill No. 2709 with the exception of page 7, subsection (8) and page 32, section 11 and ask the House to recede therefrom.

Debate ensued.

On motion of Senator Bottiger, the question was divided.

Further debate ensued.

Senator Hayner moved the Senate ask the House to recede from its amendment to Substitute Senate Bill No. 2709 from page 12, line 19, subsection (4).

POINT OF ORDER

Senator Goltz: "I would like to make a Point of Order that what Senator Hayner is attempting to do is to amend, to further amend this bill. What she is asking we not concur in is existing language in the law, something which the House does not amend, and therefore I think her motion is out of order."

There being no objection, the motion by Senator Hayner was withdrawn.

MOTION

At 4:03 p.m., on motion of Senator Walgren, the Senate was declared to be at ease subject to the Call of the President.

The President called the Senate to order at 5:40 p.m.

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

REPORT OF STANDING COMMITTEE

May 30, 1979.

SENATE BILL NO. 2893, relating to elections (reported by Committee on Constitution and Elections):

MAJORITY recommendation: That Substitute Senate Bill No. 2893 be substituted therefor, and that Substitute Senate Bill No. 2893 do pass.

Signed by: Senators Woody, Chairman; Hayner, Henry, Lewis, Marsh.

MOTIONS

On motion of Senator Walgren, the rules were suspended and Senate Bill No. 2893 was advanced to second reading and placed on the second reading calendar for today.

On motion of Senator Walgren, the Senate advanced to the sixth order of business.

MOTION

On motion of Senator Walgren, the Senate resumed consideration of the House Message on Engrossed Substitute Senate Bill No. 2709.

There being no objection, the motion by Senator Shinpoch made earlier today was withdrawn.

MOTION

Senator McDermott moved the Senate do not concur in the House amendment to Engrossed Substitute Senate Bill No. 2709 to page 7, subsection (8) and ask the House to recede therefrom.

MOTIONS

On motion of Senator Jones, Senators Matson and Newschwander were excused.

Senator Pullen demanded a roll call and the demand was sustained.

The President declared the question before the Senate to be the motion by Senator McDermott that the Senate do not concur in the House amendment to Engrossed Substitute Senate Bill No. 2709 to page 7, subsection (8) and ask the House to recede therefrom.

ROLL CALL

The Secretary called the roll and the motion by Senator McDermott carried by the following vote: Yeas, 23; nays, 21; excused, 5.

Voting yea: Senators Benitz, Bluechel, Clarke, Donohue, Gallagher, Guess, Hansen, Hayner, Henry, Jones, Lewis, Lysen, Marsh, Morrison, Pullen, Quigg, Rasmussen, Scott, Sellar, Shinpoch, Wanamaker, Wilson, Woody—23.

Voting nay: Senators Bottiger, Conner, Day, Fleming, Gaspard, Goltz, Gould, Lee, McDermott, Moore, North, Odegaard, Peterson, Ridder, Talley, Talmadge, Van Hollebeke, Vognild, Walgren, Williams, Wojahn—21.

Excused: Senators Bausch, Keefe, Matson, Newschwander, von Reichbauer—5.

MOTION

Senator McDermott moved the Senate do not concur in the House amendment to Engrossed Substitute Senate Bill No. 2709 on page 32, following line 11 inserting a new section 11.

Debate ensued.

POINT OF INQUIRY

Senator Goltz: "Senator McDermott, the language in this amendment is very technical and very legal and I would like to have a clarification concerning the words 'as defined by the legislature' and whether those words modify 'program as defined

by the legislature' or whether they modify 'substantiated costs as defined by the legislature'. I guess I am interested in having a clarification and an understanding as to whether or not it would be possible for the legislature to define a program and have somebody else substantiate the cost."

Senator McDermott: "It is my opinion, Senator Goltz, that the phrase 'as defined by the legislature' following 'programs' therefore relates to programs, that we are talking about definitions of programs. The legislature, for instance, I think it was in 1969, passed the URRD bill. They defined the program. We have then in the budget bill determined the level at which we would fund it. I think the same would be true if at some point— we already passed a compensatory ed bill in the early part of this session. We defined the program in that bill. We then in the budget bill decided what the cost of it would be and I think that is the method that would be deciding every one of the programs that we are talking about."

Senator Goltz: "Let me then, Senator McDermott, offer a hypothetical situation. Let us take bilingual education and that that program as defined by the legislature is then subsequently said to cost a certain amount of money which the superintendent of public instruction and the school district agree are substantiated. Substantiation means that they are simply audited and verified as having cost that much. It would then be possible, it seems to me, to come back to the legislature and say that the legislature has passed a law which says that they shall appropriate funds to pay for the cost of programs as defined by the legislature in bilingual education and which a school district and the superintendent of public instruction have evidence that they have substantiated cost. That would place a burden upon the legislature of unknown dimensions unless your answer is that the substantiated costs would also have to be defined by the legislature."

Senator McDermott: "My answer to that would be that the budget is our definition of substantiated costs in these areas and that will always be the final definition. Obviously, you cannot preclude some school districts from going to court and saying this is not, but I think that we define the substantiated costs every time in the budget."

Senator Goltz: "Then if I may just continue with one more question; is it not the case in the case of handicapped education that not the same language but a substantially similar situation developed where handicapped education costs created by House Bill 90 and school district implementation of that went to court and did receive compensation or funding to pay for substantiated costs of a program which the legislature had defined?"

Senator McDermott: "I do not know the specifics of that but that has happened several times. There have been several suits brought in this state on that subject."

Further debate ensued.

Senator Walgren demanded a roll call and the demand was sustained.

The President declared the question before the Senate to be the motion by Senator McDermott that the Senate do not concur in the House amendment to Engrossed Substitute Senate Bill No. 2709 on page 32, following line 11, inserting a new section 11.

ROLL CALL

The Secretary called the roll and the motion by Senator McDermott carried by the following vote: Yeas, 24; nays, 20; excused, 5.

Voting yea: Senators Benitz, Bluechel, Clarke, Donohue, Gallagher, Goltz, Guess, Hansen, Hayner, Henry, Lewis, Marsh, Morrison, Pullen, Quigg, Rasmussen, Scott, Sellar, Shinpoch, Talley, Vogniid, Wanamaker, Wilson, Woody—24.

Voting nay: Senators Bottiger, Conner, Day, Fleming, Gaspard, Gould, Jones, Lee, Lysen, McDermott, Moore, North, Odegaard, Peterson, Ridder, Talmadge, Van Hollebeke, Walgren, Williams, Wojahn—20.

Excused: Senators Bausch, Keefe, Matson, Newschwander, von Reichbauer—5.

MOTION FOR RECONSIDERATION

Having voted on the prevailing side, Senator Lysen moved the Senate immediately reconsider the vote by which the amendment to Engrossed Substitute Senate Bill No. 2709 on page 7, subsection (8) was not adopted.

PARLIAMENTARY INQUIRY

Senator Clarke: "Does intervening business make that particular motion inappropriate at this time?"

REPLY BY THE PRESIDENT

President Cherberg: "No, the President believes that reconsideration of amendments can occur at any time."

The motion for reconsideration by Senator Lysen failed on a rising vote.

MOTION

On motion of Senator McDermott, the Senate concurred in the remaining House amendments to Engrossed Substitute Senate Bill No. 2709.

MOTION

On motion of Senator Marsh, the Senate advanced to the sixth order of business.

SECOND READING

SENATE BILL NO. 2893, by Senator Woody:

Creating an additional position of state representative for the state at large.

MOTION

On motion of Senator Woody, Substitute Senate Bill No. 2893 was substituted for Senate Bill No. 2893 and the substitute bill was placed on second reading and read the second time in full.

POINT OF INQUIRY

Senator Guess: "Senator Woody, can you explain to me the reason that a bill which is to affect an election on November 4, 1980 should have an emergency clause?"

Senator Woody: "Yes, Senator Guess. We heard this bill in committee this morning and it was amended in committee. That amendment struck from the bill the language which would have had the bill be effective for the 1979 November election and at that point in time the emergency clause was necessary, and, Senator Guess, I am afraid that when we made that amendment this morning we neglected to delete the emergency clause. You are quite right, it is not a necessary part of the bill at this point in time but I do not believe it damages the bill."

On motion of Senator Guess, the following amendment was adopted:

On page 1, line 19, strike all of NEW SECTION. Sec. 2.

On motion of Senator Guess, the following amendments to the title were adopted:

On page 1, line 1 of the title, after "elections;" insert "and"

On page 1, line 2, after "RCW" strike "; and declaring an emergency"

On motion of Senator Woody, the rules were suspended, Engrossed Substitute Senate Bill No. 2893 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

POINT OF INQUIRY

Senator Quigg: "Senator Woody, I wonder if in the fiscal note which was prepared along with this bill there was any consideration of a stamp allowance for this Representative. I imagine it would be substantial."

Senator Woody: "I am sure that Sid Snyder can give you the exact stamp allowance, Senator Quigg."

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute Senate Bill No. 2893, and the bill passed the Senate by the following vote: Yeas, 27; nays, 17; excused, 5.

Voting yea: Senators Bottiger, Conner, Day, Donohue, Fleming, Gaspard, Goltz, Henry, Jones, Lysen, Marsh, McDermott, Moore, Odegaard, Peterson, Pullen, Rasmussen, Ridder, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, Walgren, Williams, Wilson, Woody—27.

Voting nay: Senators Benitz, Bluechel, Clarke, Gallagher, Gould, Guess, Hansen, Hayner, Lee, Lewis, Morrison, North, Quigg, Scott, Sellar, Wanamaker, Wojahn—17.

Excused: Senators Bausch, Keefe, Matson, Newschwander, von Reichbauer—5.

ENGROSSED SUBSTITUTE SENATE BILL NO. 2893, 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 6:25 p.m., on motion of Senator Walgren, the Senate adjourned until 10:00 a.m., Thursday, May 31, 1979.

JOHN A. CHERBERG, President of the Senate.

SIDNEY R. SNYDER, Secretary of the Senate.

SEVENTY-SECOND DAY

MORNING SESSION

Senate Chamber, Olympia, Thursday, May 31, 1979.

The Senate was called to order at 10:00 a.m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senators Bausch, Fleming, Gould, Keefe, Matson, Newschwander, Quigg and Rasmussen. On motion of Senator Jones, Senators Gould, Matson, Newschwander and Quigg were excused. On motion of Senator Wilson, Senators Bausch, Fleming, Keefe and Rasmussen were excused.

The Color Guard, consisting of Pages Lisa Wallace and Brian Golob, presented the Colors. Reverend Lee Forstrom, pastor of Westwood Baptist Church of Olympia, offered the following prayer:

"OUR FATHER, WE THANK YOU FOR THIS NEW DAY AND THE OPPORTUNITIES THAT ARE BEFORE US. WE ASK THAT YOU WILL ENLIGHTEN OUR MINDS SO THAT WE MAY SEEK THOSE THINGS WHICH ARE ABOVE AND NOT THE THINGS ON THIS EARTH. WE PRAY FOR DIRECTION AND ONENESS IN THE DECISIONS THAT WILL BE MADE AND WE BELIEVE THAT THIS DAY WILL BE SIGNIFICANT BECAUSE OF YOUR CONSTANT PRESENCE WITH US. IN JESUS' NAME. AMEN."

MOTION

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

MESSAGE FROM THE GOVERNOR

Office of the Governor, May 30, 1979.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

LADIES AND GENTLEMEN:

I have the honor to advise that on May 30, 1979, Governor Ray approved the following Senate Bills entitled:

SUBSTITUTE SENATE BILL NO. 2336, relating to resident care and nursing homes.

SUBSTITUTE SENATE BILL NO. 3034, relating to a toll bridge across the Columbia River in the vicinity of the Horn Rapids Road and a state highway connecting thereto.

Sincerely,
H.B. HANNA
Legal Counsel.

MESSAGE FROM THE HOUSE

May 31, 1979.

Mr. President: The House has passed SUBSTITUTE SENATE BILL NO. 2071, and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

INTRODUCTION AND FIRST READING

ENGROSSED SUBSTITUTE HOUSE BILL NO. 554, by Committee on Social and Health Services (originally sponsored by Representatives Adams, Whiteside, Brekke, Erickson, Gruger, Nelson (D), Kreidler, Haley, Pruitt, Valle, Burns, Gallagher, Lux, Becker, Salatino, Keller, Ehlers, Sherman, King, Blair, Brown, Isaacson, Sommers, Charnley and Maxie):

Assisting shelters for victims of domestic violence.

MOTION

On motion of Senator Walgren, the rules were suspended, Engrossed Substitute House Bill no. 554 was advanced to second reading and placed on the second reading calendar for today.

INTRODUCTION AND FIRST READING

SECOND SUBSTITUTE HOUSE BILL NO. 1000, by Committee on Revenue (originally sponsored by Representatives Oliver, McCormick, Nelson (D), Amen, Sanders, Haley, Barr, Clayton and Fuller):

Granting a temporary tax exemption for sales and use of alcohol in gasohol and related production facilities.

Referred to Committee on Ways and means.

There being no objection, the Senate returned to the fourth order of business.

MOTION

On motion of Senator Walgren, the Senate commenced consideration of the House Message on Engrossed Substitute Senate Bill No. 2993.

MESSAGE FROM THE HOUSE

May 12, 1979.

Mr. President: The House has passed ENGROSSED SUBSTITUTE SENATE BILL NO. 2993 with the following amendments:

On page 1, line 12, strike "~~((may, or))~~" and insert "may, or"

On page 1, line 23, strike "fifteen" and insert "((fifteen)) thirty."

On page 1, beginning on line 25, beginning with ", and" strike all the matter down to and including "county" on line 27, and insert "~~((, and for such purpose the county auditor shall have access to all registration books in the possession of election officers within such county))~~"

On page 2, line 11, beginning with ", which" strike all the matter down to and including "election" on line 14 and insert "~~((, which shall there upon immediately transmit such proposition to the election board of such county, and it shall be the duty of such county election board to submit such proposition to the voters at the next general election))~~ which shall submit such proposition to the voters of said county at the next general election in an even-numbered year occurring forty-five days after submission of the proposition to said legislative authority"

On page 4, line 12, strike "county" and insert "district"

On page 4, line 20, strike "fifteen" and insert "thirty"

On page 4, line 21 beginning with "and for" strike all the material down to and including "county" on line 24

On page 5, line 1, beginning with "which" strike all the material down to and including "election" on line 5 and insert "which shall submit such proposition to the"

voters of said district at the next general election in an even-numbered year occurring forty-five days after submission of the proposition to said legislative authority", and the same are herewith transmitted.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

MOTION

On motion of Senator Bottiger, the Senate concurred in the House amendments to Engrossed Substitute Senate Bill No. 2993.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute Senate Bill No. 2993, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 32; nays, 9; excused, 8.

Voting yea: Senators Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Donohue, Gallagher, Gaspard, Goltz, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Marsh, Moore, Morrison, North, Odegaard, Peterson, Pullen, Scott, Sellar, Talley, Van Hollebeke, von Reichbauer, Walgren, Wanamaker, Wojahn—32.

Voting nay: Senators Lysen, McDermott, Ridder, Shinpoch, Talmadge, Vognild, Williams, Wilson, Woody—9.

Excused: Senators Bausch, Fleming, Gould, Keefe, Matson, Newschwander, Quigg, Rasmussen—8.

ENGROSSED SUBSTITUTE SENATE BILL NO. 2993, as amended by the House, 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.

SIGNED BY THE PRESIDENT

The President signed:
SUBSTITUTE SENATE BILL NO. 2071.

MOTIONS

On motion of Senator Walgren, the Senate advanced to the sixth order of business.

On motion of Senator Walgren, the Senate commenced consideration of House Bill No. 845.

SECOND READING

HOUSE BILL NO. 845, by Representative Keller (by Insurance Commissioner request):

Revising insurance licenses.

The Senate resumed consideration of House Bill No. 845. On Wednesday, May 30, 1979 the committee amendment to page 4, line 6 was adopted. Senator Jones had moved adoption of the committee amendment to page 8, line 28, section 7 and an amendment to that amendment by Senator Gould had been moved for adoption.

The President declared the question before the Senate to be adoption of the amendment to the committee amendment to page 8, line 28, section 7 by Senator Gould.

Debate ensued.

The amendment by Senator Gould to the committee amendment was not adopted.

Senator Williams moved adoption of the following amendment to the committee amendment to page 8, line 28, section 7:

Amend the committee amendment to page 8, after line 28, as follows:

In the first line of subsection (1)(d) of section 7, after "requirements" insert ", not to exceed thirty clock hours,"

Debate ensued.

The motion by Senator Williams failed and the amendment to the committee amendment was not adopted on a rising vote.

Senator Williams moved adoption of the following amendment to the committee amendment to page 8, line 28, section 7:

Amend the committee amendment to page 8, after line 28 as follows:

Strike subsection (2) of Section 7 of the committee amendment and renumber the remaining subsections consecutively.

Debate ensued.

The motion by Senator Williams failed and the amendment to the committee amendment was not adopted.

There being no objection, the amendment by Senator Williams to the committee amendment to page 8, line 28, section 7 commencing "In subsection (2) of section 7 of the committee amendment" strike "The commissioner shall by regulation . . ." on the desk of the Secretary of the Senate was withdrawn.

Senator Williams moved adoption of the following amendment to the committee amendment to page 8, line 28, section 7:

Amend the committee amendment to page 8, after line 28 as follows:

Add a new subsection (4) in Section 7 to the committee amendment as follows:

"(4) Any educational courses approved by the commissioner to satisfy the educational requirements under this section shall be readily available through public educational institutions."

POINT OF INQUIRY

Senator Van Hollebeke: "Senator, I wonder if this reads as you want it to then. This would read that all courses, at least that is the way I am reading it, 'any educational courses approved by the commissioner to satisfy the requirements under this section shall be readily available through public educational institutions.' I would think you might be interested in doing something that would make the requirements easily met through public institutions, but I would think we would also not want to rule out proprietary or nonprofit organizations that might want to give acceptable courses. What was your intention? Is it worded the way you wanted it?"

Senator Williams: "The intention here is not to make it exclusively for public institutions but to simply insure that public institutions do have those courses available. My intent was not to prohibit proprietary schools."

Senator Van Hollébeke: "I do not think that reads that way. It says 'any courses approved by the commissioner to satisfy the educational requirements shall be readily available.' I do not think you are accomplishing your purpose."

Senator Williams: "The purpose here is to make sure that all courses mandated must be available through public institutions. It does not say that they shall be exclusively available through public institutions. In other words, as I read it, proprietary schools may also provide them."

Senator Van Hollebeke: "I do not read it that way. I think it should be reworded."

Debate ensued.

POINT OF INQUIRY

Senator Goltz: "Senator Williams, the implication of this amendment is that somebody will require these courses to be offered and I wonder, first of all, what authority would do the requiring. Is this the insurance commissioner? Or who is mandating it?"

Senator Williams: "Yes, the insurance commissioner."

Senator Goltz: "I guess I was afraid that that was the answer and it seems to me that there really is a conflict here in the law. If the insurance commissioner can mandate courses in public institutions which are under the control of boards of trustees and regents, that it may place the trustees and regents in a position of being responsible for the offerings of the institutions with another public official being able to mandate certain work. That implies course content. It may imply instructors. It may imply other conditions for that requirement. I wonder if this amendment is really not in conflict with another part of the law."

Senator Williams: "Senator Goltz, the point you have raised is a point that will have to be addressed then in all continuing education courses that we may require of various professions. It is something that we ought to look at. We have in this particular session rushed into the continuing education concept, I think, without proper analysis of what we are doing, and you raised a very good point because this was our intention when we modified the educational requirements for real estate agents, for instance. Those courses are offered through community colleges or various other colleges, and I think it does require a certain amount of agreement and compromise or working out between the various agencies that represent the public in this case. I am not sure that we can."

"However, this is the kind of thing that I think needs to be studied and worked out when we deal with the whole area of continuing education, but my intention here is to insure that we do not set up a situation where the continuing education courses become exclusively provided by the private sector, which with all good intentions has its own ax to grind. It is protective of its own profession and I think we need the public in here to protect all of us."

The motion of Senator Williams failed and the amendment to the committee amendment was not adopted on a rising vote.

Senator Day moved adoption of the following amendment to the committee amendment to page 8, line 28, section 7:

On page 8, Section 7, sub-paragraph (2), after "RCW 48.17.210" insert "PROVIDED FURTHER, That the continuing education requirements may be waived by the commissioner for good cause shown"

Debate ensued.

The motion by Senator Day carried and the amendment to the committee amendment was adopted.

MOTION

On motion of Senator Rasmussen, House Bill No. 845, together with the adopted committee amendment and the pending committee amendment to page 8, line 28, section 7, as amended, was ordered held for further consideration later today.

MOTION

At 10:55 a.m., on motion of Senator Walgren, the Senate recessed until 12:02 p.m.

NOON SESSION

The President called the Senate to order at 12:02 p.m.

NOON SESSION

The President called the Senate to order at 12:02 p.m.

MOTION

At 12:02 p.m., on motion of Senator Marsh, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The President called the Senate to order at 2:00 p.m.

MOTION

At 2:04 p.m., on motion of Senator Marsh, the Senate was declared to be at ease subject to the Call of the President.

The President called the Senate to order at 2:50 p.m.

MOTIONS

On motion of Senator Marsh, the Senate returned to the fifth order of business.

On motion of Senator Marsh, the Senate commenced consideration of House Bill No. 1207.

INTRODUCTION AND FIRST READING

HOUSE BILL NO. 1207, by Representatives Gruger, Houchen, Galloway and Brekke:

Establishing a demonstration project to assess the feasibility of day care centers for certain children in danger of being abused or neglected.

MOTIONS

On motion of Senator Marsh, the rules were suspended, House Bill No. 1207 was advanced to second reading and placed on the second reading calendar for today.

The bill was read the second time by sections.

On motion of Senator Wojahn, the following amendments by Senators Wojahn, Lee and North were considered and adopted simultaneously:

On page 1, line 6, strike "to assess the feasibility of modifying" and insert "for the purpose of contracting with"

On page 2, line 3, after "shall" strike "seek to"

On page 2, line 4, after "services and" strike "to"

On motion of Senator Day, the rules were suspended, House Bill No. 1207, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 1207, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 42; nays, 1; absent or not voting, 1; excused, 5.

Voting yea: Senators Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Donohue, Fleming, Gallagher, Gaspard, Goltz, Hansen, Hayner, Henry, Jones, Lee, Lewis, Lysen, Marsh, McDermott, Moore, Morrison, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Williams, Wilson, Wojahn, Woody—42.

Voting nay: Senator Guess—1.

Absent or not voting: Senator Wanamaker—1.

Excused: Senators Bausch, Gould, Keefe, Matson, Newschwander—5.

HOUSE BILL NO. 1207, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Marsh, the Senate commenced consideration of Engrossed Substitute House Bill No. 554.

SECOND READING

ENGROSSED SUBSTITUTE HOUSE BILL NO. 554, by Committee on Social and Health Services (originally sponsored by Representatives Adams, Whiteside, Brekke, Erickson, Gruger, Nelson (D), Kreidler, Haley, Pruitt, Valle, Burns, Gallagher, Lux, Becker, Salatino, Keller, Ehlers, Sherman, King, Blair, Brown, Isaacson, Sommers, Charnley and Maxie):

Assisting shelters for victims of domestic violence.

The bill was read the second time by sections.

Senator Day moved adoption of the following amendment:

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Section 1. The legislature finds that domestic violence is an issue of growing concern at all levels of government and that there is a present and growing need to develop innovative strategies and services which will ameliorate and reduce the trauma of domestic violence. Research findings show that domestic violence constitutes a significant percentage of homicides, aggravated assaults, and assaults and batteries in the United States. Domestic violence is a disruptive influence on personal and community life and is often interrelated with a number of other family problems and stresses. Shelters for victims of domestic violence are essential to provide protection to victims from further abuse and physical harm and to help the victim find long-range alternative living situations, if requested. Shelters provide safety, refuge, advocacy, and helping resources to victims who may not have access to such things if they remain in abusive situations.

The legislature therefore recognizes the need for the state-wide development and expansion of shelters for victims of domestic violence.

NEW SECTION. Sec. 2. Unless the context clearly requires otherwise, the definitions in this section apply throughout this chapter.

(1) "Shelter" means a place of temporary refuge, offered on a twenty-four hour, seven day per week basis to victims of domestic violence and their children.

(2) "Domestic violence" is a categorization of offenses, as defined in section 2, chapter 105, Laws of 1979 1st ex. sess., committed by one cohabitant against another.

(3) "Department" means the department of social and health services.

(4) "Victim" means a cohabitant who has been subjected to domestic violence.

(5) "Cohabitant" means a person who is married or who is cohabiting with a person like husband and wife at the present or at sometime in the past. Any person who has one or more children in common with another person, regardless of whether they have been married or lived together at any time, shall be treated as a cohabitant.

NEW SECTION. Sec. 3. The department of social and health services, in consultation with individuals or groups having experience and knowledge of the problems of victims of domestic violence, shall:

(1) Establish minimum standards for shelters applying for grants from the department under this chapter. Classifications may be made dependent upon size, geographic location, and population needs;

(2) Receive grant applications for the development and establishment of shelters for victims of domestic violence;

(3) Distribute funds, within forty-five days after approval, to those shelters meeting departmental standards;

(4) Evaluate biennially each shelter receiving departmental funds for compliance with the established minimum standards; and

(5) Review the minimum standards each biennium to ensure applicability to community and client needs.

NEW SECTION. Sec. 4. Minimum standards established by the department under section 3 of this act shall ensure that shelters receiving grants under this chapter provide services meeting basic survival needs, where not provided by other means, such as, but not limited to, food, clothing, housing, safety, security, client advocacy, and counseling. These services shall be problem-oriented and designed to provide necessary assistance to the victims of domestic violence and their children.

NEW SECTION. Sec. 5. The department shall contract, where appropriate, with public or private nonprofit groups or organizations with experience and expertise in the field of domestic violence to:

(1) Develop and implement an educational program designed to promote public and professional awareness of the problems of domestic violence and of the availability of services for victims of domestic violence. Particular emphasis should be given to the education needs of law enforcement agencies, the legal system, the medical profession, and other relevant professions that are engaged in the prevention, identification, and treatment of domestic violence;

(2) Maintain a directory of temporary shelters and other direct service facilities for the victims of domestic violence which is current, complete, detailed, and available, as necessary, to provide useful referral services to persons seeking help on an emergency basis;

(3) Create a state-wide toll-free telephone number that would provide information and referral to victims of domestic violence;

(4) Provide opportunities to persons working in the area of domestic violence to exchange information; and

(5) Provide training opportunities for both volunteer workers and staff personnel.

NEW SECTION. Sec. 6. The department shall prepare an annual report to the legislature which shall include but not be limited to:

(1) Data reflecting the geographic incidence of domestic violence in the state, indicating the number of cases officially reported as well as an assessment of the degree of unreported cases;

(2) The number of persons and relevant statistical data, where possible, of persons treated or assisted by shelters receiving state funds; and

(3) A listing of potential and feasible prevention efforts, the estimated cost of providing the prevention services, and the projected benefits of providing the services.

The department may contract, where applicable, for the information required by this section.

NEW SECTION. Sec. 7. Shelters receiving state funds under this chapter shall:

(1) Make available shelter services to any person who is a victim of domestic violence and to that person's children;

(2) Encourage victims, with the financial means to do so, to reimburse the shelter for the services provided;

(3) Recruit, to the extent feasible, persons who are former victims of domestic violence to work as volunteers or staff personnel. An effort shall also be made to provide bilingual services;

(4) Provide prevention and treatment programs to victims of domestic violence, their children and, where possible, the abuser;

(5) Provide a day program or drop-in center to assist victims of domestic violence who have found other shelter but who have a need for support services.

NEW SECTION. Sec. 8. The department shall consult in all phases with persons and organizations having experience and expertise in the field of domestic violence.

NEW SECTION. Sec. 9. The department is authorized, under this chapter and the rules adopted to effectuate its purposes, to make available grants awarded on a contract basis to public or private nonprofit agencies, organizations, or individuals providing shelter services meeting minimum standards established by the department. Consideration as to need, geographic location, population ratios, and the extent of existing services shall be made in the award of grants. The department shall provide technical assistance to any nonprofit organization desiring to apply for the contracts if the organization does not possess the resources and expertise necessary to develop and transmit an application without assistance.

NEW SECTION. Sec. 10. Fifty percent of the funding for shelters receiving grants under this chapter must be provided by one or more local, municipal, or county source, either public or private. Contributions in-kind, whether materials, commodities, transportation, office space, other types of facilities, or personal services, may be evaluated and counted as part of the required local funding.

The department shall seek, receive, and make use of any funds which may be available from federal or other sources in order to augment state funds appropriated for the purpose of this chapter, and shall make every effort to qualify for federal funding.

NEW SECTION. Sec. 11. General assistance or aid to families with dependent children payments shall be made to otherwise eligible individuals who are residing in a secure shelter, a housing network or other shelter facility which provides shelter services to persons who are victims of domestic violence. Provisions shall be made by the department for the confidentiality of the shelter addresses where victims are residing.

NEW SECTION. Sec. 12. A shelter shall not be held liable in any civil action for denial or withdrawal of services provided pursuant to the provisions of this chapter.

NEW SECTION. Sec. 13. There is appropriated from the general fund to the department of social and health services for the 1979-1981 biennium the sum of two million five hundred thousand dollars, or so much as may be necessary, to carry out the purposes of this act. Two million two hundred thousand dollars of the amount appropriated shall be used for grants to shelters under section 9 of this act. The remaining three hundred thousand dollars shall be used to fund sections 3, 5, and 6 of this act.

NEW SECTION. Sec. 14. Sections 2 through 12 of this act shall constitute a new chapter in Title 70 RCW.

NEW SECTION. Sec. 15. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected."

On motion of Senator Shinpoch, the following amendments to the amendment by Senator Day were considered and adopted simultaneously:

On page 8, section 13, lines 5 and 6, strike "two million five hundred thousand" and insert "one million"

On page 8, section 13, lines 8 and 9 strike "two million two hundred thousand" and insert "seven hundred thousand"

POINT OF INQUIRY

Senator Guess: "Senator Day, would you describe to me what the meaning of a cohabitant is?"

Senator Day: "I think, Senator, I raised this question in caucus and it would appear to me that it is very broad in this bill. It is anybody that is living together."

Senator Guess: "Are we starting a new program, Senator Day, that has never been tried before in the state of Washington?"

Senator Day: "Yes, this is an augmentation to the other bill that passed here. I believe Senator Wojahn could probably answer that better than I can."

POINT OF INQUIRY

Senator Guess: "Senator Donohue, have you had your staff project out what the possible increase that we are going to face in the next biennium from the passage of the beginning of a new program like this?"

Senator Donohue: "Senator, the answer to your question directly is no. However, I think that the House fiscal notes relative to the two point five million that was in this bill that we just reduced probably was an effort on the part of the Senate, and I agree with Senator Shinpoch, to hold this program down much below what some people would like until we really find out where we are going, and so we are reducing, let us say, with the amount of dollars we have just adopted with the one million. It would establish probably about a seven day shelter care instead of a fourteen. We estimate there will probably be about fifty-five hundred people that would be, sometime or other, involved perhaps in this program.

"But in direct answer to your question as projecting out in the future like many other things, Senator, I have no answer. I do not know what we are talking about as it relates to how many people are going to be involved in the next biennium or the one following. I do not know."

POINT OF INQUIRY

Senator Guess: "Senator Day, if you remember back on the time when we adopted the—that a drunk was an ill person and not a drunk, we fooled ourselves a little bit."

Senator Day: "Alcoholism is a disease."

Senator Guess: "That is right. We did not put doctors in the shelters that they had and out in the Spokane Valley where we have the shelter that Spokane County runs, we have now, because of the law that we passed and a court interpretation, had to keep a doctor available at all times in order to examine the drunks. Are we going to have to have a medic on duty at all times in these shelters in order to . . .?"

Senator Day: "No, if a person can get to the shelter they could take them to the emergency room or wherever they needed to have medical examination or assistance."

Senator Guess: "You are sure of this, Senator Day?"

Senator Day: "I am certain that that is the way it ought to operate. Of course, I cannot imagine them coming back to us and asking for medical personnel in these places."

Senator Guess: "It would be your legislative intent then not to provide twenty-four hour medical service for these people?"

Senator Day: "Right."

On motion of Senator Day, the following amendment to the amendment by Senator Day was adopted:

On page 2, subsection (5), line 27, after "person" and before "like" insert "of the opposite sex"

POINT OF INQUIRY

Senator Rasmussen: "Senator Day, cohabitant means a person who is married or who is cohabiting with a person of the opposite sex like husband and wife at the present or some time in the past."

Senator Day: "Senator, I would respectfully have Senator Wojahn answer that question because I do not know what it means."

Senator Rasmussen: "I thought you were managing this bill."

Senator Day: "The floor manager, not the authority."

Senator Rasmussen: "Senator Day, in the last days of the session, has become confused. I always could get a clear answer from him up until now."

POINT OF INQUIRY

Senator Rasmussen: "Senator Wojahn, what does that mean? Cohabiting with a person of the opposite sex like husband and wife at the present or some time in the past."

Senator Wojahn: "I think that probably the staff of the social and health service wrote it but I presume that there would not be any need for a bill if we did not have cohabitation of people of the opposite sexes, and so I do not think that there is any need to answer your question, Senator Rasmussen."

MOTION

Senator Guess moved Engrossed Substitute House Bill No. 554, together with the pending amendment by Senator Day as amended by Senators Shinpoch and Day, be made a special order of business for 4:00 p.m. today.

POINT OF INQUIRY

Senator Rasmussen: "I would agree with that, Senator Guess, but that was only part of my question. The other part was, 'any person who has one or more children in common with another person, regardless of whether they have been married or lived together at any time'—they have had children with a person regardless of whether they have lived together or at any time shall be treated as cohabitants and has one or more children in common. Now in the state of Washington, the common-law marriage is not recognized. It is illegal and I wonder by this left-handed reference if you are approving common-law marriages, and if so, it should be reviewed by the chairman of the judiciary committee, Senator Marsh, who has the answer to all of those questions.

"I wonder, Mr. President, before we set this bill down, if Senator Marsh could tell us a little more about it? This section is very confusing, like a husband and wife at the present or some time in the past. How they have been cohabiting. I do not know anything about that."

Senator Marsh: "Senator Rasmussen, I have been discussing this with Senator Wojahn and Senator Ridder and I think we agree that this is kind of an isolated thing, that the cohabitant is a person who has had sexual intercourse with a member of the opposite sex. I think that is the plain English meaning of these fancy words in subsection (5) of Section 2."

Senator Rasmussen: "The other question was, are we legalizing common-law marriages? It says, 'any person who has one or more children in common with another person', regardless of whether they have been married or lived together."

Senator Marsh: "This subsection does not legalize common-law marriage. It is simply a definition of cohabitant for the purposes of this act."

POINT OF INQUIRY

Senator Rasmussen: "Mr. President, if I may I would like to ask Senator Wojahn another question. 'Minimum standards established by the department in Section 3 of this act shall insure the shelters applying for grants under this chapter shall provide services meeting basic survival needs.' We understand that, and 'such as food, clothing, housing, safety and security, client advocacy, assistance in securing counseling and supportive services, transportation, driver's education, child care, child counseling, provision for kindergarten through postsecondary education.'"

Senator Day: "Mr. President, he is reading from the bill something that has been stricken by my amendment."

MOTION

Senator Rasmussen moved that Engrossed Substitute House Bill No. 554, together with the pending amendment by Senator Day as amended by Senators Shinpoch and Day be held for consideration later today.

REMARKS BY SENATOR SHINPOCH

Senator Shinpoch: "Yes, I object to that. I think, in response to Senator Rasmussen, what it means is that we are going to treat all citizens of the state the same, irrespective of whether they happen to be married or not, and relative to this bill, they are citizens, they deserve service like everyone else. Moving the bill down appears to me at this point at least to just be an opportunity to possibly kill it, and I would like to see us vote on it and let it go up or down on its merits."

Debate ensued.

POINT OF INQUIRY

Senator Guess: "Senator Wojahn, you made a statement that I do not know whether I caught the impact or not, but you said that thirty-five percent of all hospital cases were battered-related people. Does this mean that we are going to now assume the cost of thirty-five percent of all of the hospital cases in the state of Washington?"

Senator Wojahn: "No, certainly not. I am reading from an editorial in the Seattle Times that is based on some statistical information generated by one of the physicians at Valley General Hospital and I wanted to have this on your desk. I am sorry I do not. Obviously there are families that are going to take care of some of these problems. There are mothers and dads out there that are going to take the spouse in and the battered child, so that it is not going to be that type and that numbers. We happen to have, and I think that Senator Rasmussen must be aware of the fact that the Tacoma YWCA does have a program for battered wives and children or spouses and children right now, and it is being run on a very low economic scale. Most of the persons working there are volunteers, Senator Guess, so that it is not costing that. Families that can take care of their own do take care of their own."

"I am sure that if you had a situation in your home with a son or daughter who had this problem that you would take care of it. I think that a lot of us will and do, but there are those out there that for some reason or another have no place to go. Maybe their families are located out of the state or maybe their families are gone. It would not be that. We have limited the amount of money in this. There is a fifty percent match. No one gets one penny of this money until they provide fifty percent

of it and they have to be self-starters, so I would say that that is not a fear that we need to face here."

Further debate ensued.

MOTION

On motion of Senator Marsh, Engrossed Substitute House Bill No. 554, together with the pending amendment by Senator Day as amended by Senators Shinpoch and Day, was ordered held for further consideration following the next two measures.

MOTION

On motion of Senator Marsh, the Senate returned to the fourth order of business.

MESSAGE FROM THE HOUSE

May 11, 1979.

Mr. President: The House refuses to concur in the Senate amendment to HOUSE JOINT RESOLUTION NO. 31 and asks the Senate to recede therefrom, and said bill, together with the Senate amendment thereto, is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

MOTION

Senator Woody moved the Senate refuse to recede from the Senate amendment to House Joint Resolution No. 31 and once again ask the House to concur therein.

MOTION

Senator North moved the Senate recede from the Senate amendment to House Joint Resolution No. 31.

Debate ensued.

Senator Morrison demanded a roll call and the demand was sustained.

MOTION

On motion of Senator Jones, Senator Wanamaker was excused.

The President declared the question before the Senate to be the positive motion by Senator North that the Senate recede from the Senate amendment to House Joint Resolution No. 31.

ROLL CALL

The Secretary called the roll and the motion by Senator North failed by the following vote: Yeas, 21; nays, 23; excused, 5.

Voting yea: Senators Benitz, Bluechel, Clarke, Gallagher, Goltz, Guess, Hayner, Jones, Lee, Lewis, Matson, McDermott, Morrison, North, Pullen, Quigg, Scott, Sellar, Talley, von Reichbauer, Wilson—21.

Voting nay: Senators Bottiger, Conner, Day, Donohue, Fleming, Gaspard, Hansen, Henry, Lysen, Marsh, Moore, Odegaard, Peterson, Rasmussen, Ridder, Shinpoch, Talmadge, Van Hollebeke, Vognild, Walgren, Williams, Wojahn, Woody—23.

Excused: Senators Bausch, Gould, Keefe, Newschwander, Wanamaker—5.

The motion by Senator Woody carried.

The Senate refused to recede from the Senate amendment to House Joint Resolution No. 31 and once again asks the House to concur therein.

MOTION

On motion of Senator Marsh, the Senate resumed consideration of House Bill No. 845.

SECOND READING

HOUSE BILL NO. 845, by Representative Keller (by Insurance Commissioner request):

Revising insurance licenses.

The Senate resumed consideration of House Bill No. 845 from earlier today. The committee amendment to page 4, line 6 was adopted on Thursday, May 30, 1979.

The President declared the question before the Senate to be adoption of the committee amendment to page 8, line 28, section 7, as amended.

Debate ensued.

The motion by Senator Jones carried and the committee amendment, as amended, was adopted on a rising vote.

On motion of Senator Jones, the committee amendment to page 8, after line 28 adding a new section 8 was adopted.

On motion of Senator Jones, the committee amendments adding a new section 9 and page 8, line 32 striking "1980" and inserting "1981" was not adopted.

Senator Rasmussen moved adoption of the following amendment:

On page 8 of the printed substitute bill, after line 34, insert the following:

"NEW SECTION. Sec. 9. It is unlawful for an insurance company doing business in the state of Washington to do any of the following acts or practices:

(1) coerce or attempt to coerce an insurance broker to handle lines of insurance which have not been voluntarily requested by the agent;

(2) Cancel or fail to renew the selling agreement of a broker doing business in this state without fairly compensating the broker at a fair going business value for the broker's investment in the business including, but not limited to, the broker's good will;

(3) Encourage, aid, abet, or teach a broker to sell insurance through any false, deceptive, or misleading sales practices; and

(4) Coerce or attempt to coerce a broker to engage in any practice forbidden in this section by either threats of actual cancellation or failure to renew the broker's selling agreement.

Nothing in this section shall be construed to impair the obligations of a contract.

NEW SECTION. Sec. 10. A person who is injured in the person's business or property by a violation of this chapter, or a person so injured because he or she refuses to accede to a proposal for an arrangement which, if consummated, would be in violation of this chapter, may bring a civil action in the superior court to enjoin further violations and to recover the actual damages sustained, together with the costs of the suit, including a reasonable attorneys' fee.

A civil action brought in the superior court under this section must be filed no later than one year following the alleged violation of this chapter.

NEW SECTION. Sec. 11. Upon the filing of a complaint pursuant to section 10 of this act by a complaining broker within sixty days following the written notification of the cancellation or nonrenewal of the existing selling agreement, any canceled or nonrenewed selling agreement of the complaining broker shall remain in full force and effect until the complaint has been expeditiously disposed of.

If a new selling agreement is given by an insurance company for the sale of the same insurance in the same area of responsibility as that covered in the canceled or terminated selling agreement, such act shall be prima facie evidence that the new selling agreement replaced the canceled or terminated selling agreement.

NEW SECTION. Sec. 12. The insurance commissioner may refer such evidence as may be available concerning violations of this chapter, or of any rule or order under this chapter, to the attorney general or the proper prosecuting attorney, who may in his or her discretion, with or without such a reference, in addition to any other action that might be commenced, bring an action in the name of the state against any person to restrain and prevent an act or practice prohibited or declared unlawful by this chapter: **PROVIDED**, That this chapter shall be considered in conjunction with chapters 9.04, 1986, and 63.14 RCW, and the powers and duties of the attorney general and the prosecuting attorney as they may appear in these chapters shall apply against all persons subject to this chapter: **PROVIDED FURTHER**, That any action to enforce a claim for civil damages under chapter 19.86 RCW shall be forever barred unless commenced within six years after the cause of action accrues.

NEW SECTION. Sec. 13. A person who violates the terms of a court order or temporary or permanent injunction issued pursuant to this chapter shall forfeit and pay a civil penalty of not more than twenty-five thousand dollars. For the purpose of this section, the superior court issuing an injunction shall retain jurisdiction, and the cause shall be continued. In such cases the attorney general or the prosecuting attorney acting in the name of the state, or any person who pursuant to section 10 of this act has secured the injunction violated, may petition for the recovery of civil penalties.

NEW SECTION. Sec. 14. This chapter is applicable to all existing contracts between insurance brokers and insurance companies, and to all future contracts.

NEW SECTION. Sec. 15. The provisions of this chapter are cumulative to existing laws: **PROVIDED**, That a violation of section 9 of this act shall be construed as exclusively civil and not penal in nature.

NEW SECTION. Sec. 16. This chapter shall be liberally construed to the end that deceptive practices or commission of fraud or misrepresentation in the sale of insurance in this state may be prohibited and prevented, and irresponsible, unreliable, or dishonest persons may be prevented from engaging in the business of selling insurance in this state and reliable persons may be encouraged to engage in the business of selling insurance in this state.

This chapter does not apply to printers, publishers, or broadcasters who in good faith print, publish, or broadcast material without knowledge of its deceptive character.

NEW SECTION. Sec. 17. If any provision of this act, or its application to any person or circumstance is held invalid, the remainder of the act, or the application of the provision to other persons or circumstances is not affected.

NEW SECTION. Sec. 18. Sections 9 through 17 of this act shall constitute a new chapter in Title 48 RCW."

POINT OF ORDER

Senator Jones: "In the interest of saving time, I would raise the question of scope and object on the Rasmussen amendment and I would like to speak to the amendment.

"I raise the question that 845 deals with the revisions regarding the licensing of insurance agents. The amendment offered by Senator Rasmussen deals with contractual relationships between insurance companies and their sales representatives. It also deals with deceptive or misleading sales practices and therefore expands the scope and object of Substitute House Bill 845."

Debate ensued.

RULING BY THE PRESIDENT

President Cherberg: "In ruling upon the Point of Order raised by Senator Jones, the President finds that House Bill No. 845, as amended, is a measure which revises the existing license fee structure and provides for a program of continuing education for insurance agents and brokers.

"The amendment proposed by Senator Rasmussen, establishes a new comprehensive code of fair business practices applicable to insurance companies in dealings with their brokers.

"The President therefore finds that the proposed amendment does expand the scope and object of the bill and the Point of Order is well taken."

The amendment by Senator Rasmussen was ruled out of order.

MOTIONS

On motion of Senator Jones, the committee amendment on line 13 of the title was adopted.

On motion of Senator Jones, the committee amendment on line 14 of the title was not adopted.

On motion of Senator Jones, the rules were suspended, House Bill No. 845, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 845, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 34; nays, 9; absent or not voting, 1; excused, 5.

Voting yea: Senators Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Fleming, Gallagher, Gaspard, Goltz, Hansen, Hayner, Henry, Jones, Lee, Marsh, Matson, McDermott, Moore, Morrison, North, Odegaard, Peterson, Quigg, Riddér, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, von Reichbauer, Walgren, Wojahn—34.

Voting nay: Senators Donohue, Guess, Lewis, Lysen, Pullen, Rasmussen, Vogndil, Williams, Wilson—9.

Absent or not voting: Senator Woody—1.

Excused: Senators Bausch, Gould, Keefe, Newschwander, Wanamaker—5.

HOUSE BILL NO. 845, as amended by the Senate, 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.

SIGNED BY THE PRESIDENT

The President signed:

SUBSTITUTE SENATE BILL NO. 2993.

MOTIONS

On motion of Senator Marsh, all measures passed by the Senate today were ordered immediately transmitted to the House.

On motion of Senator Marsh, the Senate resumed consideration of Engrossed Substitute House Bill No. 554.

SECOND READING

ENGROSSED SUBSTITUTE HOUSE BILL NO. 554, by Committee on Social and Health Services (originally sponsored by Representatives Adams, Whiteside, Brekke, Erickson, Gruger, Nelson (D), Kreidler, Haley, Pruitt, Valle, Burns, Gallagher, Lux, Becker, Salatino, Keller, Ehlers, Sherman, King, Blair, Brown, Isaacson, Sommers, Charnley and Maxie):

Assisting shelters for victims of domestic violence.

The Senate resumed consideration of Engrossed Substitute House Bill No. 554. An amendment by Senator Day, as amended by Senators Shinpoch and Day is pending from earlier today.

Senator Guess moved the following amendments by Senators Guess and Rasmussen to the amendment by Senator Day be considered and adopted simultaneously:

On page 2, line 26, strike "or" and insert: "and"

On page 2, line 27, strike "like" and insert: "as"

Beginning on page 2, line 29, strike "Any person who has one or more children in common with another person, regardless of whether they have been married or lived together at any time, shall be treated as a cohabitant."

Debate ensued.

POINT OF INQUIRY

Senator Hayner: "Senator Guess, we passed, and it has become law, Substitute House Bill No. 438 which dealt with domestic violence and defines the actions as being within the criminal code, also indicated that we were going to come along subsequently with some kind of shelters for domestic violence victims, but in that bill we have already defined a cohabitant as exactly the language which was originally in this bill. Now are not we creating some kind of an inconsistency here which will be very difficult to resolve?"

Senator Guess: "Senator Hayner, I think what we are doing is creating a situation that is very clear, that we mean that the cohabitant is a person who is married and is cohabiting with his husband or wife and at the present or sometimes in the past.

"Now Senator McDermott was incorrect a while ago. The reason for the clear distinction here is so that these people that we are going to pay to take into these shelters will be those that qualify under this language. It, I do not think, has a great deal to do with the other language."

REMARKS BY SENATOR BOTTIGER

Senator Bottiger: "Mr. President and members of the Senate, I almost do not believe it. Apparently a child born of a lawful marriage is going to be taken care of, but a child who, through no fault of their own, is not born of a lawful marriage is going to be bastardized out on the street. You really cannot mean that, Senator."

REMARKS BY SENATOR RIDDER

Senator Ridder: "To extend Senator Bottiger's remarks, I would say not only bastardized but brutalized, because the very circumstances that lead to a non-marital community are the same ones that have the greatest brutalizing effect on children. I think it is ridiculous that we suggest that only within the marital community are these children entitled to concern."

Debate ensued.

POINT OF ORDER

Senator von Reichbauer: "Mr. President, I would like to know whether Rule 41 of this body is being enforced? Mr. President, under Rule 41 in one of the sections stated 'Admission to the Senate' I have seen over the last few days a former member of the House of Representatives wandering around freely in these hallways lobbying on behalf of legislation which I find patently offensive. As I understand under our rules, former members of the Senate have access to our body but not former members of the House. I specifically did not like this member when he was in the House of Representatives and I do not like him now as an ex-member lobbying."

RULING BY THE PRESIDENT

President Cherberg: "The remarks of Senator von Reichbauer are well taken. The Sergeant at Arms and the doorkeepers will please not admit anyone described by Senator von Reichbauer from entering the Senate Chamber unless accompanied by a member of the Senate or is in the company of a Senator or is coming in at the request of a Senator."

On motion of Senator Talley, the amendments to the amendment by Senators Guess and Rasmussen were laid upon the table.

Senator Guess moved adoption of the following amendment by Senators Guess and Rasmussen to the amendment by Senator Day:

On page 4, beginning on line 29, strike "(3)" in its entirety and renumber subsequent subsections accordingly.

On motion of Senator Talley, the amendment by Senators Guess and Rasmussen to the amendment was laid upon the table on a rising vote.

Senator Guess moved adoption of the following amendment by Senators Guess and Rasmussen, to the amendment by Senator Day:

On page 8, after line 15, insert:

"**NEW SECTION.** Sec. 14. The authorization of the department to enter into contracts as provided in this act shall cease on June 30, 1981, unless extended by law for an additional fixed period of time."

On motion of Senator Talley, the amendment to the amendment was laid upon the table.

Senator Guess moved adoption of the following amendment to the amendment by Senator Day:

On page 3, line 32, after "means" strike the remainder of the sentence.

On motion of Senator Talley, the amendment to the amendment was laid upon the table.

The motion by Senator Day carried and the amendment, as amended, was adopted.

On motion of Senator Day, the rules were suspended, Engrossed Substitute House Bill No. 554, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Rasmussen: "Where did it get rewritten, Senator Day?"

Senator Day: "This bill did not get rewritten on the fly. It got rewritten by a bill that was sponsored in the Senate that came out of my committee and the amendment was made to conform to that bill which did go through the committee, Senator, and it was a Senate bill."

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute House Bill No. 554, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 35; nays, 7; absent or not voting, 2; excused, 5.

Voting yea: Senators Benitz, Bottiger, Conner, Day, Fleming, Gallagher, Gaspard, Goltz, Hayner, Henry, Lee, Lewis, Lysen, Marsh, Matson, McDermott, Moore, Morrison, North, Odegaard, Peterson, Pullen, Quigg, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, von Reichbauer, Walgren, Williams, Wojahn, Woody—35.

Voting nay: Senators Clarke, Donohue, Guess, Hansen, Rasmussen, Vognild, Wilson—7.

Absent or not voting: Senators Bluechel, Jones—2.

Excused: Senators Bausch, Gould, Keefe, Newschwander, Wanamaker—5.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 554, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Marsh, the Senate returned to the fourth order of business.

MESSAGE FROM THE HOUSE

May 31, 1979.

Mr. President: The House has receded from its amendments to ENGROSSED SUBSTITUTE SENATE BILL NO. 2709 to subsection (8) on page 7, line 26, of the amendment to page 2, beginning on line 29; and the amendment on page 32, line 11, and has passed the bill without these amendments, and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

POINT OF INQUIRY

Senator Hayner: "I note that the House has changed the Senate language in section three that deals with the costs for remote and necessary and small schools. In essence, the House has restored the language that exists in current statutes, and refers to the extra costs of remote and necessary schools and small high schools. The Senate had altered this language because of the concern that all of the school districts presently receiving this extra weighting might not be able to continue to receive it. Is it your understanding that by restoring this language, the legislature would intend to deny any school the dollars that they would otherwise likely to receive as small schools?"

Senator McDermott: "The answer to your question is 'no'. The state board of education, this year, acting under the language that appears in both the current statute and in this engrossed substitute declared all small elementary school districts as remote and necessary. It is expected that the state board of education will take the same action under the language of the bill, i.e., designate certain schools as 'remote and necessary' based upon their smallness or low student enrollment. Replacing this language is not intended to change the situation that currently exists."

The President declared the question before the Senate to be the roll call on Engrossed Substitute Senate Bill No. 2709, without the House amendments to subsection (8) on page 7, line 26 of the amendment to page 2, beginning on line 29; and the amendment on page 32, line 11.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute Senate Bill No. 2709, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 43; nays, 1; excused, 5.

Voting yea: Senators Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Donohue, Fleming, Gallagher, Gaspard, Goltz, Hansen, Hayner, Henry, Jones, Lee, Lewis, Lysen, Marsh, Matson, McDermott, Moore, Morrison, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Williams, Wilson, Wojahn, Woody—43.

Voting nay: Senator Guess—1.

Excused: Senators Bausch, Gould, Keefe, Newschwander, Wanamaker—5.

ENGROSSED SUBSTITUTE SENATE BILL NO. 2709, as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Walgren, the Senate returned to the first order of business.

MESSAGE FROM THE GOVERNOR GUBERNATORIAL APPOINTMENT

Office of the Governor, May 31, 1979.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON:

Ladies and Gentlemen:

I have the honor to submit the following appointment, subject to your confirmation:

Charles E. Newschwander, appointed June 11, 1979, for a term ending March 1, 1985, succeeding Glenn Correa as a member of the Board of Tax Appeals.

Sincerely,
DIXY LEE RAY
Governor.

CONFIRMATION OF GUBERNATORIAL APPOINTMENT

MOTION

On motion of Senator Rasmussen, the rules were suspended and the appointment of Charles E. Newschwander, as a member of the Board of Tax Appeals was confirmed.

REMARKS BY MEMBERS OF THE SENATE

Senator Walgren: "Mr. President and members of the Senate, it is a particular pleasure for me to stand here today and to urge the members of this Senate to confirm the appointment of Charles Newschwander. I know truly that no urging is going to be required. Charlie has been a friend of all of ours. I have particularly enjoyed working with him during my years in the House of Representatives and in

the State Senate. We have had the pleasure of our families traveling together and working together. I can think of really no greater credit to a member of the Legislature than to have the Governor recognize the abilities, the qualities, the sincerity and the integrity of a member by naming that person to a very important position in state government. And certainly the position that Senator Newschwander is about to assume is that kind of a position, a member of the Board of Tax Appeals. It is a credit of this body and a credit to every member of this body that Senator Newschwander will assume this position."

Senator Jones: "Mr. President and ladies and gentlemen of the Senate, I would like to echo the sentiments of the majority leader and urge that we confirm Senator Charles Newschwander. Sort of like when those Welshmen arrived, I may get a little maudlin here but I will try not to do that. It has been an extreme pleasure to work with Charlie. We are going to miss him. God bless you, Charlie and Emma."

Senator Rasmussen: "Mr. President, I would just like to say a few kind words about Charlie Newschwander. He has been an excellent leader. He has done a good job in all the time that I have known him here in leading the Republicans out of the black wells of despair and giving them encouragement and trying to point out to them that if they work for the people the people will work for them and give them enough votes to become a power. This is not to say anything against the new leadership because they are going to have the same problem convincing the people that they are good for the people, as far as the Republicans are concerned. I like you all. However, I do want to say I am very sorry that Senator Newschwander is leaving the Senate. Charlie and I have alternated serving the same people. He at one time was in my district and one time I took over his district and we finally are back in separate districts. He has always done a good job. I have always felt that when we had a problem representing the people that the people in ninety-five and ninety-nine percent of the Legislature here is not partisan and it is what is good for the general public. Charlie has always worked very actively in all the years I have known him, probably a little bit more than the rest of you, I am going to lose my dentist and my family dentist. I am sure that that Tax Appeals Board is going to keep him very busy. Legislation we passed did allow the inheritance tax cases to be appealed to that Board. Also on the gift tax, if they have any differences of opinion, why that goes to that same Appeals Board. Along with all of your real estate problems and appeals you can go there, and business problems, and it is good to have a man of Charlie's caliber on there. I am glad to see him promoted and sorry to lose him and I know that you are too."

Senator Clarke: "I also, like Senator Walgren, had the pleasure of serving with Charlie both in the House and in the Senate, and I was particularly impressed by his sincerity and dedication. One thing you could always tell about Charlie, when he got up and took a position he took it because he meant it sincerely from the bottom of his heart and he was not afraid to take on anybody in support of that particular position. Now you have got to admire somebody that will do that. He got a little irascible on occasion, both with his friends and with his enemies, but we all understood Charlie and that was one of his charms. I think even Emma kind of likes that on occasion. So I just wish to join with the rest of them in wishing Charlie all the best in his future career."

Senator Donohue: "Mr. President and members of the Senate, I too would like to add a few words relating to Senator Newschwander. About two years ago Charlie and I became very good friends. In fact, we worked very closely in the ways and means committee. Charlie was the representative from the Republican Caucus and we worked very closely together. I think Senator Walgren mentioned the fact of Charlie's integrity and I think that this is one of the most important things about Charlie is that he is a man of integrity and in my judgment he is a man's man in the old saying, but one thing that I always remember and I think this is probably one of

the most important things about any legislator, Charlie's word is his bond and when he gave his word, even though later he might say, 'You know, I think I was wrong in giving that word relative to this particular issue,' he never backed away from it, and I think this is the respect that I have for Senator Newschwander and I know that he will do an excellent job on the Board of Tax Appeals."

Senator Van Hollebeke: "Mr. President and members, all the good things I would like to say about Senator Charlie have been said. The one stressed now by Senator Donohue about being a man of integrity I think stands above all others. Charlie, you have been a great credit to the Senate. You are a hard worker, you are intelligent, you have been well informed, and of course your word was always good. I think all of us enjoyed working with you at all times and we all join in wishing you well in your next endeavor."

Senator Goltz: "Mr. President and members of the Senate, for the past three years or so I have had the honor of serving with Senator Newschwander on the Senate Board of Ethics and I can tell you that there is no member of that board who had more integrity, more sensitivity and more honor on that particular assignment than did Senator Newschwander. It seems to me that those are exactly the qualities which the Governor was seeking when she appointed someone to the Board of Tax Appeals. So if I ever have a problem with my taxes that is appealable to that Board, I will feel comfortable going before Charles Newschwander."

Senator Hayner: "Mr. President, Charlie Newschwander has spent eighteen years in the Legislature. He has been a very dedicated member of this body and a contributor in his community. He will be a very effective member of the Tax Appeals Board. He made a significant contribution in the effort to try and find a common school funding program and he had a very good one, we Republicans thought. He has also worked diligently on a tax limitation plan which has subsequently become initiative 62 and which will be on the ballot this fall. It is a tribute to him and I think it will pass. I think he is eminently qualified and I urge his confirmation."

Senator von Reichbauer: "Mr. President and members of the Senate, I had the unique opportunity of serving with Charlie and also having voted for him, something which no one else here on this floor has. I used to live in the Twenty-eighth District for a number of years and I will say publicly that at least one of those times I had the opportunity to vote for Charlie I took advantage of it. He has had many accomplishments, I had the opportunity to serve with him on the Education committee when I first became a member and he exhibited a great deal of skills in this area. I also observed him in the area of natural resources and Senator Donohue referred to his area in budgetry. I was amazed, however, that Charlie does have one other great accomplishment. As Senator Rasmussen's dentist, he was able to tell Slim Rasmussen to shut up and he actually did. I envy him."

Senator Sellar: "Mr. President, not to belabor this, but I just feel compelled to say something. You know, this place gets kind of frustrating sometimes, but one of the really neat parts about being here and being a member of this body is the friendships which you make with many people here, and I just have to say that I really feel very proud and very honored to have Charles Newschwander as a friend."

Senator Fleming: "Mr. President and members of the Senate, most of us that stood upon the floor and talked about Senator Newschwander as someone that they served with, a good man, a good Senator, and all those qualities that the people out there in the state of Washington look for in their elected officials, but I think there is another side to Chuck. One of them is that he had a great fondness for the young people of our state. He had a great fondness for those young people who wanted to advance themselves in the field of athletic endeavors. He was a great friend of the young athletes. He was a great friend of the University of Washington. All too many times Chuck has gone out of his way to help recruit young people to advance

their skills in athletic endeavors but also in education. Chuck and I, we got along very well. I think I only maybe got one vote out of Chuck in eight years, maybe two, but it was a sincere vote and his vote was voting his constituents and mine was voting mine. but I think it was through that togetherness, that common interest that he and I had in athletic endeavors that he learned to gain respect for me as an individual and as a Senator and I gained the same for him. We wish him the best."

Senator Talley: "Mr. President, I cannot help but think if Charlie Newschwander was here and asked to comment on these remarks, what his remark would be."

APPOINTMENT OF CHARLES E. NEWSCHWANDER

The Secretary called the roll. The appointment was confirmed by the Senate by the following vote: Yeas, 44; excused, 5.

Voting yea: Senators Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Donohue, Fleming, Gallagher, Gaspard, Goltz, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Lysen, Marsh, Matson, McDermott, Moore, Morrison, North, Odegård, Peterson, Pullen, Quigg, Rasmussen, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Williams, Wilson, Wojahn, Woody—44.

Excused: Senators Bausch, Gould, Keefe, Newschwander, Wanamaker—5.

APPOINTMENT OF SPECIAL COMMITTEE

The President announced the presence in the Senate of Senator and Mrs. Charles E. Newschwander and appointed Senators Guess, Clarke, Matson, Jones, Rasmussen, Bottiger, Wojahn and Gaspard to escort the honored guests to a seat on the Senate rostrum.

REMARKS BY THE PRESIDENT

President Cherberg: "Emma and Charlie, members of the Senate, ladies and gentlemen; Charlie, the members of the Senate have made it eminently clear as to the high regard in which you are held by everyone who has served with you and by everyone else who has ever had the opportunity and the pleasure of meeting you and Emma. It is difficult to add to the wonderful compliments that you have received but with a person of your character, integrity and ability, it is quite easy. You have been a dedicated and diligent servant of the people and you are to be heartily congratulated for your recent appointment, but commended even more highly for the remarkable contribution you have made to the people of the state of Washington. It is quite clear that everyone wishes you and Emma God speed, and now you are on your own.

REMARKS BY SENATOR NEWSCHWANDER

Senator Newschwander: "Thank you, Governor Cherberg and members of the Senate. It seems like just yesterday I started in this Legislature and now I guess is the time when it is time to leave. I do not have words, but I appreciate all the kind words that were said today. I am still going to be around. I am going to miss the Senate though. I want to thank each and every one of you. I would like to thank my wife for putting up for twenty years of this. Governor Cherberg, I would like to thank you for all the kindness you have shown me and my family. I would like to thank Governor Ray for having confidence in appointing me to this position. I still hope to be active and I am going to give my full time to being a good board member and do the job I hope I can do, and I want to thank each and every one of you for

your friendship, your courtesy. I will still be around once in a while to say hello. Thank you all very much."

POINT OF INQUIRY

Senator Jones: "Would Senator Newschwander yield to a question?"

Senator Newschwander: "I shouldn't, knowing Jones, but I will listen anyway."

Senator Jones: "Senator Newschwander, I learned today that you are Slim Rasmussen's dentist."

Senator Newschwander: "That is correct."

Senator Jones: "You have had him stretched out in front of you with that mouth open. Right? Haven't you ever been tempted maybe to drop a tool in there or wire it shut?"

Senator Newschwander: "I have known Slim for thirty-two years. He has been one of my very close friends in Tacoma."

Senator Jones: "That is great self-control, Charlie. I admire you."

REMARKS BY SENATOR RASMUSSEN

Senator Rasmussen: "Mr. President and members of the Senate, these are not to cover up the tools that Charlie left in my mouth. These are for his wife Emma, for all the years of laboring she has to bring him to this point when he could leave the Senate knowing there is nothing more than can be done, that the budget is passed. Her work is just starting. She is going to have to keep track of Charlie down there on the Appeals Board and they go all over the state. So Emma, for all of your hard work."

(Senator Rasmussen presented a bouquet of roses to Mrs. Newschwander)

REMARKS BY MRS. NEWSCHWANDER

Mrs. Newschwander: "Thank you very much and I just want you all to know I earned every one of them."

REMARKS BY SENATOR FLEMING

Senator Fleming: "Mr. President, I would just like to, before Senator Newschwander leaves the dais I would like to give him some good information that he would be glad to hear. I had a conversation with Mike Lude today out at the University of Washington and he assured me that you would not have to sit in the end zone this year."

The committee of honor escorted the Honorable Charles E. Newschwander and his wife from the Senate Chamber.

The committee was discharged.

MOTIONS

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

On motion of Senator Walgren, the following Senate Resolutions were referred to the Committee on Rules:

1979-125	Field of engineering—study
1979-126	Lending of credit, other states—study
1979-128	Limited income housing—study
1979-129	Standardizing compensation, multi-member decision-making bodies—study
1979-130	Park and recreation facility fee, other states—study
1979-131	Safety programs, boat launching facilities—study
1979-132	Private recreation land management—study

1979-133

Park and recreation needs of citizens—study

MOTION

On motion of Senator Walgren, the following Senate Resolution was referred to the Committee on Transportation:

1979-127 Longview industrial route—by-pass connecting with Ocean Beach highway—study.

MOTION

On motion of Senator Walgren, the following Senate Resolution was referred to the Committee on Higher Education:

1979-134 Departmental organization in use of state's institutions of higher education—study

MOTIONS

On motion of Senator Walgren, the Senate commenced consideration of Senate Resolution 1979-137.

On motion of Senator Sellar, the following resolution was adopted:

SENATE RESOLUTION 1979-137

By Senator Sellar:

WHEREAS, Mr. Dan Gordon of Chelan, Washington has been a native and resident of Chelan for a long and distinguished time; and

WHEREAS, Mr. Dan Gordon is a former apple grower and motel owner in the Chelan area who is past president of the Highway 97 Association and is presently on the Executive Committee of the Goodroads Association; and

WHEREAS, Mr. Dan Gordon is a long-time booster of the Lake Chelan area and was honored by the Chamber of Commerce as Outstanding Citizen of the Year in 1977; and

WHEREAS, Mr. Dan Gordon is a gentleman who has worked diligently, giving of his own time and, in many instances, finances to better the highway system in eastern Washington; and

WHEREAS, Mr. Dan Gordon has worked diligently for the past twenty-five years in actively promoting the location of the new bridge in the vicinity of Chelan and has come to be known very fondly in the area as "Mr. Bridge";

NOW, THEREFORE, BE IT RESOLVED, That the Washington State Senate do commend Mr. Dan Gordon for his endless efforts on the behalf of the community in which he lives and for his endless devotion to the betterment of the highway system; and

BE IT FURTHER RESOLVED, That the Washington State Senate does hereby recommend to the Transportation Commission that favorable consideration be given to naming this new bridge the Dan Gordon Bridge; and

BE IT FURTHER RESOLVED, That copies of this resolution be sent to the members of the Transportation Commission, and to Mr. Dan Gordon, his wife, and members of his family.

REMARKS BY SENATOR SELLAR

Senator Sellar: "This is a resolution honoring a longtime resident of the city of Chelan. His name is Mr. Dan Gordon. He has been so very active in the Good Roads Association and in the highway development of Eastern Washington. For the past twenty-five years of his life he has practically dedicated his activities to obtaining a new bridge in that particular area. That bridge is now nearing completion and I am certain that former Senator Hanna, he was here in the wings, I am sure that he had as much input from Dan as I did about that bridge, and it is now about to be

completed and this resolution asks the Transportation Commission to give serious consideration to naming the bridge in his honor and commending him for his long and dedicated service to the citizens of Eastern Washington, and I urge its adoption."

MOTION

At 5:00 p.m., on motion of Senator Walgren, the Senate adjourned until 9:00 a.m., Friday, June 1, 1979.

JOHN A. CHERBERG, President of the Senate.
SIDNEY R. SNYDER, Secretary of the Senate.

SEVENTY-THIRD DAY

MORNING SESSION

Senate Chamber, Olympia, Friday, June 1, 1979.

The Senate was called to order at 9:00 a.m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senators Bausch, Bluechel, Gould, Keefe, Newschwander, Rasmussen, Ridder and Wanamaker. On motion of Senator Jones, Senators Bluechel, Gould, Newschwander and Wanamaker were excused. On motion of Senator Wilson, Senators Bausch, Keefe, Rasmussen and Ridder were excused.

The Color Guard, consisting of Pages Margaret Scates and Brean Beggs, presented the Colors. Reverend Lee Forstrom, pastor of Westwood Baptist Church of Olympia, offered the following prayer:

"OUR FATHER, YOU HAVE TOLD US THAT AS WE SEEK YOUR KINGDOM AND YOUR RIGHTEOUSNESS, EVERYTHING ELSE WE NEED WILL BE ADDED TO OUR LIVES: AND SO AS WE BEGIN OUR DAY, HELP US TO SEEK YOUR WILL AND NOT OUR OWN, YOUR RIGHTEOUSNESS AND NOT MAN'S RIGHTEOUSNESS AND TO DO THOSE THINGS WHICH ARE PLEASING IN YOUR SIGHT. THANK YOU FOR SUPPLYING US WITH THE THINGS WE NEED FOR TODAY. IN JESUS' NAME. AMEN."

MOTION

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

MOTIONS

On motion of Senator Marsh, the following Senate Resolutions were referred to the Committee on Rules:

1979-135	Transportation, common school, study
1979-140	Select committee tort/liability reform, study

MOTION

On motion of Senator Marsh, the following Senate Resolution was referred to the Committee on Energy and Utilities:

1979-136	Opposition, decontrol of crude oil, study
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MOTION

On motion of Senator Marsh, the following Senate Resolution was referred to the Committee on Ways and Means:

1979-139	Listed vital issues, study
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MOTION

On motion of Senator Marsh, the Senate returned to the fourth order of business.

MESSAGES FROM THE HOUSE

May 31, 1979.

Mr. President: The House has passed:
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 574,
 SUBSTITUTE HOUSE BILL NO. 740,

ENGROSSED SUBSTITUTE HOUSE BILL NO. 907, and the same are herewith transmitted.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

May 31, 1979.

Mr. President: The House has passed:
SUBSTITUTE SENATE BILL NO. 2243,
SUBSTITUTE SENATE BILL NO. 2244,
SUBSTITUTE SENATE BILL NO. 2249,
SUBSTITUTE SENATE BILL NO. 2361,
SUBSTITUTE SENATE BILL NO. 2639,
SENATE BILL NO. 2765,
SUBSTITUTE SENATE BILL NO. 2964,
SUBSTITUTE SENATE BILL NO. 3129, and the same are herewith transmitted.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

May 31, 1979.

Mr. President: The House has concurred in the Senate amendments to SUBSTITUTE HOUSE BILL NO. 56 and has passed the bill as amended by the Senate.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

May 31, 1979.

Mr. President: The House has concurred in the Senate amendments to ENGROSSED HOUSE BILL NO. 516 and has passed the bill as amended by the Senate.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

May 29, 1979.

Mr. President: The Speakers have signed HOUSE BILL NO. 307, and the same is herewith transmitted.

VITO T. CHIECHI, Chief Clerk.

May 30, 1979.

Mr. President: The Speakers have signed SUBSTITUTE HOUSE BILL NO. 768, and the same is herewith transmitted.

VITO T. CHIECHI, Chief Clerk.

May 29, 1979.

Mr. President: The Speakers have signed:
SENATE BILL NO. 2338,
SENATE BILL NO. 2402, and the same are herewith transmitted.

VITO T. CHIECHI, Chief Clerk.

May 30, 1979.

Mr. President: The Speakers have signed SUBSTITUTE SENATE BILL NO. 2273, and the same is herewith transmitted.

VITO T. CHIECHI, Chief Clerk.

May 30, 1979.

Mr. President: The Speakers have signed:
SUBSTITUTE SENATE BILL NO. 2308,
SENATE BILL NO. 2508,
SUBSTITUTE SENATE BILL NO. 2744,

SENATE BILL NO. 2763,
 SUBSTITUTE SENATE BILL NO. 2976,
 SUBSTITUTE SENATE BILL NO. 3126,
 SUBSTITUTE SENATE JOINT RESOLUTION NO. 120, and the same are
 herewith transmitted.

VITO T. CHIECHI, Chief Clerk.

MOTION

On motion of Senator Marsh, the Senate commenced consideration of the House Message on Substitute Senate Bill No. 2791.

MESSAGE FROM THE HOUSE

May 31, 1979.

Mr. President: The House insists on its position regarding the House amendments to SUBSTITUTE SENATE BILL NO. 2791, as follows:

The proviso starting on page 10, line 35, after "state", through and including "animal" on page 11, line 15, and all of NEW SECTION, Sec. 11 on page 12 and asks the Senate to concur therewith, and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

MOTION

On motion of Senator Hansen, the Senate concurred in the House amendments to Substitute Senate Bill No. 2791.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 2791, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 38; absent or not voting, 2; excused, 9.

Voting yea: Senators Benitz, Bluechel, Clarke, Conner, Day, Donohue, Fleming, Gaspard, Goltz, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Lysen, Marsh, McDermott, Moore, Morrison, North, Odegaard, Peterson, Pullen, Quigg, Scott, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Williams, Wilson, Wojahn, Woody—38.

Absent or not voting: Senators Gallagher, Matson—2.

Excused: Senators Bausch, Bottiger, Gould, Keefe, Newschwander, Rasmussen, Ridder, Sellar, Wanamaker—9.

SUBSTITUTE SENATE BILL NO. 2791, as amended by the House, 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.

SIGNED BY THE PRESIDENT

The President signed:

HOUSE BILL NO. 307,

SUBSTITUTE HOUSE BILL NO. 768.

MOTION

On motion of Senator Marsh, the Senate commenced consideration of the House Message on House Bill No. 191.

MESSAGE FROM THE HOUSE

May 31, 1979.

Mr. President: The House refuses to concur in the Senate amendments to HOUSE BILL NO. 191 and asks the Senate to recede therefrom, and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

MOTION

On motion of Senator McDermott, the Senate insists on its position on the Senate amendments to House Bill No. 191 and once again asks the House to concur therein.

MOTION

On motion of Senator Marsh, the Senate commenced consideration of the House Message on Engrossed Senate Bill No. 2466.

MESSAGE FROM THE HOUSE

May 30, 1979.

Mr. President: The House has passed ENGROSSED SENATE BILL NO. 2466 with the following amendments:

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Section 1. There is added to chapter 4.24 RCW a new section to read as follows:

Any clause in a construction contract, as defined in section 2 of this 1979 act, which purports to waive, release, or extinguish the rights of a contractor, subcontractor, or supplier to damages or an equitable adjustment arising out of unreasonable delay in performance which delay is caused by the acts or omissions of the contractee or persons acting for the contractee is against public policy and is void and unenforceable.

This section shall not be construed to void any provision in a construction contract, as defined in section 2 of this 1979 act, which (1) requires notice of delays, (2) provides for arbitration or other procedure for settlement, or (3) provides for reasonable liquidated damages.

NEW SECTION. Sec. 2. There is added to chapter 4.24 RCW a new section to read as follows:

"Construction contract" for purposes of section 1 of this 1979 act means any contract or agreement for the construction, alteration, repair, addition to, subtraction from, improvement to, or maintenance of, any building, highway, road, railroad, excavation, or other structure, project, development, or improvement attached to real estate, including moving and demolition in connection therewith.

NEW SECTION. Sec. 3. The provisions of section 1 of this act shall apply to contracts or agreements entered into after the effective date of this 1979 act."

On page 1, on line 2 of the title, after "provisions;" strike the remainder of the title and insert "adding new sections to chapter 4.24 RCW; and creating a new section.", and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

MOTION

On motion of Senator Marsh, the Senate concurred in the House amendments to Engrossed Senate Bill No. 2466.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 2466, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 35; nays, 7; absent or not voting, 1; excused, 6.

Voting yea: Senators Benitz, Bluechel, Clarke, Conner, Day, Donohue, Fleming, Gaspard, Goltz, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Marsh, Matson, Moore, Morrison, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Scott, Sellar, Shipoch, Talley, Vognild, Walgren, Wojahn, Woody—35.

Voting nay: Senators Lysen, McDermott, Talmadge, Van Hollebeke, von Reichbauer, Williams, Wilson—7.

Absent or not voting: Senator Gallagher—1.

Excused: Senators Bausch, Bottiger, Gould, Keefe, Newschwander, Wanamaker—6.

ENGROSSED SENATE BILL NO. 2466, as amended by the House, 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.

MOTIONS

On motion of Senator Jones, Senator Gallagher was excused.

On motion of Senator Marsh, the Senate commenced consideration of House Message on Substitute Senate Bill No. 2504.

MESSAGE FROM THE HOUSE

May 31, 1979.

Mr. President: The House has passed SUBSTITUTE SENATE BILL NO. 2504 with the following amendments:

On page 1, line 3 of the title, after "creating" strike all the material down to and including "section;" on line 4 and insert "new sections; adding a new section to chapter 87.03 RCW;"

On page 2, line 12, after "RCW 43.83B.210," insert "not more than one hundred thousand dollars of the appropriation may be used for a loan or grant, or combination thereof, to the Cline Irrigation District, not more than one hundred thousand dollars of the appropriation may be used for a loan or grant, or combination thereof, to the Dungeness Irrigation District, not more than one hundred thousand dollars of the appropriation may be used for a loan or grant, or combination thereof, to the Highland Irrigation District,"

On page 2, line 21, after "District," insert "not more than two hundred thousand dollars of the appropriation may be used for a loan or grant, or combination thereof, to the Agnew Irrigation District."

On page 2, line 21, after "District," insert "not more than four hundred twenty-five thousand dollars of the appropriation may be used for a loan or grant, or combination thereof, to the Icicle Irrigation District,"

On page 2, line 26, after "Basin." insert "Such studies shall include evaluation of impacts on fish, wildlife and other environmental features."

On page 2, line 27, after "section." insert "Notwithstanding any other provisions of this section, no more than fifteen percent of the total state funds provided to any irrigation district by this 1979 act may be a grant, except that no more than

fifty percent of the total state funds provided to the Wenas Irrigation District by this 1979 act may be a grant."

On page 2, line 33, after "code." insert "The construction and rehabilitation of irrigation water supply facilities shall include reasonable features to protect and enhance fish, wildlife, and other natural resources."

On page 2, after line 33, insert a new section as follows:

"NEW SECTION. Sec. 4. There is added to chapter 87.03 RCW a new section to read as follows:

There may be created for each irrigation district a fund to be known as the upgrading and improvement fund. At least five percent of the revenue of each irrigation district may annually be placed into its upgrading and improvement fund. Monies from the upgrading and improvement fund may only be used to modernize, improve or upgrade the irrigation facilities of the irrigation district or to respond to an emergency affecting such facilities.", and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

MOTION

Senator Hansen moved the Senate do concur in the House amendments to Substitute Senate Bill No. 2504.

POINT OF INQUIRY

Senator Morrison: "Senator Hansen, the House really by amendment modified rather drastically the flexibility that the department of ecology had in financing projects, at least as we were used to it under the Washington Future's bond money. Do I also understand that in subsequent legislative sessions that you will be leading the charge to help us get those flexibilities built back in?"

Senator Hansen: "I probably will grant you that we will. At the present time the state could grant up to fifteen percent of the total project cost. The amendment that they stuck on would be fifteen percent of the state's allocation, which is a clear break of faith of the Washington Futures and the amount of money that has been allotted for the local jurisdictions and their water supplies can grant up to forty percent, and that money is all used and now they have turned around and stuck this fifteen percent of the fifteen percent, which I think is going to handicap us on some of the projects that we were trying to promote."

The motion by Senator Hansen carried.

The Senate concurred in the House amendments to Substitute Senate Bill No. 2504.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 2504, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 42; excused, 7.

Voting yea: Senators Benitz, Bluechel, Clarke, Conner, Day, Donohue, Fleming, Gaspard, Goltz, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Lysen, Marsh, Matson, McDermott, Moore, Morrison, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Scott, Sellar, Shinoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Williams, Wilson, Wojahn, Woody—42.

Excused: Senators Bausch, Bottiger, Gallagher, Gould, Keefe, Newschwander, Wanamaker—7.

SUBSTITUTE SENATE BILL NO. 2504, as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Marsh, the Senate commenced consideration of the House Message on Substitute Senate Bill No. 2250.

MESSAGE FROM THE HOUSE

May 31, 1979.

Mr. President: The House has passed SUBSTITUTE SENATE BILL NO. 2250 with the following amendments:

On page 4, after line 5, insert the following:

"Sec. 11. Section 6, chapter 14, Laws of 1979 and RCW 28B.50.140 are each amended to read as follows:

Each community college board of trustees:

(1) Shall operate all existing community colleges and vocational-technical institutes in its district;

(2) Shall create comprehensive programs of community college education and training and maintain an open-door policy in accordance with the provisions of RCW 28B.50.090(3);

(3) Shall employ for a period to be fixed by the board a college president for each community college, a director for each vocational-technical institute or school operated by a community college, a district president, if deemed necessary by the board, in the event there is more than one college and/or separated institute or school located in the district, members of the faculty and such other administrative officers and other employees as may be necessary or appropriate and fix their salaries and duties;

(4) May establish, under the approval and direction of the college board, new facilities as community needs and interests demand;

(5) May establish or lease, operate, equip and maintain dormitories, food service facilities, bookstores and other self-supporting facilities connected with the operation of the community college;

(6) May, with the approval of the college board, borrow money and issue and sell revenue bonds or other evidences of indebtedness for the construction, reconstruction, erection, equipping with permanent fixtures, demolition and major alteration of buildings or other capital assets, and the acquisition of sites, rights-of-way, easements, improvements or appurtenances, for dormitories, food service facilities, and other self-supporting facilities connected with the operation of the community college in accordance with the provisions of RCW 28B.10.300 through 28B.10.330 where applicable;

(7) May establish fees and charges for the facilities authorized hereunder, including reasonable rules and regulations for the government thereof, not inconsistent with the rules and regulations of the college board; each board of trustees operating a community college may enter into agreements, subject to rules and regulations of the college board, with owners of facilities to be used for housing regarding the management, operation, and government of such facilities, and any board entering into such an agreement may:

(a) Make rules and regulations for the government, management and operation of such housing facilities deemed necessary or advisable; and

(b) Employ necessary employees to govern, manage and operate the same;

(8) May receive such gifts, grants, conveyances, devises and bequests of real or personal property from private sources, as may be made from time to time, in trust

or otherwise, whenever the terms and conditions thereof will aid in carrying out the community college programs as specified by law and the regulations of the state college board; sell, lease or exchange, invest or expend the same or the proceeds, rents, profits and income thereof according to the terms and conditions thereof; and adopt regulations to govern the receipt and expenditure of the proceeds, rents, profits and income thereof;

(9) May establish and maintain night schools whenever in the discretion of the board of trustees it is deemed advisable, and authorize classrooms and other facilities to be used for summer or night schools, or for public meetings and for any other uses consistent with the use of such classrooms or facilities for community college purposes;

(10) May make rules and regulations for pedestrian and vehicular traffic on property owned, operated, or maintained by the community college district;

(11) Shall prescribe, with the assistance of the faculty, the course of study in the various departments of the community college or colleges under its control, and publish such catalogues and bulletins as may become necessary;

(12) May grant to every student, upon graduation or completion of a course of study, a suitable diploma, nonbaccalaureate degree or certificate;

(13) Shall enforce the rules and regulations prescribed by the state board for community college education for the government of community colleges, students and teachers, and promulgate such rules and regulations and perform all other acts not inconsistent with law or rules and regulations of the state board for community college education as the board of trustees may in its discretion deem necessary or appropriate to the administration of community college districts: PROVIDED, That such rules and regulations shall include, but not be limited to, rules and regulations relating to housing, scholarships, conduct at the various community college facilities, and discipline: PROVIDED, FURTHER, That the board of trustees may suspend or expel from community colleges students who refuse to obey any of the duly promulgated rules and regulations;

(14) May, by written order filed in its office, delegate to the president or district president any of the powers and duties vested in or imposed upon it by this chapter. Such delegated powers and duties may be exercised in the name of the district board;

(15) May perform such other activities consistent with this chapter and not in conflict with the directives of the college board;

(16) Notwithstanding any other provision of law, may offer educational services on a contractual basis other than the tuition and fee basis set forth in chapter 28B.15 RCW for a special fee to private or governmental entities, consistent with rules and regulations adopted by the state board for community college education: PROVIDED, That the whole of such special fee shall go to the college district and be not less than the full instructional costs of such services: PROVIDED FURTHER, That enrollments generated hereunder shall not be counted toward the official enrollment level of the college district for state funding purposes(:);

(17) Notwithstanding any other provision of law, may offer educational services to an adult correctional facility operated by the department of social and health services on a contractual basis during the 1979-81 biennium, charging tuition and fees as set forth in chapter 28B.15 RCW, counting such enrollments for state funding purposes, and may additionally charge a special supplemental fee when necessary to cover the full instructional costs of such services: PROVIDED, That such contracts shall be subject to review by the state board for community college education in order to assure that the sum of the supplemental fee and the normal state funding shall not exceed the projected total cost of offering the educational service;

(18) Shall be authorized to pay dues to any association of trustees that may be formed by the various boards of trustees; such association may expend any or all of

such funds to submit biennially, or more often if necessary, to the governor and to the legislature, the recommendations of the association regarding changes which would affect the efficiency of such association; and

((††8)) (19) Shall perform any other duties and responsibilities imposed by law or rule and regulation of the state board."

Renumber the remaining sections consecutively.

On page 1, line 6 of the title, after "RCW;" insert "amending section 6, chapter 14, Laws of 1979 and RCW 28B.50.140;"; and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

MOTION

On motion of Senator Donohue, the Senate concurred in the House amendments to Substitute Senate Bill No. 2250.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 2250, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 42; excused, 7.

Voting yea: Senators Benitz, Bluechel, Clarke, Conner, Day, Donohue, Fleming, Gaspard, Goltz, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Lysen, Marsh, Matson, McDermott, Moore, Morrison, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Williams, Wilson, Wojahn, Woody—42.

Excused: Senators Bausch, Bottiger, Gallagher, Gould, Keefe, Newschwander, Wanamaker—7.

SUBSTITUTE SENATE BILL NO. 2250, as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Marsh, the Senate commenced consideration of the House Message on Substitute Senate Bill No. 2251.

MESSAGE FROM THE HOUSE

May 31, 1979.

Mr. President: The House has passed SUBSTITUTE SENATE BILL NO. 2251 with the following amendment:

On page 1, line 13, after "hundred" insert "and two", and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

MOTION

On motion of Senator Donohue, the Senate concurred in the House amendment to Substitute Senate Bill No. 2251.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 2251, as amended by the House, and the bill passed the Senate by the following vote: Yeas 40; nays, 1; absent or not voting, 1; excused, 7.

Voting yea: Senators Benitz, Bluechel, Clarke, Conner, Day, Donohue, Fleming, Gaspard, Goltz, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Lysen, Marsh, McDermott, Moore, Morrison, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Williams, Wilson, Wojahn, Woody—40.

Voting nay: Senator Scott—1.

Absent or not voting: Senator Matson—1.

Excused: Senators Bausch, Bottiger, Gallaghan, Gould, Keefe, Newschwander, Wanamaker—7.

SUBSTITUTE SENATE BILL NO. 2251, as amended by the House, 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.

At 9:55 a.m., there being no objection, the Senate was declared to be at ease.

The President called the Senate to order at 12:10 p.m.

MOTION

At 12:10 p.m., on motion of Senator Marsh, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The President called the Senate to order at 2:00 p.m.

MESSAGES FROM THE HOUSE

May 31, 1979.

Mr. President: The Speakers have signed SUBSTITUTE SENATE BILL NO. 2071, and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

June 1, 1979.

Mr. President: The House has passed SUBSTITUTE SENATE BILL NO. 2357, and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

June 1, 1979.

Mr. President: The House has concurred in the Senate amendments to SUBSTITUTE HOUSE BILL NO. 791 and has passed the bill as amended by the Senate.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

June 1, 1979.

Mr. President: The House has concurred in the Senate amendments to ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 527 and has passed the bill as amended by the Senate.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

June 1, 1979.

Mr. President: The House has concurred in the Senate amendments to SUBSTITUTE HOUSE BILL NO. 1064 and has passed the bill as amended by the Senate.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

June 1, 1979.

Mr. President: The House has concurred in the Senate amendments to HOUSE BILL NO. 1207 and has passed the bill as amended by the Senate.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

June 1, 1979.

Mr. President: The House has concurred in the Senate amendment to ENGROSSED SUBSTITUTE HOUSE BILL NO. 554 and has passed the bill as amended by the Senate.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

SIGNED BY THE PRESIDENT

The President signed:

SUBSTITUTE SENATE BILL NO. 2243,
SUBSTITUTE SENATE BILL NO. 2244,
SUBSTITUTE SENATE BILL NO. 2249,
SUBSTITUTE SENATE BILL NO. 2250,
SUBSTITUTE SENATE BILL NO. 2251,
SUBSTITUTE SENATE BILL NO. 2361,
SENATE BILL NO. 2466,
SUBSTITUTE SENATE BILL NO. 2504,
SUBSTITUTE SENATE BILL NO. 2639,
SUBSTITUTE SENATE BILL NO. 2709,
SENATE BILL NO. 2765,
SUBSTITUTE SENATE BILL NO. 2791,
SUBSTITUTE SENATE BILL NO. 2964,
SUBSTITUTE SENATE BILL NO. 3129.

MOTION

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

INTRODUCTION AND FIRST READING

ENGROSSED SUBSTITUTE HOUSE BILL NO. 574, by Committee on Appropriations (originally sponsored by Representative Valle)(by Executive request):

Authorizing bonds for water supply facilities.

MOTIONS

On motion of Senator Marsh, the rules were suspended, Engrossed Substitute House Bill No. 574 was advanced to second reading and read the second time in full.

On motion of Senator Marsh, Engrossed Substitute House Bill No. 574 will be considered later today.

On motion of Senator Marsh, the Senate returned to the fourth order of business.

MESSAGE FROM THE HOUSE

June 1, 1979.

Mr. President: The House insists on its position regarding the Senate amendments to HOUSE BILL NO. 191, and once again asks the Senate to recede therefrom, and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

MOTION

On motion of Senator McDermott, the Senate insists on its position regarding the Senate amendments to House Bill No. 191 and once again asks the House to concur in the Senate amendments thereto.

MOTION

On motion of Senator Marsh, the Senate advanced to the sixth order of business.

SECOND READING

ENGROSSED SUBSTITUTE HOUSE BILL NO. 574, by Committee on Appropriations (originally sponsored by Representative Valle)(by Executive request):

Authorizing bonds for water supply facilities.

The Senate resumed consideration of Engrossed Substitute House Bill No. 574. The bill was placed on second reading and read the second time in full earlier today.

On motion of Senator Donohue, the following amendment was adopted:

On page 4, after line 18, strike all of section 11 and renumber the remaining sections accordingly.

On motion of Senator Donohue, the following amendment to the title was adopted:

On page 1, line 5 of the title after "bonds;" strike "amending section 24, chapter 13, Laws of 1967 as amended by section 4, chapter 155, Laws of 1973 and RCW 90.48.260;"

On motion of Senator Donohue, the rules were suspended, Engrossed Substitute House Bill No. 574, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

POINT OF INQUIRY

Senator Rasmussen: "Senator Donohue, is it your intention we only struck Section 11? Do I have the right amendment? Okay, all this new material I do not know if you want that all in there or not. We do not have a clean bond bill with all this in there."

(No reply by Senator Donohue)

MOTIONS

On motion of Senator Donohue, the rules were suspended, Engrossed Substitute House Bill No. 574 was returned to second reading.

On motion of Senator Donohue, the following amendment was adopted:

On page 5, after line 34, strike all of section 13 and renumber the remaining sections accordingly.

POINT OF INQUIRY

Senator Goltz: "Is a proposal to delete section 12 upon the advice of bond counsel? Is this some portion of the bill which in some way injures the salability of these bonds or is there another reason for asking that section 12 be deleted?"

Senator Donohue: "Senator, there is no other reason. Over the years, bond counsel has always recommended that a bond bill be absolutely clean. This particular section is a change of some of the statutes and it does not have any place in the bond bill. There is no indication by this motion to be in favor or against that particular section. It just does not belong in a bond bill."

Senator Goltz: "Senator Donohue, I can understand something that is a foreign particle in a bill that would cause the bond counsel concern, but inasmuch as this is a new section which deals with another subsection or chapter in the RCW, it seems to me at least that bond counsel could easily ignore this part for his purposes and this good little important piece of paperhanging could go forward."

Senator Donohue: "Senator, in a sense what you tried to use the bond vehicle for—I am not saying you, I mean someone—tries to use a bond vehicle for this kind of change would indicate that that is in a sense paperhanging and consequently I would like to have the support of the members of the Senate to delete this. I am not speaking against the idea, Senator. It just does not belong in a bond bill."

On motion of Senator Donohue, the rules were suspended, Engrossed Substitute House Bill No. 574, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute House Bill No. 574, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 43; absent or not voting, 1; excused, 5.

Voting yea: Senators Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Donohue, Fleming, Gallagher, Gaspard, Goltz, Guess, Hansen, Hayner, Henry, Jones, Lee, Lewis, Lysen, Marsh, McDermott, Moore, Morrison, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Williams, Wilson, Wojahn, Woody—43.

Absent or not voting: Senator Matson—1.

Excused: Senators Bausch, Gould, Keefe, Newschwander, Wanamaker—5.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 574, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Marsh, the Senate commenced consideration of the House Message on Substitute Senate Bill No. 2451.

MESSAGE FROM THE HOUSE

June 1, 1979.

Mr. President: The House has passed SUBSTITUTE SENATE BILL NO. 2451 with the following amendments:

On page 2, line 5, after "2" strike "and 3" and insert ", 3 and 4"

On page 2, following line 31, insert a new section to read as follows:

"NEW SECTION. Sec. 4. There is added to Chapter 223, Laws of 1969, ex. sess., and to chapter 28B.15 RCW a new section to read as follows:

The boards of trustees of each of the community colleges may waive in whole or in part the tuition, operating, and services and activities fees for 'displaced homemakers' as defined by Section 3, Chapter 73, Laws of 1979, ex. sess. (Senate Bill No. 2406)."

Renumber the remaining section, and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

MOTION

Senator Goltz moved the Senate do concur in the House amendments to Substitute Senate Bill No. 2451.

Debate ensued.

POINT OF INQUIRY

Senator Lee: "As you know, I am interested in the program itself, but I do have some concerns about what we are doing to community colleges with all kinds of things now. Do I understand correctly that community colleges currently have authorization to do this same kind of thing, a fee reduction or waiver for low income students, those who qualify under that restriction?"

Senator Goltz: "That is correct. There is already a provision for low income or, I think the phrase is needy or disadvantaged students."

Senator Lee: "Then this would be in addition to that authorization?"

Senator Goltz: "The reason, I guess the reason I think that this is almost a distinction without a difference or a difference without a distinction is that the great majority of persons who would apply for and be eligible for a fee waiver as a displaced homemaker would also qualify probably under the needy provision. I think this gives a little more visibility but I honestly do not think it gives it very much of a change in . . ."

Senator Lee: "The nature of my question is, does this increase—if I understand it correctly, the community college—only a certain percent of their students can get that kind of a fee waiver. Does this increase that percentage?"

Senator Goltz: "It does not. The law says the total dollar amount of tuition fee waivers awarded by any state university, regional university, state college and the community colleges, and it shall be at four percent, and three-fourths of that has to be for the needy."

The motion by Senator Goltz carried.

The Senate concurred in the House amendments to Substitute Senate Bill No. 2451.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 2451, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 26; nays, 15; absent or not voting, 3; excused, 5.

Voting yea: Senators Benitz, Bluechel, Conner, Day, Fleming, Gallagher, Goltz, Jones, Lee, Lysen, Marsh, McDermott, Moore, Morrison, North, Peterson, Quigg, Ridder, Shipnuch, Talmadge, Vognild, von Reichbauer, Walgren, Williams, Wojahn, Woody—26.

Voting nay: Senators Clarke, Donohue, Gaspard, Guess, Hansen, Hayner, Lewis, Odegaard, Pullen, Rasmussen, Scott, Sellar, Talley, Van Hollebeke, Wilson—15.

Absent or not voting: Senators Bottiger, Henry, Matson—3.

Excused: Senators Bausch, Gould, Keefe, Newschwander, Wanamaker—5.

SUBSTITUTE SENATE BILL NO. 2451, as amended by the House, 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.

MESSAGE FROM THE HOUSE

May 31, 1979.

Mr. President: The House has passed ENGROSSED SUBSTITUTE SENATE BILL NO. 2929 with the following amendments:

On page 1, on line 5 of the title in both the engrossed bill and the printed bill, after "82.08.030;" insert "amending section 6, chapter 91, Laws of 1947 as last amended by section 43, chapter 195, Laws of 1973 1st ex. sess. and RCW 41.16-.060; amending section 16, chapter 110, Laws of 1967 ex. sess. as last amended by section 8, chapter 71, Laws of 1974 ex. sess. and RCW 71.20.110; amending section 7, page 210, Laws of 1888 as last amended by section 5, chapter 4, Laws of 1973 2nd ex. sess. and RCW 73.08.080;"

On page 1, line 5 of the title in both the engrossed and printed bills, after "RCW 82.08.030;" insert "amending section 2, chapter 12, Laws of 1979 and RCW 82.12.050;"

On page 1, on line 5 of the title in both the engrossed bill and the printed bill, after "82.08.030;" insert "amending section 84.56.020, chapter 15, Laws of 1961 as last amended by section 1, chapter 196, Laws of 1974 ex. sess. and RCW 84.56.020; amending section 84.64.050, chapter 15, Laws of 1961 as amended by section 2, chapter 84, Laws of 1972 ex. sess. and RCW 84.64.050;"

On page 1, line 5 of the title, following "RCW 82.08.030;" insert "amending chapter 95, Laws of 1979 ex. sess. and RCW 82.32.060;"

On page 1, line 7 of the title in both the engrossed and printed bills, after "28A.45 RCW;" insert "adding a new section to chapter 82.04 RCW;"

On page 1, line 10, after "RCW" insert "; adding a new section to 84.36 RCW".

On page 1, line 18, after "homes" insert ", used floating homes, and detached buildings".

On page 1 after line 30, insert:

"(4) "Used floating home" means a floating home which has been previously sold at retail and the previous sale has already been subjected to tax under chapter 82.08 RCW, or which has been previously used and the previous use has already been subjected to tax under chapter 82.12 RCW.

(5) "Floating home" means a structure designed to be used as a dwelling while floating on water, and which is not designed for self-propulsion by mechanical means or propulsion by means of wind.

(6) "Detached building" means a building which is or was physically attached to a parcel of land, but which is sold separately from the parcel of land, with the intent that the building be transferred as a unit to another parcel of land."

On page 2, line 24, after "homes" strike "as" and insert ", used floating homes, or detached buildings as each is".

On page 2, line 28, after "homes" insert "or floating homes, as each is defined in section 1 of this 1979 act".

On page 2, line 30, after "home" insert "or floating home".

On page 2, line 36, after "homes" strike "as" and insert ", floating homes, detached buildings, as each is"

On page 11, line 30, of the engrossed bill, being page 11, line 27 of the printed bill, after "Washington" insert "or to a local governmental unit in the state of Washington".

On page 11, after line 36 of the engrossed bill, being page 11, line 33 of the printed bill, insert the following:

"Sec. 7. Section 2, chapter 12, Laws of 1979 and RCW 82.12.030 are each amended to read as follows:

The provisions of this chapter shall not apply:

(1) In respect to the use of any article of tangible personal property brought into the state by a nonresident thereof for his use or enjoyment while temporarily within the state unless such property is used in conducting a nontransitory business activity within the state; or in respect to the use by a nonresident of this state of a motor vehicle which is registered or licensed under the laws of the state of his residence and is not used in this state more than three months, and which is not required to be registered or licensed under the laws of this state; or in respect to the use of household goods, personal effects and private automobiles by a bona fide resident of this state, if such articles were acquired and used by such person in another state while a bona fide resident thereof and such acquisition and use occurred more than thirty days prior to the time he entered this state;

(2) In respect to the use of any article of tangible personal property purchased at retail or acquired by lease, gift or bailment if the sale thereof to, or the use thereof by, the present user or his bailor or donor has already been subjected to the tax under chapter 82.08 or 82.12 RCW and such tax has been paid by the present user or by his bailor or donor; or in respect to the use of property acquired by bailment and such tax has once been paid based on reasonable rental as determined by RCW 82.12.060 measured by the value of the article at time of first use multiplied by the tax rate imposed by chapter 82.08 or 82.12 RCW as of the time of first use; or in respect to the use of any article of tangible personal property acquired by bailment, if the property was acquired by a previous bailee from the same bailor for use in the same general activity and such original bailment was prior to June 9, 1961;

(3) In respect to the use of any article of tangible personal property the sale of which is specifically taxable under chapter 82.16 RCW;

(4) In respect to the use of any airplane, locomotive, railroad car, or watercraft used primarily in conducting interstate or foreign commerce by transporting therein or therewith property and persons for hire or used primarily in commercial deep sea fishing operations outside the territorial waters of the state, and in respect to use of tangible personal property which becomes a component part of any such airplane, locomotive, railroad car, or watercraft, and in respect to the use by a nonresident of this state of any motor vehicle or trailer used exclusively in transporting persons or property across the boundaries of this state and in intrastate operations incidental thereto when such motor vehicle or trailer is registered and licensed in a foreign state and in respect to the use by a nonresident of this state of any motor vehicle or trailer so registered and licensed and used within this state for a period not exceeding fifteen consecutive days under such rules as the department of revenue shall adopt: PROVIDED, That under circumstances determined to be justifiable by the department of revenue a second fifteen day period may be authorized consecutive with the first fifteen day period; and for the purposes of this exemption the term "nonresident" as used herein, shall include a user who has one or more places of business in this state as well as in one or more other states, but the exemption for nonresidents shall apply only to those vehicles which are most frequently dispatched, garaged, serviced, maintained, and operated from the user's place of business in another state; and in respect to the use by the holder of a carrier permit issued by the Interstate Commerce Commission of any motor vehicle or trailer whether owned by or leased with or without driver to the permit holder and used in substantial part in the normal and ordinary course of the user's business for transporting therein persons or property for hire across the boundaries of this state if the first use of which within this state is actual use in conducting interstate or foreign commerce;

and in respect to the use of any motor vehicle or trailer while being operated under the authority of a one-transit permit issued by the director of (~~(motor vehicles)~~) licensing pursuant to RCW (~~(46.16.100)~~) 46.16.160 and moving upon the highways from the point of delivery in this state to a point outside this state; and in respect to the use of tangible personal property which becomes a component part of any motor vehicle or trailer used by the holder of a carrier permit issued by the Interstate Commerce Commission authorizing transportation by motor vehicle across the boundaries of this state whether such motor vehicle or trailer is owned by or leased with or without driver to the permit holder;

(5) In respect to the use of any article of tangible personal property which the state is prohibited from taxing under the Constitution of the state or under the Constitution or laws of the United States;

(6) In respect to the use of motor vehicle fuel used in aircraft by the manufacturer thereof for research, development, and testing purposes and motor vehicle fuel taxable under chapter 82.36 RCW: PROVIDED, That the use of such fuel upon which a refund of the motor vehicle fuel tax is obtained shall not be exempt, and the director of (~~(motor vehicles)~~) licensing shall deduct from the amount of such tax to be refunded from the amount of tax due under this chapter and remit the same each month to the department of revenue;

(7) In respect to the use of any article of tangible personal property included within the transfer of the title to the entire operating property of a publicly or privately owned public utility, or of a complete operating integral section thereof, by the state or a political subdivision thereof in conducting any business defined in subdivisions (1), (2), (3), (4), (5), (6), (7), (8), (9), (10), or (11) of RCW 82.16.010;

(8) In respect to the use of tangible personal property (including household goods) which have been used in conducting a farm activity, if such property was purchased from a farmer at an auction sale held or conducted by an auctioneer upon a farm and not otherwise;

(9) In respect to the use of tangible personal property by corporations which have been incorporated under any act of the congress of the United States and whose principal purposes are to furnish volunteer aid to members of the armed forces of the United States and also to carry on a system of national and international relief and to apply the same in mitigating the sufferings caused by pestilence, famine, fire, flood, and other national calamities and to devise and carry on measures for preventing the same;

(10) In respect to the use of purebred livestock for breeding purposes where said animals are registered in a nationally recognized breed association; sales of cattle and milk cows used on the farm;

(11) In respect to the use of poultry in the production for sale of poultry or poultry products;

(12) In respect to the use of fuel by the extractor or manufacturer thereof when used directly in the operation of the particular extractive operation or manufacturing plant which produced or manufactured the same;

(13) In respect to the use of motor vehicles, equipped with dual controls, which are loaned to and used exclusively by a school in connection with its driver training program: PROVIDED, That this exemption and the term "school" shall apply only to (a) the University of Washington, Washington State University, the regional universities, The Evergreen State College and the state community colleges or (b) any public, private or parochial school accredited by either the state board of education or by the University of Washington (the state accrediting station) or (c) any public vocational school meeting the standards, courses and requirements established and prescribed or approved in accordance with the Community College Act of 1967 (chapter 8, Laws of 1967 first extraordinary session);

(14) In respect to the use by a bailee of any article of tangible personal property which is entirely consumed in the course of research, development, experimental and testing activities conducted by the user, provided the acquisition or use of such articles by the bailor was not subject to the taxes imposed by chapter 82.08 RCW or chapter 82.12 RCW;

(15) In respect to the use by residents of this state of motor vehicles and trailers acquired and used while such persons are members of the armed services and are stationed outside this state pursuant to military orders, but this exemption shall not apply to members of the armed services called to active duty for training purposes for periods of less than six months and shall not apply to the use of motor vehicles or trailers acquired less than thirty days prior to the discharge or release from active duty of any person from the armed services;

(16) In respect to the use of semen in the artificial insemination of livestock;

(17) In respect to the use of form lumber by any person engaged in the constructing, repairing, decorating or improving of new or existing buildings or other structures under, upon or above real property of or for consumers: PROVIDED, That such lumber is used or to be used first by such person for the molding of concrete in a single such contract, project or job and is thereafter incorporated into the product of that same contract, project or job as an ingredient or component thereof;

(18) In respect to the use of any sand, gravel, or rock to the extent of the cost of or charges made for labor and services performed in respect to the mining, sorting, crushing, screening, washing, hauling, and stockpiling such sand, gravel, or rock, when such sand, gravel, or rock is taken from a pit or quarry which is owned by or leased to a county or a city, and such sand, gravel, or rock is (1) either stockpiled in said pit or quarry for placement or is placed on the street, road, place, or highway of the county or city by the county or city itself, or (2) sold by the county or city to a county, or a city at actual cost for placement on a publicly owned street, road, place, or highway. The exemption provided for in this subsection shall not apply to the use of such material to the extent of the cost of or charge made for such labor and services, if the material is used for other than public road purposes or is sold otherwise than as provided for in this subsection.

(19) In respect to the use of wearing apparel only as a sample for display for the purpose of effecting sales of goods represented by such sample.

(20) In respect to the use of tangible personal property held for sale and displayed in single trade shows for a period not in excess of thirty days, the primary purpose of which is to promote the sale of products or services.

(21) In respect to the use of pollen.

(22) In respect to the use of the personal property of one political subdivision by another political subdivision directly or indirectly arising out of or resulting from the annexation or incorporation of any part of the territory of one political subdivision by another.

(23) In respect to the use of prescription drugs, including the use by the state or a political subdivision or municipal corporation thereof of drugs to be dispensed to patients by prescription without charge. The term "prescription drugs" shall include any medicine, drug, prescription lens, or other substance other than food for use in the diagnosis, cure, mitigation, treatment, or prevention of disease or other ailment in humans ordered by (a) the written prescription to a pharmacist by a practitioner authorized by law of this state or laws of another jurisdiction to issue prescriptions, or (b) upon an oral prescription of such practitioner which is reduced promptly to writing and filed by a duly licensed pharmacist, or (c) by refilling any such written or oral prescription if such refilling is authorized by the prescriber either in the original prescription or by oral order which is reduced promptly to writing and filed by the pharmacist, or (d) physicians or optometrists by way of written directions and

specifications for the preparation, grinding, and fabrication of lenses intended to aid or correct visual defects or anomalies of humans.

(24) In respect to the use of returnable containers for beverages and foods, including but not limited to soft drinks, milk, beer, and mixers.

(25) In respect to the use of insulin, prosthetic devices, and medically prescribed oxygen.

(26) In respect to the use of food products for human consumption.

"Food products" include cereals and cereal products, oleomargarine, meat and meat products, fish and fish products, eggs and egg products, vegetables and vegetable products, fruit and fruit products, spices and salt, sugar and sugar products, coffee and coffee substitutes, tea, cocoa and cocoa products.

"Food products" include milk and milk products, milk shakes, malted milks, and any other similar type beverages which are composed at least in part of milk or a milk product and which require the use of milk or a milk product in their preparation.

"Food products" include all fruit juices, vegetable juices, and other beverages except bottled water, spirituous, malt or vinous liquors or carbonated beverages, whether liquid or frozen.

"Food products" do not include medicines and preparations in liquid, powdered, granular, tablet, capsule, lozenge, and pill form sold as dietary supplements or adjuncts.

The exemption of "food products" provided for in this paragraph shall not apply: (a) When the food products are furnished, prepared, or served for consumption at tables, chairs, or counters or from trays, glasses, dishes, or other tableware whether provided by the retailer or by a person with whom the retailer contracts to furnish, prepare, or serve food products to others, or (b) when the food products are ordinarily sold for immediate consumption on or near a location at which parking facilities are provided primarily for the use of patrons in consuming the products purchased at the location even though such products are sold on a "takeout" or "to go" order and are actually packaged or wrapped and taken from the premises of the retailer, or (c) when the food products are sold for consumption within a place, the entrance to which is subject to an admission charge, except for national and state parks and monuments.

(27) In respect to the use of ferry vessels of the state of Washington or of local governmental units in the state of Washington in transporting pedestrian or vehicular traffic within and outside the territorial waters of the state and in respect to the use of tangible personal property which becomes a component part of any such ferry vessel.

Renumber remaining sections consecutively.

On page 11, after line 36 of the engrossed bill, being page 11, line 33 of the printed bill, insert the following:

"Sec. 7. Section 84.56.020, chapter 15, Laws of 1961 as last amended by section 1, chapter 196, Laws of 1974 ex. sess. and RCW 84.56.020 are each amended to read as follows:

The county treasurer shall be the receiver and collector of all taxes extended upon the tax rolls of the county, whether levied for state, county, school, bridge, road, municipal or other purposes, and also of all fines, forfeitures or penalties received by any person or officer for the use of his county. All taxes upon real and personal property made payable by the provisions of this title shall be due and payable to the treasurer as aforesaid on or before the thirtieth day of April (~~in each year, after which date they shall become delinquent, and interest at the rate of eight percent per annum shall be charged upon such unpaid taxes and upon unpaid personal property taxes from the date of delinquency until paid~~) and shall be deemed

delinquent after that date: PROVIDED, That when the total amount of tax on personal property or on any lot, block or tract of real property payable by one person is ten dollars or more, and if one-half of such tax be paid on or before the said thirtieth day of April, ((then the time for payment of the remainder thereof shall be extended and said remainder shall be due and payable on or before the thirty first day of October following, after which date such remaining one half shall become delinquent, and interest at the rate of eight percent per annum shall be charged upon said remainder from the date of delinquency until paid: PROVIDED, FURTHER, That when the total amount of personal property taxes falling due in any year, payable by one person, is ten dollars or more, and if one half of such taxes be paid on or before said thirtieth day of April then the time for payment of the remainder thereof shall be extended and said remainder shall be due and payable on or before the thirty first day of October following, after which date such remaining one half shall become delinquent, and interest at the rate of eight percent per annum shall be charged upon said remainder from the date of delinquency until paid)) the remainder shall be due and payable on or before the thirty-first day of October following and shall be deemed delinquent after that date.

Delinquent taxes under this section shall be subject to interest at the rate of ten percent per annum computed on a monthly basis from the date of delinquency until paid. All collections of interest on delinquent taxes shall be credited to the county current expense fund; but the cost of foreclosure and sale of real property, and the fees and costs of distraint and sale of personal property, for delinquent taxes, shall, when collected, be credited to the operation and maintenance fund of the county treasurer prosecuting the foreclosure or distraint or sale; and shall be used by the county treasurer as a revolving fund to defray the cost of further foreclosure, distraint and sale for delinquent taxes without regard to budget limitations.

Sec. 8. Section 84.64.050, chapter 15, Laws of 1961 as amended by section 2, chapter 84, Laws of 1972 ex. sess. and RCW 84.64.050 are each amended to read as follows:

After the expiration of ((five years)) the appropriate grace period from the date of delinquency, when any property remains on the tax rolls for which no certificate of delinquency has been issued, the county treasurer shall proceed to issue certificates of delinquency on said property to the county(, and): PROVIDED, That the grace period is five years for an owner exempt from a portion of property taxes under RCW 84.36.381 as now or hereafter amended, five years for an owner who is a claimant as defined in RCW 84.38.020 as now or hereafter amended, and three years for all other owners. The change to a three-year grace period shall first be effective on May 1, 1980. Prior to that date, the county treasurer shall send a notice to all taxpayers with taxes delinquent for two years or more, notifying them of the change in the grace period. The treasurer shall file said certificates when completed with the clerk of the court, and the treasurer shall thereupon, with such legal assistance as the county commissioners shall provide in counties having a population of thirty thousand or more, and with the assistance of the county prosecuting attorney in counties having a population of less than thirty thousand, proceed to foreclose in the name of the county, the tax liens embraced in such certificates, and the same proceedings shall be had as when held by an individual: PROVIDED, That notice and summons must be served or notice given in a manner reasonably calculated to inform the owner or owners of the foreclosure action. Either (1) personal service upon the owner or owners or (2) publication once in a newspaper of general circulation, which is circulated in the area of the property and mailing of notice by certified mail to the owner or owners or, if a mailing address is unavailable, personal service upon the occupant of the property, if any, is sufficient. In addition to describing the property as the same is described on the tax rolls, the notice must include the local street address, if any. It shall be the duty of the county treasurer to mail a copy of

the published summons, within fifteen days after the first publication thereof, to the treasurer of each city or town within which any property involved in a tax foreclosure is situated, but the treasurer's failure to do so shall not affect the jurisdiction of the court nor the priority of any tax sought to be foreclosed. Said certificates of delinquency issued to the county may be issued in one general certificate in book form including all property, and the proceedings to foreclose the liens against said property may be brought in one action and all persons interested in any of the property involved in said proceedings may be made codefendants in said action, and if unknown may be therein named as unknown owners, and the publication of such notice shall be sufficient service thereof on all persons interested in the property described therein, except as provided above. The person or persons whose name or names appear on the treasurer's rolls as the owner or owners of said property shall be considered and treated as the owner or owners of said property for the purpose of this section, and if upon said treasurer's rolls it appears that the owner or owners of said property are unknown, then said property shall be proceeded against, as belonging to an unknown owner or owners, as the case may be, and all persons owning or claiming to own, or having or claiming to have an interest therein, are hereby required to take notice of said proceedings and of any and all steps thereunder: PROVIDED, That, at least thirty days prior to the sale of the property, if such property is shown on the tax rolls under unknown owners or as having an assessed value of three thousand dollars or more, the treasurer shall order or conduct a title search of the property to be sold to determine the legal description of the property to be sold and the record title holder, and if the record title holder or holders differ from the person or persons whose name or names appear on the treasurer's rolls as the owner or owners, the record title holder or holders shall be considered and treated as the owner or owners of said property for the purpose of this section, and shall be entitled to the notice provided for this section."

Renumber the remaining section consecutively.

On page 11, after line 36 of the engrossed bill, being page 11, line 33 of the printed bill, insert the following:

"Sec. 7. Section 6, chapter 91, Laws of 1947 as last amended by section 43, chapter 195, Laws of 1973 1st ex. sess. and RCW 41.16.060 are each amended to read as follows:

It shall be the duty of the legislative authority of each municipality, each year as a part of its annual tax levy, to levy and place in the fund a tax of twenty-two and one-half cents per thousand dollars of assessed value against all the taxable property of such municipality: PROVIDED, That if a report by a qualified actuary on the condition of the fund establishes that the whole or any part of said dollar rate is not necessary to maintain the actuarial soundness of the fund, the levy of said twenty-two and one-half cents per thousand dollars of assessed value may be omitted, or the whole or any part of said dollar rate may be levied and used for any other municipal purpose.

It shall be the duty of the legislative authority of each municipality, each year as a part of its annual tax levy and in addition to the city levy limit set forth in RCW 84.52.050, as now or hereafter amended, to levy and place in the fund an additional tax of twenty-two and one-half cents per thousand dollars of assessed value against all taxable property of such municipality: PROVIDED, That if a report by a qualified actuary establishes that all or any part of the additional twenty-two and one-half cents per thousand dollars of assessed value levy is unnecessary to meet the estimated demands on the fund under this chapter for the ensuing budget year, the levy of said additional twenty-two and one-half cents per thousand dollars of assessed value may be omitted, or the whole or any part of such dollar rate may be levied and used for any other municipal purpose.

The amount of a levy under this section allocated to the pension fund may be reduced in the same proportion as the regular property tax levy of the municipality is reduced by chapter 84.55 RCW.

Sec. 8. Section 16, chapter 110, Laws of 1967 ex. sess. as last amended by section 8, chapter 71, Laws of 1974 ex. sess. and RCW 71.20.110 are each amended to read as follows:

In order to provide additional funds for the coordination of community mental retardation and other developmental disability services and to provide community mental retardation, other developmental disability, or mental health services, the board of county commissioners of each county in the state shall budget and levy annually a tax in a sum equal to the amount which would be raised by a levy of two and one-half cents per thousand dollars of assessed value against the taxable property in the county to be used for such purposes: PROVIDED, That all or part of the funds collected from the tax levied for the purposes of this section may be transferred to the state of Washington, department of social and health services, for the purpose of obtaining federal matching funds to provide and coordinate community mental retardation, other developmental disability, and mental health services. In the event a county elects to transfer such tax funds to the state for this purpose, the state shall grant these moneys and the additional funds received as matching funds to service-providing community agencies or community boards in the county which has made such transfer, pursuant to the plan approved by the county, as provided by chapters 71.16, 71.20, 71.24, and 71.28 RCW, all as now or hereafter amended.

The amount of a levy allocated to the purposes specified in this section may be reduced in the same proportion as the regular property tax levy of the county is reduced by chapter 84.55 RCW.

Sec. 9. Section 7, page 210, Laws of 1888 as last amended by section 5, chapter 4, Laws of 1973 2nd ex. sess. and RCW 73.08.080 are each amended to read as follows:

The boards of county commissioners of the several counties in this state shall levy, in addition to the taxes now levied by law, a tax in a sum equal to the amount which would be raised by not less than one and one-eighth cents per thousand dollars of assessed value, and not greater than twenty-seven cents per thousand dollars of assessed value against the taxable property of their respective counties, to be levied and collected as now prescribed by law for the assessment and collection of taxes, for the purpose of creating the veteran's relief fund for the relief of honorably discharged veterans who served in the armed forces of the United States in the Civil War, in the war of Mexico or in any of the Indian wars, or the Spanish-American war or the Philippine insurrection, in the First World War, or Second World War or Korean conflict, or Viet Nam conflict, and the indigent wives, husbands, widows, widowers and minor children of such indigent or deceased veterans, to be disbursed for such relief by such board of county commissioners: PROVIDED, That if the funds on deposit, less outstanding warrants, residing in the veteran's relief fund on the first Tuesday in September exceed the expected yield of one and one-eighth cents per thousand dollars of assessed value against the taxable property of the county, the county commissioners may levy a lesser amount: PROVIDED FURTHER, That the costs incurred in the administration of said veteran's relief fund shall be computed by the county treasurer not less than annually and such amount may then be transferred from the veteran's relief fund as herein provided for to the county current expense fund.

The amount of a levy allocated to the purposes specified in this section may be reduced in the same proportion as the regular property tax levy of the county is reduced by chapter 84.55 RCW."

Renumber the remaining sections consecutively
On page 11, after line 36, insert the following:

"Sec. 7. Section 82.32.060, chapter 15, Laws of 1961, as last amended by chapter 95, Laws of 1979 1st ex. sess., and RCW 82.32.060 are each amended as follows:

If, upon receipt of an application by a taxpayer for a refund or for an audit of his records, or upon an examination of the returns or records of any taxpayer, it is determined by the department that within the statutory period for assessment of taxes prescribed by RCW 82.32.050 a tax has been paid in excess of that properly due, the excess amount paid within such period shall be credited to the taxpayer's account or shall be refunded to the taxpayer, at his option. No refund or credit shall be made for taxes paid more than four years prior to the beginning of the calendar year in which the refund application is made or examination of records is completed.

Notwithstanding the foregoing limitations there shall be refunded or credited to taxpayers engaged in the performance of United States government contracts or subcontracts the amount of any tax paid, measured by that portion of the amounts received from the United States, which taxpayer is required by contract or applicable federal statute to refund or credit to the United States, if claim for such refund is filed by the taxpayer with the department within one year of the date that the amount of the refund or credit due to the United States is finally determined and filed within four years of the date on which the tax was paid: PROVIDED, That no interest shall be allowed on such refund.

Any such refunds shall be made by means of vouchers approved by the department and by the issuance of state warrants drawn upon and payable from such funds as the legislature may provide.

Any judgment for which a recovery is granted by any court of competent jurisdiction, not appealed from, for tax, penalties, and interest which were paid by the taxpayer, and costs, in a suit by any taxpayer shall be paid in like manner, upon the filing with the department of a certified copy of the order or judgment of the court. Except as to the credits in computing tax authorized by RCW 82.04.435, interest at the rate of ~~((three))~~ nine percent per annum shall be allowed by the department and by any court on the amount of any refund or recovery allowed to a taxpayer for taxes, penalties, or interest paid by him after May 1, 1949, and interest at the same rate shall be allowed on any judgment recovered by a taxpayer for taxes, penalties, or interest paid after such date."

Renumber remaining sections consecutively.

On page 11, after line 36 of the engrossed bill, being page 11, line 33 of the printed bill, insert the following:

"NEW SECTION. Sec. 7. There is added to chapter 84.36 RCW a new section to read as follows:

The following property shall be exempt from taxation:

Real or personal property owned by a nonprofit organization, association, or corporation in connection with the operation of a public assembly hall or meeting place. The area exempt under this section shall include the building or buildings and such additional area as may be necessary for parking, but shall not exceed one acre.

To qualify the property shall be used exclusively for public gatherings and be available to all organizations or persons desiring to utilize the property, but the owner may impose such conditions and restrictions as are necessary for the safe-keeping of the property and to promote the purposes of this exemption. Membership shall not be a requirement or a prerequisite for the use of the property.

The exemption shall not be nullified by the collection of rent or donations if the income is reasonable and does not exceed maintenance and operation expenses created by the user.

The use of the property for pecuniary gain or to promote business activities, except fund raising activities conducted by a nonprofit organization, shall nullify the

exemption otherwise available for the property for the assessment year under this section.

If such real property interests are sold or otherwise transferred to any nonpublic entity, all taxes which would have been collected if the property interests were subject to taxation shall become due and payable, together with interest at the rate charged on delinquent property taxes, by the buyer or transferee.

Organizations applying for exemption under this section are subject to the provisions of RCW 84.36.805."

Renumber the remaining sections consecutively.

On page 11, after line 36 of the engrossed bill, being page 11, line 33 of the printed bill, insert the following:

"**NEW SECTION.** Sec. 7. There is added to chapter 82.04 RCW a new section to read as follows:

This chapter does not apply to any county as defined in Title 36 RCW, any city or town as defined in Title 35 RCW, any school district or educational service district as defined in Title 28A RCW, or any library or library district as defined in Title 27 RCW, in respect to materials printed in the county, city, town, school district, educational district, library or library district facilities when the materials are used solely for county, city, town, school district, educational district, library, or library district purposes."

Renumber remaining sections consecutively., and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

MOTION

Senator Donohue moved the Senate concur in the House amendments to Engrossed Substitute Senate Bill No. 2929 to page 11, line 27; page 11, line 33, (Craswell/Vrooman amendment); page 11, line 33 (Sommers/Nelson/Erickson amendment) and refuses to concur in all remaining House amendments and asks the House to recede therefrom.

POINT OF INQUIRY

Senator Walgren: "Senator Donohue, I just happened to catch the word 'ferry boats' there and something about a sales tax exemption for ferry boats, something that Representative Craswell put on the bill over there. What ferry boats are we talking about?"

Senator Donohue: "I think Senator Peterson can respond to that, Senator, better than I."

REMARKS BY SENATOR PETERSON

Senator Peterson: "Senator Walgren, we have already given the state ferry system exemptions on the sales tax. There is only one ferry involved in this particular amendment to the bill and that is the ferry that the port and Skagit county has purchased for the Guemes Island run. It is not a big deal but it gives the county the same tax exemption that we have already given the state."

The motion by Senator Donohue carried.

The Senate concurred in the House amendments to Engrossed Substitute Senate Bill No. 2929 to page 11, line 27; page 11, line 33, (Craswell/Vrooman amendment); page 11, line 33 (Sommers/Nelson/Erickson amendment) and refuses to concur in all remaining House amendments and asks the House to recede therefrom.

MESSAGES FROM THE HOUSE

May 31, 1979.

Mr. President: The Speakers have signed SUBSTITUTE SENATE BILL NO. 2993, and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

June 1, 1979.

Mr. President: The House has concurred in the Senate amendments to HOUSE BILL NO. 845 and has passed the bill as amended by the Senate.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

May 31, 1979.

Mr. President: The Speakers have signed ENGROSSED HOUSE BILL NO. 516, and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

SIGNED BY THE PRESIDENT

The President signed:
HOUSE BILL NO. 516.

MOTION

On motion of Senator Peterson, Engrossed Substitute Senate Bill No. 2929, together with the Senate Message, was immediately transmitted to the House.

SECOND READING

ENGROSSED HOUSE BILL NO. 433, by Representatives Barr, Valle and Granlund:

Updating certain powers of the department of ecology.

The Senate resumed consideration of Engrossed House Bill No. 433. The bill was considered on May 30, 1979 and held on second reading.

There being no objection, an amendment by Senator Williams to page 2, line 24 on the desk of the Secretary of the Senate was withdrawn.

MOTIONS

On motion of Senator Wilson, Senator von Reichbauer was excused.

Senator Morrison moved adoption of the following amendment by Senators Morrison, Day, Marsh and Talley:

On page 2, line 27, after "RCW" insert:

" : PROVIDED, That this amendatory provision relating to tax exemptions or credits shall not apply to any facility eligible for a certificate as described in RCW 82.34.010(5) "

POINT OF ORDER

Senator Williams: "Mr. President, the amendment as I understand it is, however negatively put, is in essence the issue that we have already voted on and reconsidered, and I would suggest that it would be contrary to Reed's Rules in that this is a second reconsideration of something the body has already decided."

Debate ensued.

POINT OF INQUIRY

Senator Goltz: "Senator Williams, a number of persons and industries that have already begun this process and have applied for permits and have, in fact, qualified for these tax credits and exemptions are concerned about the language which exists in the original bill, wondering whether any of those current applications and current credits and current exemptions might be in jeopardy if this bill passes in its present form as it is before us without the amendment. Could you clarify that?"

Senator Williams: "Yes, Senator Goltz. It is my belief and others that the language of 433 as it stands right now in no way affects present exemptions or credits, and I have here, if I might read this, a department of revenue memo to myself dated June 1, 1979, and it is from Ed Tveden, director, interpretation and appeals for the department of revenue, and in it he restates the language of the amendment or the language that is now in 433 and goes on to say:

"This is to confirm the opinion which I expressed to the ecology committee at the time of the public hearing on this bill to the effect that the above quoted language is interpreted to mean that any pollution control credits or exemption permitted by existing law would not be affected in any way. We would construe that language as not permitting, however, any pollution control facility exemption or credits on account of facilities which might be required by the department of ecology pursuant to its expanded authority under the Federal Water Pollution Control Act as amended in 1977."

"What I have read you then confirms what was said before the ecology committee that the revenue department's interpretation is that no present tax credits or exemption under existing law would in any way be jeopardized."

Further debate ensued.

There being no objection, at 3:00 p.m., the Senate was declared to be at ease.

The President called the Senate to order at 4:55 p.m.

RULING BY THE PRESIDENT

President Cherberg: "In ruling upon the Point of Order raised by Senator Williams, the President finds that the amendment proposed by Senator Morrison and others is a clarification of existing language in the bill.

"If Senator Williams' opinion from the department of revenue is correct, then further clarification of the existing language in the bill as is intended by this proposed amendment is not out of order."

The amendment by Senators Morrison, Day, Marsh and Talley was ruled in order.

POINT OF INQUIRY

Senator Williams: "Senator Morrison, as I understand it then, you and others are concerned that the language presently in the bill may jeopardize existing tax credits and exemptions granted or those able to be granted under present state law?"

Senator Morrison: "Yes, that is true."

Senator Williams: "Is it your intention then that your amendment will apply only to existing tax credits and exemption and not establish any new tax exemptions or credits for pollution control facilities required by the 1977 amendments to the Federal Water Pollution Control Act?"

Senator Morrison: "No, it is the intent of this amendment to continue the existing exemptions that are available. In fact, it would allow those facilities that were constructed before July 30, 1967 and that would qualify for exemptions under existing law to continue to qualify for tax credit as long as public agencies, in this case the department of ecology, said 'You will build new facilities to live up to the standards we are now setting.' So this is in effect a grandfather clause continuing the

existing tax credits and they would apply to new requirements as mandated by the department of ecology under this act."

Senator Williams: "I am sorry that you answered that that way because I think that was the intention of the original language in the bill and that is why my argument was that your language would contradict language that we have already enacted, because it is only those facilities built before 1967 or in existence prior to then that any tax pollution credits or exemptions apply to. No facility since then can get any tax credits or pollution control exemptions, so therefore I think your explanation of the intention of your amendment exactly contradicts what the existing language is in the bill and for that purpose I then would urge that we not adopt this language."

REMARKS BY SENATOR DAY

Senator Day: "It is my understanding that the reason that the language in the bill is different from the language in the amendment, if you will note, the amendment speaks to only one subsection of the RCW. The language in the bill speaks to the entire section in the RCW, and consequently it is necessary to adopt this proviso so that we retain the exemption for those existing facilities that were constructed before 1967 so that the department of ecology cannot come along and require a company that has invested in good faith many millions of dollars in this state and require them to further modify their facility and not give them tax credits for it.

"Now as far as the new construction after 1967 when they were aware of the requirements that are here and that are coming in these areas, there is no reason why those people should have a tax exemption and I do not object to that. The reason the proviso is necessary, again, is to protect those people who have invested a lot of money and have existing facilities that are not going to meet those requirements and they should be entitled to those tax exemptions so that they can, in fact, further ecology in the state and not damage them as industries in the state; so I certainly urge that we adopt this amendment so that we can vote for the bill and not completely destroy the bill."

REMARKS BY SENATOR MORRISON

Senator Morrison: "Mr. President, I think this is a question of public policy and it has been a policy of this state since we first enacted the tax credit for pollution control facilities that in fact where facilities existed in this state, were built in good faith with private capital to create jobs, that we said to them, 'As long as we the public insist that you change these facilities, that we will be willing to help in the financing,' and that is exactly where we are. The amendment before us is a grandfather clause, if you will. It again states that same public policy that when you are forced by governmental action to make changes, that that government, that society that forced the changes is also willing to help pay the tab. These are only on old existing facilities and I think this is only fair and that we should pass this amendment and then the bill."

Further debate ensued.

POINT OF INQUIRY

Senator Rasmussen: "Senator Marsh, are these tax credits available to new industry now coming into the state?"

Senator Marsh: "They are not now."

Senator Rasmussen: "Well you spoke of encouraging new industry to come into the state."

Senator Marsh: "I would be in favor of encouraging new industry to come into our state through exemptions. This does not do that, however."

Senator Rasmussen: "That is what I was wondering."
Further debate ensued.

POINT OF INQUIRY

Senator Day: "Senator Rasmussen, if the department of ecology mandates certain requirements, say on Kaiser Aluminum in Spokane county, it has been there preceding 1967, and they gave them tax credit and then we come along and ten years later they mandate again on them some new requirements, is there any reason why the same rule should not apply?"

Senator Rasmussen: "Yes, because that new industry from the new plant Alcoa that have come into the state since that time and required the same modification now would not be getting the same credits as those prior to 1969."

Senator Day: "I would be happy to extend that to this point if you want to, but the thing is that if a new company comes in, if Kaiser comes into Spokane and puts another plant in there, they are going to know what the requirements are. They should know what the emission requirements may even become because they are well aware of what the technical problems are relative to air and water pollution and they should build that into the new plant, but when you have an existing structure there and you allow the department of ecology to come along and arbitrarily set a new standard every so often, or the federal government, then what you are up against is exactly what we have got, Senator, and that is why we have got to have this amendment on here."

Further debate ensued.

Senator Williams demanded a roll call and the demand was sustained.

The President declared the question before the Senate to be the roll call on the amendment by Senators Morrison, Day, Marsh and Talley.

ROLL CALL

The Secretary called the roll and the amendment was adopted by the following vote: Yeas, 31; nays, 9; absent or not voting, 3; excused, 6.

Voting yea: Senators Benitz, Bluechel, Clarke, Conner, Day, Fleming, Goltz, Guess, Hansen, Hayner, Henry, Jones, Lewis, Marsh, Matson, McDermott, Moore, Morrison, North, Odegaard, Peterson, Pullen, Quigg, Scott, Sellar, Talley, Vognild, Walgren, Wilson, Wojahn, Woody—31.

Voting nay: Senators Bottiger, Gaspard, Lysen, Rasmussen, Ridder, Shinpoch, Talmadge, Van Hollebeke, Williams—9.

Absent or not voting: Senators Donohue, Gallagher, Lee—3.

Excused: Senators Bausch, Gould, Keefe, Newschwander, von Reichbauer, Wanamaker—6.

There being no objection, an amendment by Senator Goltz to page 2, line 27 on the desk of the Secretary of the Senate was withdrawn.

On motion of Senator Williams, the rules were suspended, Engrossed House Bill No. 433, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 433, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 41; absent or not voting, 2; excused, 6.

Voting yea: Senators Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Donohue, Fleming, Gaspard, Goltz, Guess, Hansen, Hayner, Henry, Jones, Lewis, Lysen, Marsh, Matson, McDermott, Moore, Morrison, North, Odegaard, Peterson,

Pullen, Quigg, Rasmussen, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, Walgren, Williams, Wilson, Wojahn, Woody—41.

Absent or not voting: Senators Gallagher, Lee—2.

Excused: Senators Bausch, Gould, Keefe, Newschwander, von Reichbauer, Wanamaker—6.

ENGROSSED HOUSE BILL NO. 433, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Guess, Engrossed House Bill No. 433, as amended by the Senate, was ordered immediately transmitted to the House.

MOTIONS

On motion of Senator Marsh, the Senate returned to the fourth order of business.

On motion of Senator Marsh, the Senate commenced consideration of the House Message on Substitute House Bill No. 1.

MESSAGE FROM THE HOUSE

May 31, 1979.

Mr. President: The House refuses to concur in the Senate amendments to SUBSTITUTE HOUSE BILL NO. 1 on page 2, line 13, and once again asks the Senate to recede therefrom, and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

MOTION

On motion of Senator Quigg, the Senate receded from its amendments to Substitute House Bill No. 1 on page 2, line 13.

The President declared the question before the Senate to be the roll call on Substitute House Bill No. 1 with the remaining Senate amendments.

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 1, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 36; nays, 6; absent or not voting, 1; excused, 6.

Voting yea: Senators Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Donohue, Gallagher, Gaspard, Goltz, Guess, Hansen, Hayner, Henry, Jones, Lewis, Lysen, Marsh, Matson, Moore, Morrison, North, Odegaard, Peterson, Pullen, Quigg, Ridder, Scott, Sellar, Shinpoch, Talmadge, Van Hollebeke, Vognild, Walgren, Wojahn, Woody—36.

Voting nay: Senators Fleming, McDermott, Rasmussen, Talley, Williams, Wilson—6.

Absent or not voting: Senator Lee—1.

Excused: Senators Bausch, Gould, Keefe, Newschwander, von Reichbauer, Wanamaker—6.

SUBSTITUTE HOUSE BILL NO. 1, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

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

INTRODUCTION AND FIRST READING

ENGROSSED SUBSTITUTE HOUSE BILL NO. 907, by Committee on Revenue (originally sponsored by Representatives Warnke and Charnley):
Modifying the bond issue for the "people's lodge" regional Indian facility.

MOTIONS

On motion of Senator Marsh, the rules were suspended, Engrossed Substitute House Bill No. 907 was advanced to second reading and read the second time in full.

Senator Rasmussen moved adoption of the following amendment by Senators Rasmussen and Donohue:

On page 1, beginning on line 23, strike all material down to and including the period on line 29, and insert:

"No bonds shall be issued unless the executive director of the arts commission certifies to the state finance committee that two million seven hundred thousand dollars or more in additional federal and/or private funding is provided for or secured. In the event that the additional federal and/or private funds are not obtained within two years of the effective date of this 1979 act, the provisions of the act and the authorization to issue general obligation bonds shall be of no further force and effect."

Debate ensued.

The motion by Senator Rasmussen failed and the amendment was not adopted.

Senator Woody moved the following amendments by Senators Woody, Scott, Vognild, Newschwander and Donohue be considered and adopted simultaneously:

On page 1, beginning on line 22, after "Washington." insert "No bonds shall be issued unless the executive director of the arts commission certifies to the state finance committee that one million dollars or more in federal and/or private funds is provided or secured within five years of the effective date of this 1979 act."

On page 1, line 23, strike "if two" and insert "In addition to the requirements of this section, if one"

Debate ensued.

The motion by Senator Woody failed and the amendments were not adopted.

MOTIONS

On motion of Senator Jones, Senator Quigg was excused.

On motion of Senator Shinpoch, the rules were suspended, Engrossed House Bill No. 907, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

POINT OF INQUIRY

Senator Rasmussen: "Senator Shinpoch, I have heard you speak of urban Indians. Do you have a roster of urban Indians and can you tell me how many are enrolled in this club?"

Senator Shinpoch: "No."

Senator Rasmussen: "Do you know if it is more than one or less than ten?"

Senator Shinpoch: "I am not sure that I understand—did I understand your question to be, those members who enrolled in this tribe?"

Senator Rasmussen: "There is no longer a tribe, as I understand it. These are people that have moved off the reservation and are citizens of the state of Washington."

Senator Shinpoch: "Those on the reservations are also citizens of the state of Washington."

Senator Rasmussen: "Yes and no."

Senator Shinpoch: "Yes and no, what?"

Senator Rasmussen: "When they have elected to move off of the reservation and accepted the rules and regulations and laws of the state of Washington, they are then no longer considered reservation Indians. But regardless, the urban Indians you are telling about, I would like to know, do you have a knowledge of how many are involved in this club or whatever you may call this urban organization?"

Senator Shinpoch: "Senator Rasmussen, if you are asking me, do I personally know that, no, I do not. However, I am sure that there is a listing of all those people that do belong to the United Tribes that is representing this particular item."

Senator Rasmussen: "And are in favor of this project? I would like to have that if you could produce it. Second question. This speaks of cultural facilities. What, to your knowledge, are the cultural facilities that are going to be built? Are they going to be nonprofit or are they going to be profit making?"

Senator Shinpoch: "The organization that will be running it is a nonprofit organization. I am having a problem, Senator Rasmussen, trying to figure out where you are going so I can be directly responsive to your question. The United Indians is a nonprofit corporation. Does that answer your question?"

Senator Rasmussen: "No. The last question, Senator Shinpoch was, these cultural facilities that you want the state to issue bonds for, I am quite curious what you are proposing. You have the information as the sponsor of the bill. What is your information regarding these facilities? What is going to be built?"

Senator Shinpoch: "First, this is a House bill and I have not sponsored one of those since 1976. I do support this bill, however, and it does read that it is for cultural, educational, tourist and economic development, and I would expect that cultural would be teaching those things which are of the Indian culture and probably will cover most of the Northwest tribes if not all of the Northwest tribes."

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute House Bill No. 907 and the bill passed the Senate by the following vote: Yeas, 30; nays, 9; absent or not voting, 3; excused, 7.

Voting yea: Senators Bluechel, Conner, Day, Donohue, Fleming, Gallagher, Gaspard, Goltz, Jones, Lee, Marsh, Matson, McDermott, Moore, Morrison, North, Odegaard, Peterson, Pullen, Ridder, Scott, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, Walgren, Williams, Wilson, Wojahn—30.

Voting nay: Senators Benitz, Clarke, Guess, Hansen, Hayner, Lewis, Lysen, Rasmussen, Woody—9.

Absent or not voting: Senators Bottiger, Henry, Sellar—3.

Excused: Senators Bausch, Gould, Keefe, Newschwander, Quigg, von Reichbauer, Wanamaker—7.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 907, having received the constitutional sixty percent majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Marsh, the Senate returned to the fourth order of business.

MESSAGE FROM THE HOUSE

May 31, 1979.

Mr. President: The House adheres to its position on the Senate amendments to HOUSE BILL NO. 31, and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

MOTION

On motion of Senator Rasmussen, the Senate refused to recede from its amendments to House Bill No. 31 and once again asks the House to concur.

MOTION

On motion of Senator Marsh, the Senate commenced consideration of the House Message on Substitute Senate Bill No. 3101.

MESSAGE FROM THE HOUSE

May 31, 1979.

Mr. President: The House has passed SUBSTITUTE SENATE BILL NO. 3101 with the following amendments:

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Section 1. For the purpose of furnishing funds for state assistance to school districts in providing for the construction of common school plant facilities, the state finance committee is hereby authorized to issue general obligation bonds of the state of Washington, the first authorization of which shall be in the sum of thirty million dollars and designated as Series I bonds, and the second authorization which shall be in the sum of one hundred eighty-seven million dollars and designated as the Series II bonds, or so much thereof of each authorization as shall be required to provide state assistance to local school districts for the construction of common school plant facilities. No bonds authorized by this chapter shall be offered for sale without prior legislative appropriation and these bonds shall be paid and discharged in not more than thirty years of the date of issuance.

NEW SECTION. Sec. 2. When the state finance committee has determined to issue the general obligation bonds or a portion of such series thereof as authorized in section 1 of this act, it may, pending the issuance thereof, issue in the name of the state temporary notes in anticipation of the issuance of the bonds, which notes shall be designated as "bond anticipation notes." Such portion of the proceeds of the sale of each series of bonds as may be required for the payment of the principal of and redemption premium, if any, and interest on the notes shall be applied thereto when the bonds are issued.

NEW SECTION. Sec. 3. The state finance committee is authorized to prescribe the form, terms, conditions, and covenants of the bonds and/or the bond anticipation notes authorized by this chapter, the time or times of sale of all or any portion of them, and the conditions and manner of their sale and issuance.

Each bond and bond anticipation note shall pledge the full faith and credit of the state of Washington and shall contain an unconditional promise to pay the principal thereof and interest thereon when due.

NEW SECTION. Sec. 4. Except for that portion of the proceeds required to pay bond anticipation notes, the proceeds from the sale of the bonds and/or bond anticipation notes authorized by this chapter, and any interest earned on the proceeds, together with all grants, donations, transferred funds, and all other moneys which the state finance committee may direct the state treasurer to deposit therein, shall be deposited in the common school building construction account of the general fund, and shall be used exclusively for the purposes of carrying out the provisions of this chapter, and for payment of the expense incurred in the printing, issuance and sale of such bonds.

NEW SECTION. Sec. 5. The common school building bond retirement fund of 1979 is hereby created in the state treasury for the purpose of payment of the principal of and interest on the bonds authorized by this chapter.

The state finance committee, on or before June 30th of each year, shall certify to the state treasurer the amounts required in the next succeeding twelve months for the payment of the principal of and the interest coming due on each series of the bonds and the dates on which the payments are due. The state treasurer, not less than thirty days prior to the date on which any interest or principal and interest payment is due, shall withdraw from any general state revenues or any other funds constitutionally available and received in the state treasury and deposit in the common school building bond retirement fund of 1979 an amount equal to the amount certified by the state finance committee to be due on the payment date. Separate accounting records shall be maintained by the state treasurer of the debt service requirements of each series of bonds payable from the common school building bond retirement fund of 1979, as certified by the state finance committee.

NEW SECTION. Sec. 6. Prior to June 30th of each year the superintendent of public instruction shall cause to be accumulated in the common school construction fund from moneys transferred into the fund from the interest on the permanent common school fund, an amount at least equal to the amount required in the next succeeding twelve months for the payment of the principal of and interest on the Series I bonds issued under this chapter. Not less than thirty days prior to the date on which any interest, or principal and interest payment is due, the superintendent of public instruction shall cause the amount so computed to be transferred from the common school construction fund to the general fund of the state treasury.

NEW SECTION. Sec. 7. The bonds authorized by this chapter shall constitute a legal investment for all state funds or for funds under state control and all funds of municipal corporations.

NEW SECTION. Sec. 8. The Series I bonds authorized by this chapter shall be first issued and only after the superintendent of public instruction has certified, based upon estimates submitted by the state finance committee of future interest earnings of the permanent common school fund and other factors, that an adequate balance will be available in the common school construction fund to enable the superintendent of public instruction to meet the requirements of section 6 of this act during the life of the bonds to be issued.

NEW SECTION. Sec. 9. No provisions of this chapter shall be deemed to repeal, override, or limit any provision of RCW 28A.47.784 through 28A.47.811, nor any provision or covenant of the proceedings of the state finance committee acting for and on behalf of the state of Washington heretofore or hereafter taken in the issuance of its revenue or general obligation bonds secured by a pledge of the interest earnings of the permanent common school fund under these statutes. The obligation of the superintendent of public instruction to make the transfers provided for in section 6 of this act shall be subject and subordinate to the lien and charge of the outstanding public school building revenue bonds, and any refunding general obligation bonds hereafter issued, on the interest earnings of the permanent common school fund pledged to secure the bonds.

NEW SECTION. Sec. 10. Not less than twenty-two million dollars of the proceeds received from the sale of the Series II bonds shall serve as total compensation to the common schools for the sale of timber from trust lands heretofore sold to the state parks and recreation commission pursuant to RCW 43.51.270 and 43.51.280.

NEW SECTION. Sec. 11. Debt service requirements of the bonds authorized by this chapter shall be included under the state's debt limitations.

NEW SECTION. Sec. 12. Sections 1 through 11 of this act are added to Title 28A RCW as a new chapter thereof.

NEW SECTION. Sec. 13. Authority to issue the balance of general obligation bonds authorized by chapter 13, Laws of 1969 and unissued in the amount of three million nine hundred thousand dollars is hereby rescinded.

NEW SECTION. Sec. 14. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected.

NEW SECTION. Sec. 15. This act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect immediately."

On page 1, line 6 of the title, after "facilities;" insert "providing compensation for the sale of timber on trust lands;" and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

MOTION

Senator Donohue moved the Senate do not concur in the House amendments to Substitute Senate Bill No. 3101 and ask the House to recede therefrom.

POINT OF INQUIRY

Senator Guess: "Senator Donohue, you made a real good speech and I would have liked to have gotten your attention, Senator Donohue, and gotten you on the record, but I would like to describe to you the situation that has been relayed to me by School District 81 in Spokane and I think it, from what I have heard, repeats in several districts. The difficult task, even though Section 192 of the budget appropriates the total amount of money, the local districts have been told that the cash flow of the fund is going to be the major hurdle over which the administrators are going to have to get this year.

"Now, one part of the superintendent of public instruction's office says that, 'Yes, go ahead, it is all right.' Another part that is more conservative and more prone to want to have the money in hand says, 'No, we cannot issue the certificates because the money is not there and we are afraid to give you that authority.' True, Spokane passed a fifty-four million dollar bond issue and that money is available and can be spent but when we look at the record we find that ten or eleven of the projects are down below the line. Now those projects under the present situation and present thinking of the SPI could not be granted certificates. Can we get over to the SPI our firm intention that those certificates should be granted? This is my question to you."

Senator Donohue: "Senator, I see no reason at all and I intend to get a letter to them and I have discussed this with you a little bit earlier, as it relates to this specific problem. I see no reason at all why they cannot go ahead and issue the certificates and allow the schools to go ahead with their own money. This is the issue. When they say they cannot issue certificates, there is nothing to preclude them, and in my staff's analysis at least tells me, there is nothing to preclude them from going

ahead and issuing those certificates so that they can begin to plan and go ahead with construction plans."

Senator Guess: "Senator Donohue, I would think that there will be a number of us on this floor who would like to join with you in signing that letter of intent to the SPI's office so that he really understands the critical nature of the situation."

POINT OF INQUIRY

Senator Odegaard: "Senator Donohue, I believe we had a date either in this bill or in the budget bill that those projects that had already been approved by the voters in the local school districts by April fifth or somewhere thereabouts, that it would be assured that those projects would be still matched with the state funds. Is that the intent of this bill and your intent?"

Senator Donohue: "Of the total amount of money, yes, Senator, that is correct."

The motion by Senator Donohue carried.

The Senate refused to concur in the House amendments to Substitute Senate Bill No. 3101 and asks the House to recede therefrom.

MOTION

On motion of Senator Marsh, the Senate commenced consideration of the House Message on Engrossed Substitute Senate Bill No. 2505.

MESSAGE FROM THE HOUSE

June 1, 1979.

Mr. President: The House has passed ENGROSSED SUBSTITUTE SENATE BILL NO. 2505 with the following amendments:

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Section 1. In order for the state to provide safe and humane detention and correctional facilities, its long range development goals must include the renovation of jail buildings and facilities.

NEW SECTION. Sec. 2. For the purpose of providing funds for the planning, acquisition, construction, and improvement of jail buildings and necessary supporting facilities within the state, the state finance committee is authorized to issue general obligation bonds of the state of Washington in the sum of one hundred six million dollars, or so much thereof as may be required, to finance the improvements defined in this chapter and all costs incidental thereto but not including acquisition or preparation of sites. These bonds shall be paid and discharged within thirty years. No bonds authorized by this chapter shall be offered for sale without prior legislative appropriation of the proceeds of the bonds to be sold.

NEW SECTION. Sec. 3. The proceeds from the sale of bonds authorized by this chapter shall be deposited in the local jail improvement and construction account hereby created in the general fund and shall be used exclusively for the purpose specified in this chapter and for payment of the expenses incurred in the issuance and sale of the bonds.

NEW SECTION. Sec. 4. The proceeds from the sale of the bonds deposited in the local jail improvement and construction account of the general fund under the terms of this chapter shall be administered by the Washington state jail commission subject to legislative appropriation.

NEW SECTION. Sec. 5. The state finance committee is authorized to prescribe the form, terms, conditions, and covenants of the bonds, the time or times of sale of all or any portion of them, and the conditions and manner of their sale and issuance. None of the bonds authorized in this chapter shall be sold for less than their par value.

NEW SECTION. Sec. 6. When the state finance committee has decided to issue the bonds, or a portion thereof, it may, pending the issuing of the bonds, issue, in the name of the state, temporary notes in anticipation of the money to be derived from the sale of the bonds, which notes shall be designated as "anticipation notes." Such portion of the proceeds of the sale of the bonds as may be required for this purpose shall be applied to the payment of the principal of and interest on any of these anticipation notes which have been issued. The bonds and notes shall pledge the full faith and credit of the state of Washington and shall contain an unconditional promise to pay the principal and interest when due. The state finance committee may authorize the use of a printed facsimile of the seal of the state of Washington in the issuance of the bonds and notes.

NEW SECTION. Sec. 7. The jail renovation bond retirement fund is hereby created in the state treasury. This fund shall be used for the payment of interest on and retirement of the bonds and notes authorized by this chapter. The state finance committee shall, on or before June 30th of each year, certify to the state treasurer the amount required in the next succeeding twelve months for the payment of the principal of and the interest coming due on the bonds. Not less than thirty days prior to the date on which any interest or principal and interest payment is due, the state treasurer shall withdraw from any general state revenues received in the state treasury and deposit in the jail renovation bond retirement fund an amount equal to the amount certified by the state finance committee to be due on the payment date. The owner and holder of each of the bonds or the trustee for any of the bonds may by mandamus or other appropriate proceeding require the transfer and payment of funds as directed in this section.

If a state general obligation bond retirement fund is created in the state treasury by chapter ... (SB 2361 or HB 569), Laws of 1979 1st ex. sess., and becomes effective by statute prior to the issuance of any of the bonds authorized by this chapter, the retirement fund shall be used for purposes of this chapter in lieu of the jail renovation bond retirement fund, and the jail renovation bond retirement fund shall cease to exist.

NEW SECTION. Sec. 8. The bonds authorized in this chapter shall be a legal investment for all state funds or for funds under state control and for all funds of any other public body.

Sec. 9. Section 6, chapter 316, Laws of 1977 ex. sess. as amended by section 170, chapter 151, Laws of 1979 and RCW 70.48.060 are each amended to read as follows:

(1) Any funds allocated to a governing unit for jail construction or renovation pursuant to this chapter shall constitute full funding of the cost of implementing the physical plant standards within the meaning of RCW 70.48.070(2). Jail construction or renovation represents the full extent of the state's financial commitment with regard to jails. Local governing units are responsible for funding all costs of operating jails.

(2) As a condition of eligibility for such financial assistance as may be provided by or through the state of Washington exclusively for the construction and/or modernization of jails, all jail construction and/or substantial remodeling projects shall be submitted by the governing unit to the commission ((for review)) which shall review all submitted projects in accordance with rules to be adopted by the commission and shall approve or reject each project for purposes of state funding. The commission shall allocate available funding to the projects approved for funding in accordance with moneys actually available and the priorities established by the commission under this section. ((The commission shall submit the projects to the office of financial management, pursuant to subsection (3) of this section, if they comply with the physical plant standards adopted by the commission, pursuant to the provisions of RCW 70.48.050(5). Notice of rejection because of noncompliance

to said standards shall be given within forty-five days after receipt by the commission of the submitted project.

~~(2) If the projects are approved, the department))~~ (3) The rules to be adopted by the commission for purposes of approving or denying requests for state funds for jail construction or remodeling shall:

(i) Limit state funding to the minimum amount required to fully implement the physical plant standards;

(ii) Encourage the voluntary consolidation of jail facilities and programs of contiguous governing units where feasible: PROVIDED, That such consolidation is approved by all participating governing units;

(iii) Insure that each governing unit or consolidation of governing units applying for state funds under this chapter has submitted a plan which demonstrates that pretrial and posttrial alternatives to incarceration are being considered within the governmental unit;

(iv) Establish criteria and procedures for setting priorities among the projects approved for state funding for purposes of allocating state funds actually available; and

(v) Establish procedures for the submission, review, and approval or denial of projects submitted and appeals from adverse determinations, including time periods applicable thereto.

(4) The commission shall review all submitted projects with the office of financial management and the office of financial management shall provide technical assistance to the commission for purposes of insuring the accuracy of statistical information to be used by the commission in determining projects to be funded.

(5) The commission shall oversee ~~((the))~~ approved construction and remodeling to the extent necessary to assure compliance with the standards adopted and approved pursuant to RCW 70.48.050~~((7))~~ (5).

~~((7))~~ (6) The commission shall develop estimates of the costs of the capital construction grants for each biennium required under the provisions of this chapter. The estimates ~~((shall be subject to the review of the secretary and))~~ shall be submitted to the office of financial management consistent with the provisions of chapter 43.88 RCW and the office of financial management shall review and approve or disapprove within thirty days.

(7) The commission and the office of financial management shall jointly report to the legislature on or before the convening of a regular session as to the projects approved for funding, construction status of such projects, funds expended and encumbered to date, and updated population and incarceration statistics.

(8) The jail commission shall examine, and by December 1, 1980, present to the legislature recommendations relating to detention and correctional services, including the formulation of the role of state and local governing units regarding detention and correctional facilities.

NEW SECTION. Sec. 10. There is added to chapter 70.48 RCW a new section to read as follows:

(1) In determining the capacity of a planned jail facility for purposes of funding under this chapter, the commission shall consider all relevant information, including data supplied to the commission by the office of financial management with regard to the governing unit's population projections, current incarceration rates as applied to population projections by age group, and peaking factors not to exceed 1.29 standard deviations above the mean average daily population.

(2) The number of square feet allowed per bed shall generally be consistent for facilities of similar size and classification within either major urban, medium urban, or rural counties.

(3) Funds shall be allocated to governing units based on authorized beds and square feet as determined by the commission under this chapter and the rules adopted pursuant thereto.

(4) Total dollars allocated to a governing unit for new construction or renovation shall be the lesser of the amount specified in an accepted bid, the amount computed in subsection (3) of this section, or the budget request submitted to the commission by the governing unit.

(5) If a governing unit determines the assumptions specified in subsection (1) of this section are to be exceeded, then the funding responsibility in excess of amount determined by the commission will be that of the governing unit.

(6) The office of financial management shall assist governing units in obtaining whatever federal grants and aid might be available for jail construction and renovation. The amount of such grants or aid which might be obtained shall be deducted from the moneys which would otherwise be granted to the governing units from the funds from the sale of bonds authorized by section 2 of this act.

(7) Jails which are constructed and/or renovated with funds provided pursuant to this act shall not be considered state buildings for the purposes of RCW 43.17.200.

Sec. 11. Section 2, chapter 316, Laws of 1977 ex. sess. and RCW 70.48.020 are each amended to read as follows:

As used in this chapter the words and phrases in this section shall have the meanings indicated unless the context clearly requires otherwise.

(1) "Holding facility" means a facility operated by a governing unit primarily designed, staffed, and used for the temporary housing of adult persons charged with a criminal offense prior to trial or sentencing and for the temporary housing of such persons during or after trial and/or sentencing, but in no instance shall the housing exceed thirty days.

(2) "Detention facility" means a facility operated by a governing unit primarily designed, staffed, and used for the temporary housing of adult persons charged with a criminal offense prior to trial or sentencing and for the housing of adult persons for purposes of punishment and correction after sentencing or persons serving terms not to exceed ninety days.

(3) "Correctional facility" means a facility operated by a governing unit primarily designed, staffed, and used for the housing of adult persons serving terms not exceeding one year for the purposes of punishment, correction, and rehabilitation following conviction of a criminal offense.

(4) "Jail" means any holding, detention, or correctional facility as defined in this section or any farm, camp, or work release facility established under section 17 of this 1979 act.

(5) "Health care" means preventive, diagnostic and rehabilitative services provided by licensed health care professionals and/or facilities; such care to include providing prescription drugs where indicated.

(6) "Commission" means the state jail commission created pursuant to RCW 70.48.030.

(7) "Substantially remodeled" means significant alterations made to the physical plant of a jail to conform with the physical plant standards.

(8) "Department" means the department of social and health services.

(9) "Secretary" means the secretary of social and health services.

(10) "Governing unit" means the city and/or county or any combinations of cities and/or counties responsible for the operation, supervision, and maintenance of a jail.

(11) "Mandatory custodial care standards" means those minimum standards, rules, or regulations that are adopted pursuant to RCW 70.48.050(1)(a) and

70.48.070(1) for jails to meet federal and state constitutional requirements relating to the health, safety, security, and welfare of inmates.

(12) "Advisory custodial care standards" means custodial care standards recommended by the commission which are not mandatory.

(13) "Physical plant standards" and "physical plant requirements" mean those minimum standards, rules, or regulations that are prescribed by the commission for jails that relate to structural specifications of the physical plant, including but not limited to size of cells and rooms within a jail, design of facilities, and specifications for fixtures and other equipment.

(14) "Jail inspector" means a person with at least five years in a supervisory position as a law enforcement or custodial corrections officer.

(15) "Major urban" means a county or combination of counties which has a city having a population greater than twenty-six thousand based on the 1978 projections of the office of financial management.

(16) "Medium urban" means a county or combination of counties which has a city having a population equal to or greater than ten thousand but less than twenty-six thousand based on the 1978 projections of the office of financial management.

(17) "Rural" means a county or combination of counties which has a city having a population less than ten thousand based on the 1978 projections of the office of financial management.

Sec. 12. Section 3, chapter 316, Laws of 1977 ex. sess. and RCW 70.48.030 are each amended to read as follows:

A state jail commission shall be appointed (~~by the governor~~) to establish standards approved by the legislature for the operation of city and county jails. The commission shall be comprised of fifteen members of which eleven (~~members who~~) shall be appointed by the governor and confirmed by the state senate: PROVIDED, That at least seven of the members shall be elected city, town, or county legislative or executive officials: PROVIDED FURTHER, That the secretary or the secretary's designee shall be one of the members of the commission.

At least two members of the commission shall represent minorities.

At least four members of the commission shall reside east of the crest of the Cascade Range. Any member of the commission appointed pursuant to this section as an incumbent official shall immediately, upon termination of holding said office, cease to be a member of the commission and the governor shall appoint a replacement. Vacancies shall be filled in the same manner as original appointments: PROVIDED, That a person appointed as a replacement shall serve for only the balance of the replaced member's term unless the replacement is reappointed.

Four members shall be legislators who shall be nonvoting members of the commission. The president of the senate and the speaker of the house shall each appoint two members, one from each party. The legislator members' terms shall expire on the first day of the convening of the legislature in each odd-numbered year.

Three of the original appointments shall be for terms of one year, four of the initial appointments shall be for terms of two years, and four of the initial appointments shall be for terms of three years. Subsequent appointments shall be for a three year term except for the legislative members.

The chairperson of the commission shall be appointed by the governor and shall serve as chairperson at the governor's pleasure. A vice-chairperson shall be elected by the commission. The commission shall meet on call of the chairperson or on request of a majority of its members, but not less than four times per year. (~~This commission shall be terminated on June 30, 1983, unless this date is revised by the legislature.~~)

Sec. 13. Section 5, chapter 316, Laws of 1977 ex. sess. and RCW 70.48.050 are each amended to read as follows:

In addition to any other powers and duties contained in this chapter, the commission shall have the powers and duties:

(1) To adopt such rules and regulations, after approval by the legislature, pursuant to chapter 34.04 RCW, as it deems necessary and consistent with the purposes and intent of this chapter on the following subjects:

(a) Mandatory custodial care standards that are essential for the health, welfare, and security of persons confined in jails: PROVIDED, That in adopting each rule or regulation pertaining to mandatory custodial care standards, the commission shall cite the applicable case law, statutory law or constitutional provision which requires such rule or regulation;

(b) Advisory custodial care standards;

(c) The classification and uses of holding, detention, and correctional facilities. Except for the housing of work releasees in accordance with commission rules, a person may not be held in a holding facility longer than seventy-two hours, exclusive of weekends and holidays, without being transferred to a detention or ((correction)) correctional facility unless the court having jurisdiction over the individual authorizes a longer holding, but in no instance shall the holding exceed thirty days;

(d) The content of jail records which shall be maintained by the department of corrections or the chief law enforcement officer of the governing unit. In addition the governing unit, chief law enforcement officer, or department of corrections may require such additional records as they deem proper; and

(e) The segregation of persons and classes of persons confined in holding, detention, and correctional facilities;

(2) To investigate, develop, and encourage alternative and innovative methods in all phases of jail operation;

(3) To make comments, reports, and recommendations concerning all phases of jail operation including those not specifically described in this chapter;

(4) To hire necessary staff, acquire office space, supplies, and equipment, and make such other expenditures as may be deemed necessary to carry out its duties;

(5) The secretary shall submit minimum physical plant standards to the commission for review and promulgate proposed standards pursuant to chapter 34.04 RCW. After such promulgation, the standards shall be presented for review at a public conference of city, town, and county legislative and executive officials and directors of departments of correction or the chief law enforcement officers of the governing units in four regional meetings, two of which shall be east of the Cascade range. Subsequent to these reviews, and utilizing the data received, the commission shall adopt minimum physical plant standards pursuant to chapter 34.04 RCW, after approval by the legislature;

(6) To cause all jails to be inspected at least annually by designated jail inspectors and to issue a certificate of compliance to each facility which is found to satisfactorily meet the requirements of this chapter and the rules, regulations, and standards adopted hereunder: PROVIDED, That certificates of partial compliance may be issued where applicable. The inspectors shall have access to all portions of jails, to all prisoners confined therein, and to all records maintained by said jails; and

(7) To establish advisory guidelines and model ordinances to assist governing units in establishing the agreements necessary for the joint operation of jails and for the determination of the rates of allowance for the daily costs of holding a prisoner pursuant to the provisions of RCW 70.48.080(6).

Sec. 14. Section 7, chapter 316, Laws of 1977 ex. sess. as amended by section 2, chapter 147, Laws of 1979 and RCW 70.48.070 are each amended to read as follows:

All jails shall be constructed, operated, and maintained in compliance with the provisions and intent of this chapter and the rules, regulations, and standards

adopted thereunder: PROVIDED, That, as limited by this section, compliance with such rules, regulations, and standards shall be pursuant to the time schedules set by the commission for classes of facilities:

(1) The mandatory custodial care standards that are essential for the health, welfare, and security of persons confined, which are adopted pursuant to RCW 70.48.050(1)(a), shall be proposed by the commission to the legislature no later than December 31, 1978. (~~Standards shall be prescribed by the commission and submitted to the legislature and governor for approval. Such standards shall be adopted by the commission pursuant to chapter 34.04 RCW upon approval by the governor and upon approval by the legislature by concurrent resolution if the legislature is in session. If the legislature is not in session legislative approval may be given by a joint committee established by resolution for such purpose;~~);

(2) (~~The physical plant standards shall be prescribed by the commission and submitted to the legislature and governor for approval. Such standards shall be adopted by the commission pursuant to chapter 34.04 RCW upon approval by the governor and upon approval by the legislature by concurrent resolution if the legislature is in session. If the legislature is not in session legislative approval may be given by a joint committee established by resolution for such purpose;~~) The physical plant standards which are adopted and approved pursuant to RCW 70.48.050(5) shall not be mandatory unless, pursuant to the provisions of RCW 70.48.110, the state fully funds the cost of implementing such standards for detention and correctional facilities: PROVIDED, That, such funds shall be subject to (~~biennial~~) appropriation: PROVIDED FURTHER, That after such funds are made available, local jurisdictions shall have a period of time before such standards are mandatory that is adequate to effect any needed construction or repairs: PROVIDED FURTHER, That those provisions of RCW 70.48.060 and 70.48.110 requiring approval prior to funding and commencement of construction or remodeling shall not apply to prevent the funding of jails of governing units which have appropriated funds for substantial remodeling or construction of jails after February 16, 1974, and before June 23, 1977. Approval in such cases may be given retroactively: PROVIDED FURTHER, That the commission may grant variances from the physical plant standards consistent with the intent of this act, and such standards shall otherwise be mandatory for purposes of this section and RCW 70.48.080 and jail facilities approved by the commission shall be deemed to comply with the physical plant standards;

(3) The mandatory custodial care standards and physical plant standards as submitted by the commission to the legislature on December 20, 1978 are hereby approved and shall take effect after adoption by the commission. Mandatory custodial care standards shall be complied with no later than October 1, 1979;

(4) Modifications of the standards or additional standards may be adopted by the commission pursuant to chapter 34.04 RCW.

Sec. 15. Section 9, chapter 316, Laws of 1977 ex. sess. and RCW 70.48.090 are each amended to read as follows:

(1) Contracts for jail services may be made between a county and city located within the boundaries of a county, and among counties. The contracts shall: Be in writing, give one governing unit the responsibility for the operation of the jails, specify the responsibilities of each governing unit involved, and include the applicable charges for custody of the prisoners as well as the basis for adjustments in the charges. The contracts may be terminated only by ninety days written notice to the governing units involved and to the commission. The notice shall state the grounds for termination and the specific plans for accommodating the affected jail population.

(2) The contract authorized in subsection (1) of this section shall be for a minimum term of ten years when state funds are provided to construct or remodel a jail

in one governing unit that will be used to house prisoners of other governing units. The contract may not be terminated prior to the end of the term without the commission's approval. If the contract is terminated, or upon the expiration and nonrenewal of the contract, the governing unit whose jail facility was built or remodeled to hold the prisoners of other governing units shall pay to the state treasurer the amount set by the commission when it authorized disbursement of state funds for the remodeling or construction under RCW 70.48.120. This amount shall be deposited in the local jail improvement and construction account and shall fairly represent the construction costs incurred in order to house prisoners from other governing units. The commission may pay the funds to the governing units which had previously contracted for jail services under rules which the commission may adopt. The acceptance of state funds for constructing or remodeling consolidated jail facilities constitutes agreement to the proportionate amounts set by the commission. Notice of the proportionate amounts shall be given to all governing units involved.

(3) A city or county primarily responsible for the operation of a jail or jails may create a department of corrections to be in charge of such jail and of all persons confined therein by law, subject to the authority of the governing unit. If such department is created, it shall have charge of jails and persons confined therein. If no such department of corrections is created, the chief law enforcement officer of the city or county primarily responsible for the operation of said jail shall have charge of the jail and of all persons confined therein. A department of corrections or the chief law enforcement officer shall operate a jail in conformance with the rules and regulations adopted by the commission and any rules, regulations, or ordinances adopted by the governing unit.

~~((2) Whenever any jail is operated by a governing unit which includes a combination of cities and/or counties, one such city or county shall be designated as being primarily responsible for the operation of said jail.))~~

NEW SECTION. Sec. 16. There is added to chapter 70.48 RCW a new section to read as follows:

Counties may acquire, build, operate and maintain holding, detention, and correctional facilities as defined in RCW 70.48.020 at any place designated by the county legislative authority within the territorial limits of the county. The facilities shall comply with chapter 70.48 RCW and the rules adopted thereunder.

NEW SECTION. Sec. 17. There is added to chapter 70.48 RCW a new section to read as follows:

(1) All cities and counties are authorized to establish and maintain farms, camps, and work release programs and facilities. The facilities shall meet the requirements of chapter 70.48 RCW and any rules adopted thereunder.

(2) Farms and camps may be established either inside or outside the territorial limits of a city or county. A sentence of confinement in a city or county jail may include placement in a farm or camp. Unless directed otherwise by court order, the chief law enforcement officer or department of corrections, may transfer the prisoner to a farm or camp. The sentencing court, chief law enforcement officer, or department of corrections may not transfer to a farm or camp a greater number of prisoners than can be furnished with constructive employment and can be reasonably accommodated.

(3) The city or county may establish a city or county work release program and housing facilities for the prisoners in the program. In such regard, factors such as employment conditions and the condition of jail facilities should be considered. When a work release program is established the following provisions apply:

(a) A person convicted of a felony and placed in a city or county jail is eligible for the work release program. A person sentenced to a city or county jail is eligible for the work release program. The program may be used as a condition of probation for a criminal offense. Good conduct is a condition of participation in the program.

(b) The court may permit a person who is currently, regularly employed to continue his employment. The chief law enforcement officer or department of corrections shall make all necessary arrangements if possible. The court may authorize the person to seek suitable employment and may authorize the chief law enforcement officer or department of corrections to make reasonable efforts to find suitable employment for the person. A person participating in the work release program may not work in an establishment where there is a labor dispute.

(c) The work release prisoner shall be confined in a work release facility or jail whenever the prisoner is not employed and between the hours or periods of employment unless the court directs otherwise.

(d) The chief law enforcement officer or his designee shall collect the work release prisoner's earnings and from the earnings make payments for the prisoner's board, personal expenses inside and outside the jail, and share of the administrative expenses of this section. Support payments for the prisoner's dependents, if any, shall be made as directed by the court. With the prisoner's consent, the remaining funds may be used to pay the prisoner's preexisting debts. Any balance shall be retained and paid to the prisoner when the prisoner is discharged.

(e) With court approval the prisoner's sentence may be reduced by one-fourth if the prisoner's conduct, diligence, and general attitude merit the reduction.

(f) If the work release prisoner violates the conditions of custody or employment, the prisoner shall be returned to the sentencing court. The sentencing court may require the prisoner to spend the remainder of the sentence in actual confinement and may cancel any earned reduction of the sentence.

NEW SECTION. Sec. 18. There is added to chapter 70.48 RCW a new section to read as follows:

The jurisdiction having immediate authority over a prisoner is responsible for the transportation expenses. The transporting officer shall have custody of the prisoner within any Washington county while being transported. Any jail within the state may be used for the temporary confinement of the prisoner with the only charge being for the reasonable cost of board.

NEW SECTION. Sec. 19. There is added to chapter 70.48 RCW a new section to read as follows:

A person convicted of an offense punishable by imprisonment in a city or county jail may be confined in the jail of any city or county contracting with the prosecuting city or county for jail services.

NEW SECTION. Sec. 20. There is added to chapter 70.48 RCW a new section to read as follows:

A person imprisoned in a detention or correctional facility who has not obtained a bail bond shall be transferred to a state institution designated by the secretary pending the appeal of a felony conviction after the thirtieth day and before the forty-first day from the date on which the judgment was entered. Upon a showing of good cause, a superior court judge may order the prisoner detained in the county jail for an additional period not to exceed ten days; except that this provision does not apply to persons sentenced for a felony who are held in the facility as a condition of probation or who are specifically sentenced to confinement in the facility.

NEW SECTION. Sec. 21. RCW 35.21.330 as now or hereafter amended is decodified and is recodified in chapter 70.48 RCW.

NEW SECTION. Sec. 22. Sections 1 through 8 of this act are each added to chapter 70.48 RCW.

NEW SECTION. Sec. 23. This act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect immediately."

On page 1, line 1 of the title, after "Relating to the support of state government;" strike the remainder of the title and insert:

"providing for the planning, acquisition, construction, remodeling, furnishing and equipping of certain jail buildings and facilities; providing for the financing thereof by the issuance of bonds and anticipation notes; amending section 2, chapter 316, Laws of 1977 ex. sess. and RCW 70.48.020; amending section 3, chapter 316, Laws of 1977 ex. sess. and RCW 70.48.030; amending section 5, chapter 316, Laws of 1977 ex. sess. and RCW 70.48.050; amending section 6, chapter 316, Laws of 1977 ex. sess. as amended by section 170, chapter 151, Laws of 1979 and RCW 70.48.060; amending section 7, chapter 316, Laws of 1977 ex. sess. as amended by section 2, chapter 147, Laws of 1979 and RCW 70.48.070; amending section 9, chapter 316, Laws of 1977 ex. sess. and RCW 70.48.090; adding new sections to chapter 70.48 RCW; recodifying RCW 35.21.330 in chapter 70.48 RCW; and declaring an emergency.", and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

MOTION

Senator Shinpoch moved the Senate concur in the House amendments with the exception of the new language in subsection (4), Section 11, page 10, line 30 of the amendments being page 4, line 21 of the printed amendment to Engrossed Substitute Senate Bill No. 2505, and asks the House to recede therefrom.

POINT OF INQUIRY

Senator McDermott: "Senator Shinpoch, where will the definition of jail be in the law if you take out the entire subsection?"

Senator Shinpoch: "I am sorry I was not clear enough with that. If we strike the subsection, the language that says 'jail means any holding, detention or correction facility as defined in this section' is in current law and we would in effect, when we take all of that out, all we are really doing is taking out the underlined language because we then would not be dealing with the current language and that would remain in the RCW."

POINT OF INQUIRY

Senator Sellar: "Senator Wilson, I realize that this is not strictly an amendment but while the bill is before us there is another section of the bill that deals with the date of the implementation of the operational standards. I feel that this is going to be very difficult for many areas, particularly rural areas, to comply with that date. It is going to be difficult when they have to build a new facility in order to comply and the new facility is not done. Do you believe that there is any relief in that area?"

Senator Wilson: "Senator Sellar, actually we have detected what we felt were two problems of the bond issue and I think it is proper that we discuss the second one before voting on the amendment, although I feel we should approve the amendment.

"The second problem is the one that you have identified. Whereas previous legislation gave the legislature an opportunity to review the jail operating standards, this bill in effect adopts the standards as soon as they are again approved by the jail commission; but unlike the problem addressed by Senator Shinpoch, because this is a House scalping amendment and because there are no conference committees, there is no way to accommodate this problem by asking the House to recede.

"Therefore, on behalf particularly of the Senators representing areas of medium and small size counties, and those are the counties that may experience the greatest difficulties in complying with the jail operating standards, I would have to

say that under the circumstances we cannot correct this language without jeopardizing the entire jail bond issue which I am sure most of us favor, and we shall have to depend on the common sense and good judgment of the state jails commission. We are going to count on that commission to approve standards and to modify standards which smaller and medium size counties will find financially feasible to implement. And I think, Senator Sellar, there is good reason to believe that the commission will respond in that fashion.

"Now the commission already has last year made a number of significant changes in the standards in response to suggestions from county officials.

"Furthermore, I would point out that the state association of county commissioners has endorsed the bond issue even though they recognize the jeopardy involved in these standards. And finally I would point out that seven of the eleven members of the state jails commission are local government officials and that beyond that, this bill has four legislators as members of the commission. Although they are nonvoting members, these legislators will be attending the commission meetings to be sure that the standards are rational and are affordable, particularly by the smaller and medium size counties.

"With these comments and reservations, Senator Sellar, even though I am not very pleased about this instantaneous adoption of the jail standards, I would suggest that rather than jeopardize the entire jail bond issue we have little choice but to endorse Senator Shinpoch's amendment and then repass the bill when it comes back."

REMARKS BY THE PRESIDENT

President Cherberg: "Senator Jones and other honored members of the Senate, despite the magnificent and heroic efforts of our esteemed Secretary, the Honorable Sidney Snyder, to negotiate a lower temperature with the department of general administration, the President feels it is now time to capitulate entirely in an effort to gain a certain measure of comfort. Therefore, if the members would desire to remove their jackets, the President would certainly feel it perfectly in order."

POINT OF INQUIRY

Senator Morrison: "Senator Shinpoch, it is your feeling that these words added to the definition of jail would in fact make farm camps or work release facilities eligible for the money provided under this jail construction bond issue?"

Senator Shinpoch: "Senator Morrison, in talking with our staff and with our attorney, it is their contention that because we did not specifically indicate, I think, in sub two and three above where we described detention facilities as ninety days and correctional as not exceeding one year, that we would have to accept those. Otherwise, this then expands the definition of jails and expands the definition of those facilities to include any farm camp or work release facility, and once you have done that you have obviously expanded the definition of what we intend to fund."

Debate ensued.

The motion by Senator Shinpoch carried.

The Senate concurred in the House amendments to Engrossed Substitute Senate Bill No. 2505, as amended by the House, with the exception of the new language in subsection (4), Section 11, page 10, line 30 of the amendments being page 4, line 21 of the printed amendment and asks the House to recede therefrom.

MOTION

On motion of Senator Marsh, the Senate commenced consideration of the House Message on Substitute Senate Bill No. 2685.

MOTION

On motion of Senator Jones, Senator Lewis was excused.

MESSAGE FROM THE HOUSE

June 1, 1979.

Mr. President: The House has passed SUBSTITUTE SENATE BILL NO. 2685 with the following amendments:

Strike everything after the enacting clause and insert the following:

"Section 1. Section 19, chapter 1, Laws of 1973 as last amended by section 6, chapter 313, Laws of 1977 ex. sess. and RCW 42.17.190 are each amended to read as follows:

(1) Every legislator and every committee of the legislature shall file with the commission quarterly reports listing the names, addresses, and salaries of all persons employed by the person or committee making the filing for the purpose of aiding in the preparation or enactment of legislation or the performance of legislative duties of such legislator or committee during the preceding quarter. The reports shall be made in the form and the manner prescribed by the commission and shall be filed between the first and tenth days of each calendar quarter: PROVIDED, That the information required by this subsection may be supplied, insofar as it is available, by the chief clerk of the house of representatives or by the secretary of the senate on a form prepared by the commission.

(2) Unless authorized by subsection (3) of this section or otherwise expressly authorized by law, no public funds ((~~shall~~)) may be used directly or indirectly for lobbying: PROVIDED, This ((~~shall~~)) does not prevent officers or employees of an agency from communicating with a member of the legislature on the request of that member; or communicating to the legislature, through the proper official channels, requests for legislative action or appropriations which are deemed necessary for the efficient conduct of the public business or actually made in the proper performance of their official duties: PROVIDED FURTHER, That this subsection ((~~shall~~)) does not apply to the legislative branch.

(3) Any agency, not otherwise expressly authorized by law, may expend public funds for lobbying, but such lobbying activity shall be limited to (a) providing information or communicating on matters pertaining to official agency business to any elected official or officer or employee of any agency or (b) advocating the official position or interests of the agency to any elected official or officer or employee of any agency: PROVIDED, That public funds ((~~shall~~)) may not be expended as a direct or indirect gift or campaign contribution to any elected official or officer or employee of any agency. For the purposes of this subsection, the term "gift" ((~~shall~~)) means a voluntary transfer of any thing of value without consideration of equal or greater value, but ((~~shall~~)) does not include informational material transferred for the sole purpose of informing the recipient about matters pertaining to official agency business: PROVIDED FURTHER, That this section ((~~shall~~)) does not permit the printing of a state publication which has been otherwise prohibited by law.

(4) Each ~~((state agency which expends state funds for lobbying pursuant to an express authorization by law and each))~~ state agency, county, city, town, municipal corporation, quasi-municipal corporation, or special purpose district which expends public funds for lobbying ~~((pursuant to the authorization contained in subsection (3) of this section or whose officers or employees communicate on legislation directly affecting the agency to members of the legislature on request of any member or communicate to the legislature requests for legislation))~~ shall file with the commission, except as exempted by subsection (4)(d) of this section, quarterly statements providing the following information for the quarter just completed:

(a) The name of the agency filing the statement;

(b) The name, title, and job description and salary of each elected official, officer, or employee (~~((engaged in such activities))~~) who lobbied, a general description of the nature of the (~~((activities))~~) lobbying, and the proportionate amount of time spent on the (~~((activities))~~) lobbying;

(c) (~~((An itemized))~~) A listing of (~~((any))~~) expenditures incurred by the agency for (~~((such activities))~~) lobbying including but not limited to travel, consultant or other special contractual services, and brochures and other publications, the principal purpose of which is to influence legislation;

(d) For purposes of subsection (4) of this section the term "lobbying" does not include:

(i) Requests for appropriations by a state agency to the office of financial management pursuant to chapter 43.88 RCW nor requests by the office of financial management to the legislature for appropriations other than its own agency budget requests;

(ii) Recommendations or reports to the legislature in response to a legislative request expressly requesting or directing a specific study, recommendation, or report by an agency on a particular subject;

(iii) Official reports including recommendations submitted to the legislature on an annual or biennial basis by a state agency as required by law;

(iv) Requests, recommendations, or other communication between or within state agencies or between or within local agencies;

(v) Any other lobbying to the extent that it includes:

(A) Telephone conversations or preparation of written correspondence;

(B) In-person lobbying on behalf of an agency of no more than four days or parts thereof during any three-month period by officers or employees of that agency and in-person lobbying by any elected official of such agency on behalf of such agency or in connection with the powers, duties, or compensation of such official: PROVIDED, That the total expenditures of nonpublic funds made in connection with such lobbying for or on behalf of any one or more members of the legislature or state elected officials or public officers or employees of the state of Washington do not exceed fifteen dollars for any three-month period: PROVIDED FURTHER, That the exemption under this subsection is in addition to the exemption provided in (A) of this subsection;

(C) Preparation or adoption of policy positions.

The statements shall be in the form and the manner prescribed by the commission and shall be filed within (~~((thirty days))~~) one month after the end of the quarter covered by the report.

(5) In lieu of reporting under subsection (4) of this section any county, city, town, municipal corporation, quasi municipal corporation, or special purpose district may determine and so notify the public disclosure commission, that elected officials, officers, or employees who on behalf of any such local agency engage in lobbying reportable under subsection (4) of this section shall register and report such reportable lobbying in the same manner as a lobbyist who is required to register and report under RCW 42.17.150 and 42.17.170. Each such local agency shall report as a lobbyist employer pursuant to RCW 42.17.180.

(6) The provisions of this section (~~((shall))~~) do not relieve any elected official or officer or employee of an agency from complying with other provisions of this chapter, if such elected official, officer, or employee is not otherwise exempted.

(7) The purpose of this section is to require each state agency and certain local agencies to report the identities of those persons who lobby on behalf of the agency for compensation, together with certain separately identifiable and measurable expenditures of an agency's funds for that purpose. This section shall be reasonably construed to accomplish that purpose and not to require any agency to report any of

its general overhead cost or any other costs which relate only indirectly or incidentally to lobbying or which are equally attributable to or inseparable from nonlobbying activities of the agency.

The public disclosure commission may adopt regulations clarifying and implementing this legislative interpretation and policy.

Sec. 2. Section 13, chapter 1, Laws of 1973 as amended by section 6, chapter 112, Laws of 1975-'76 2nd ex. sess. and RCW 42.17.130 are each amended to read as follows:

((+)) No elective official nor any employee of his office nor any person appointed to or employed by any public office or agency may use or authorize the use of any of the facilities of a public office or agency, directly or indirectly, for the purpose of assisting a campaign for election of any person to any office or for the promotion of or opposition to any ballot proposition. Facilities of public office or agency include, but are not limited to, use of stationery, postage, machines, and equipment, use of employees of the office or agency during working hours, vehicles, office space, publications of the office or agency, and clientele lists of persons served by the office or agency: PROVIDED, That the foregoing provisions of this section shall not apply to ((those)) the following activities:

(1) Action taken at an open public meeting by members of an elected legislative body to express a collective decision, or to actually vote upon a motion, proposal, resolution, order, or ordinance, or to support or oppose a ballot proposition so long as (a) any required notice of the meeting includes the title and number of the ballot proposition, and (b) members of the legislative body or members of the public are afforded an approximately equal opportunity for the expression of an opposing view;

(2) A statement by an elected official in support of or in opposition to any ballot proposition at an open press conference or in response to a specific inquiry;

(3) Activities which are part of the normal and regular conduct of the office or agency.

Sec. 3. Section 73, chapter 151, Laws of 1979 and RCW 42.17.240 are each amended to read as follows:

(1) Every elected official (except president, vice president, and precinct committeemen), every chief executive state officer as specified in RCW 43.17.020, as now or hereafter amended, the director of financial management, the director of ((the department of)) personnel, the director of the planning and community affairs agency, the director of the state system of community colleges, the executive director of the data processing authority, the executive secretary of the forest practice appeals board, the director of the gambling commission, the director of the higher education personnel board, the secretary of transportation, the executive secretary of the horse racing commission, the executive secretary of the human rights commission, the administrator of the interagency committee for outdoor recreation, the director of parks and recreation, the executive secretary of the board of prison terms and paroles, the administrator of the public disclosure commission, the director of retirement systems, the secretary of the utilities and transportation commission, the executive secretary of the board of tax appeals, the secretary of the state finance committee, the president of each of the regional and state universities and the president of The Evergreen State College, each district and each campus president of each state community college, each professional staff member of the office of the governor, each professional staff member of the legislature, and ((every)) each member ((appointed to)) of the state board for community college education, ((office of community development,)) data processing authority, ((state finance committee, department of fisheries,)) forest practices board, forest practices appeals board, gambling commission, game commission, ((department of game, each professional staff member of the office of the governor, and each professional staff member

~~of the legislature,)) higher education personnel board, ((state-highway)) transportation commission, horse racing commission, human rights commission, board of industrial insurance appeals, liquor control board, interagency ((commission)) committee for outdoor recreation, parks and recreation commission, personnel board, board of prison terms and paroles, public disclosure commission, public employees' retirement system board, public pension commission, University of Washington board of regents, Washington State University board of regents, board of tax appeals, teachers' retirement system board of trustees, Central Washington University board of trustees, Eastern Washington University board of trustees, The Evergreen State College board of trustees, Western Washington University board of trustees, board of trustees of each community college, and the utilities and transportation commission, ((and each chief executive officer of the various state boards, authorities, commissions, councils, and other political agencies enumerated in this section in addition to those specified in RCW 43.17.020)) shall after January 1st and before ((January 31st)) April 15th of each year for the preceding calendar year; and every candidate, and every person appointed to fill a vacancy in an elective office (except for the offices of president, vice president, and precinct committeeman) shall, within two weeks of becoming a candidate or being appointed to such elective office, and every person appointed to the appointive positions enumerated herein shall, within two weeks of being so appointed, ((or being appointed to such elective office;)) for the preceding twelve months; file with the commission a written statement sworn as to its truth and accuracy stating for himself and all members of his immediate family((, for the preceding twelve months)): PROVIDED, That no individual shall be required to file more than once in any calendar year: PROVIDED HOWEVER, That a statement of a candidate or appointee filed during the period January 1st to April 15th shall cover the period from January 1st of the preceding calendar year to the time of candidacy or appointment if the filing of such statement would relieve the individual of a prior obligation to file a statement covering the entire preceding calendar year:~~

(a) Occupation, name of employer, and business address; and

(b) Each bank or savings account or insurance policy in which any such person or persons owned a direct financial interest which exceeded five thousand dollars at any time during such period; each other item of intangible personal property in which any such person or persons owned a direct financial interest, the value of which exceeded five hundred dollars during such period; and the name, address, nature of entity, nature and highest value of each such direct financial interest during the reporting period; and

(c) The name and address of each creditor to whom the value of five hundred dollars or more was owed; the original amount of each debt to each such creditor; the amount of each debt owed to each creditor as of the date of filing; the terms of repayment of each such debt; and the security given, if any, for each such debt: PROVIDED, That debts arising out of a "retail installment transaction" as defined in chapter 63.14 RCW (Retail Installment Sales Act) need not be reported; and

(d) Every public or private office, directorship and position as trustee held; and

(e) All persons for whom any legislation, or any rule, rate, or standard has been prepared, promoted, or opposed for current or deferred compensation: PROVIDED, That for the purposes of this subsection, "compensation" shall not include payments made to ((an elected official)) the person reporting by the governmental entity for which such person serves as an elected ((official)) or appointed public officer or professional staff member for his service in office; the description of such actual or proposed legislation, rules, rates, or standards; and the amount of current or deferred compensation paid or promised to be paid; and

(f) The name and address of each governmental entity, corporation, partnership, joint venture, sole proprietorship, association, union, or other business or commercial entity from whom compensation has been received in any form of a total value of five hundred dollars or more; the value of such compensation; and the consideration given or performed in exchange for such compensation; and

(g) The name of any corporation, partnership, joint venture, association, union, or other entity in which is held any office, directorship, or any general partnership interest, or an ownership interest of ten percent or more; the name or title of that office, directorship, or partnership; the nature of ownership interest; and with respect to each such entity: (i) With respect to a governmental unit in which the ((elected)) official holds any ((elective)) office or position, if such entity has received compensation in any form during the preceding twelve months from such governmental unit, the value of such compensation and the consideration given or performed in exchange for such compensation; (ii) The name of each governmental unit, corporation, partnership, joint venture, sole proprietorship, association, union, or other business or commercial entity from which such entity has received compensation in any form in the amount of two thousand five hundred dollars or more during the preceding twelve months and the consideration given or performed in exchange for such compensation: PROVIDED, That the term "compensation" for purposes of this subsection (1)(g)(ii) shall not include payment for water and other utility services at rates approved by the Washington state utilities and transportation commission or the legislative authority of the public entity providing such service: PROVIDED, FURTHER, That with respect to any bank or commercial lending institution in which is held any such office, directorship, partnership interest, or ownership interest, it shall only be necessary to report either the name, address, and occupation of every director and officer of such bank or commercial lending institution and the average monthly balance of each account held during the preceding twelve months by such bank or commercial lending institution from the governmental entity for which the individual is an ((elected)) official or candidate or professional staff member, or all interest paid by a borrower on loans from and all interest paid to a depositor by such bank or commercial lending institution if such interest exceeds six hundred dollars; and

(h) A list, including legal or other sufficient descriptions as prescribed by the commission, of all real property in the state of Washington, the assessed valuation of which exceeds two thousand five hundred dollars in which any direct financial interest was acquired during the preceding calendar year, and a statement of the amount and nature of the financial interest and of the consideration given in exchange for such interest; and

(i) A list, including legal or other sufficient descriptions as prescribed by the commission, of all real property in the state of Washington, the assessed valuation of which exceeds two thousand five hundred dollars in which any direct financial interest was divested during the preceding calendar year, and a statement of the amount and nature of the consideration received in exchange for such interest, and the name and address of the person furnishing such consideration; and

(j) A list, including legal or other sufficient descriptions as prescribed by the commission, of all real property in the state of Washington, the assessed valuation of which exceeds two thousand five hundred dollars in which a direct financial interest was held: PROVIDED, That if a description of such property has been included in a report previously filed, such property may be listed, for purposes of this provision, by reference to such previously filed report; and

(k) A list, including legal or other sufficient descriptions as prescribed by the commission, of all real property in the state of Washington, the assessed valuation of which exceeds five thousand dollars, in which a corporation, partnership, firm,

enterprise, or other entity had a direct financial interest, in which corporation, partnership, firm or enterprise a ten percent or greater ownership interest was held; and

(l) Such other information as the commission may deem necessary in order to properly carry out the purposes and policies of this chapter, as the commission shall by rule prescribe.

(2) Where an amount is required to be reported under subsection (1), paragraphs (a) through (k) of this section, it shall be sufficient to comply with such requirement to report whether the amount is less than one thousand dollars, at least one thousand dollars but less than five thousand dollars, at least five thousand dollars but less than ten thousand dollars, at least ten thousand dollars but less than twenty-five thousand dollars, or twenty-five thousand dollars or more. An amount of stock may be reported by number of shares instead of by market value. No provision of this subsection shall be interpreted to prevent any person from filing more information or more detailed information than required.

~~(((3) All persons reporting under this section shall not be required to file the statements required to be filed with the secretary of state under RCW 42.21.060.))~~

NEW SECTION. Sec. 4. The following acts or parts of acts are each repealed:

(1) Section 6, chapter 150, Laws of 1965 ex. sess., section 1, chapter 188, Laws of 1969 ex. sess. and RCW 42.21.060; and

(2) Section 7, chapter 150, Laws of 1965 ex. sess. and RCW 42.21.070.

NEW SECTION. Sec. 5. This act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect immediately."

On page 1, on line 3 of the title, after "42.17.190;" insert "amending section 13, chapter 1, Laws of 1973 as amended by section 6, chapter 112, Laws of 1975-'76 2nd ex. sess. and RCW 42.17.130; amending section 73, chapter 151, Laws of 1979 and RCW 42.17.240; repealing section 6, chapter 150, Laws of 1965 ex. sess., section 1, chapter 188, Laws of 1969 ex. sess. and RCW 42.21.060; repealing section 7, chapter 150, Laws of 1965 ex. sess. and RCW 42.21.070;"; and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

MOTION

On motion of Senator Woody, the Senate concurred in the House amendments to Substitute Senate Bill No. 2685.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 2685, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 41; excused, 8.

Voting yea: Senators Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Donohue, Fleming, Gallagher, Gaspard, Goltz, Guess, Hansen, Hayner, Henry, Jones, Lee, Lysen, Marsh, Matson, McDermott, Moore, Morrison, North, Odegaard, Peterson, Pullen, Rasmussen, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, Walgren, Williams, Wilson, Wojahn, Woody—41.

Excused: Senators Bausch, Gould, Keefe, Lewis, Newschwander, Quigg, von Reichbauer, Wanamaker—8.

SUBSTITUTE SENATE BILL NO. 2685, as amended by the House, 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.

MOTIONS

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

On motion of Senator Marsh, the Senate commenced consideration of Substitute House Bill No. 740.

INTRODUCTION AND FIRST READING

SUBSTITUTE HOUSE BILL NO. 740, by Committee on Appropriations (originally sponsored by Representatives Whiteside, Adams, Gallagher, Haley, Becker, Zimmerman, Williams, Maxie and Fuller):

Authorizing a bond issue for facilities for the handicapped.

MOTIONS

On motion of Senator Marsh, the rules were suspended, Substitute House Bill No. 740 was advanced to second reading and read the second time in full.

Senator Donohue moved adoption of the following amendment:

On page 5, beginning on line 13, strike all of "NEW SECTION, Sec. 15."

MOTION

Senator Guess moved that Substitute House Bill No. 740 be referred to the Committee on Ways and Means.

MOTION

Senator Walgren demanded a roll call and the demand was sustained.

Debate ensued.

There being no objection, the demand for a roll call by Senator Walgren was withdrawn.

The President declared the question before the Senate to be the motion by Senator Guess that Substitute House Bill No. 740 be referred to the Committee on Ways and Means.

The motion by Senator Guess failed on a rising vote.

The motion by Senator Donohue carried and the amendment was adopted.

On motion of Senator Walgren, Substitute House Bill No. 740, as amended by Senator Donohue, will be considered at a later time today.

MOTION

On motion of Senator Marsh, the following Senate bill was rereferred to the Committee on Rules:

SUBSTITUTE SENATE BILL NO. 2773, by Committee on Ways and Means (originally sponsored by Senators Shinpoch and Bluechel):

Modifying the bond issue for the "people's lodge" regional Indian facility.

MOTION

On motion of Senator Marsh, the following Senate Resolutions were referred to the Committee on Rules:

1979-138	Food stamp program
1979-144	State aquatic lands, study
1979-145	Senate rules, study
1979-146	Law enforcement, study
1979-147	Facility charges, study

1979-148	Industrial insurance, study
1979-149	Intergovernmental cooperation, study
1979-150	Pilotage board and act, study
1979-151	Poulsbo marine center, study

SIGNED BY THE PRESIDENT

The President signed:
 SUBSTITUTE SENATE BILL NO. 2357,
 SUBSTITUTE SENATE BILL. 2451

MOTION

On motion of Senator Marsh, the following Senate Resolutions were referred to the Committee on Rules:

1979-141	Ferry contracts, study
1979-142	Coordinate system, study
1979-143	Encouraging Pan Pacific Asian Americans activity.
1979-152	Custody of child, abusive parent, study

MOTION

On motion of Senator Odegaard, the following resolution was adopted:

SENATE RESOLUTION 1979-153

By Senators Odegaard, Talley, Goltz, Rasmussen, Peterson, Walgren, Woody, Quigg, Gallagher, Donohue, Henry, Conner and Shinpoch:

WHEREAS, The State of Washington finds it necessary for certain types of state facilities, such as fish hatcheries, parks and wildlife areas, to maintain on-site twenty-four hour coverage and security; and

WHEREAS, The most efficient and beneficial means of assuring such protection and service is by providing on-site living facilities; and

WHEREAS, Residing in said state-owned living units is, in virtually all locations, mandatory as a condition of employment for the state employee and his/her family; and

WHEREAS, There are seven state agencies operating 432 living units throughout the state which currently accrue from the state employee residents \$134,748 per year in rent; and

WHEREAS, The present procedures establish a state housing committee whose responsibility is to develop criteria and formula for establishing the rental rate for each housing unit and whose recommendations are submitted to the State Personnel Board for consideration and action; and

WHEREAS, The present system has been criticized by employees, agencies, members of the Senate and other affected parties as being unresponsive, unduly complicated, counter-productive and inequitable; and

WHEREAS, The Senate Rules Committee has been requested to assign to a joint committee, comprised of the Senate and House State Government Committees, the responsibility of analyzing the current housing system and report back to the next session of the regular legislature any recommendations for changing or improving the program;

NOW, THEREFORE, BE IT RESOLVED, That it is the will of the Senate that the State Personnel Board take no action to revise either the current procedures or rental rates criteria until such time as the above mentioned Senate State Government committee report has been considered by this body.

APPOINTMENTS TO STATUTORY AND SELECT COMMITTEES

The President announced the following members to the Statutory and Select Committees:

INTERIM COMMITTEE APPOINTMENTS STATUTORY AND SELECT

ACTUARY, OFFICE OF, SPECIAL COMMITTEE (under provisions of RCW 44.44.010): Senators Gaspard, Jones and Ridder.

ARTS COMMISSION, WASHINGTON STATE (under provisions of RCW 43.46.020): Senator McDermott.

BUDGET COMMITTEE, LEGISLATIVE (under provisions of RCW 44.28.010): Senators Clarke, Donohue, Fleming, Matson, Morrison, Odegaard, Rasmussen and Sellar.

COLUMBIA INTERSTATE COMPACT COMMISSION (under provisions of RCW 43.57.010): Senators Henry and Matson.

CRIME INTELLIGENCE ADVISORY BOARD (under provisions of RCW 43.43.858): Senators Bausch, Clarke, Matson and Rasmussen.

EDUCATION COMMISSION OF THE STATES (under provisions of RCW 28A.92.020): Senator Ridder.

ENERGY AND UTILITIES, JOINT COMMITTEE ON (under provisions of RCW 44.39.010): Senators Benitz, Bottiger, Lysen and North.

ETHICS BOARDS, JOINT LEGISLATIVE (under provisions of RCW 44.60.020): Senators Gallagher, Goltz, Sellar and Wilson.

GAMBLING COMMISSION, WASHINGTON STATE (under provisions of RCW 9.46.040): Senators Van Hollebeke and Wanamaker.

HOME RULE COMMITTEE, JOINT (under provisions of SHB 76, Ch. 194, Laws of '79, EX.1): Senators Conner, Gallagher, Guess, Sellar, Wilson and Woody.

INSURANCE BOARD, STATE EMPLOYEES (under provisions of RCW 41.05.010): Senator Wojahn.

JAIL COMMISSION (under provisions of SSB 2505, Ch. 232, Laws of '79, EX.1): Senators Hayner and Wilson.

JUDICIAL COUNCIL (under provisions of RCW 2.52.010): Senators Clarke, Marsh, Van Hollebeke and Wojahn.

LEAP COMMITTEE (under provisions of RCW 44.48): Senators Donohue, Jones, Morrison and Rasmussen.

MUNICIPAL RESEARCH COUNCIL (under provisions of RCW 43.110.010): Senators Fleming, Lewis, North and Walgren.

OCEANOGRAPHIC COMMISSION OF WASHINGTON (under provisions of RCW 43.94.020): Senators Gallagher, Rasmussen and Talley.

PERFORMING FESTIVAL ARTS STEERING COMMITTEE, INTERNATIONAL (under provisions of HB 376, Ch. 197, Laws of '79, EX.1): Senators Bluechel and Shinpoch.

SALMON ADVISORY COUNCIL (under provisions of RCW 75.18.110): Senator Peterson.

STATUTE LAW COMMITTEE (under provisions of RCW 1.08.001): Senators Clarke and Talmadge.

SUNSET ACT, SELECT JOINT COMMITTEE ON THE WASHINGTON (under provisions of RCW 43.131.120): Senators Day, Gould, Wanamaker, Wilson and Wojahn.

TRADE FAIRS, ADVISORY COUNCIL ON INTERNATIONAL (under provisions of RCW 43.31.090): Senators Donohue and Lewis.

TRANSPORTATION COMMITTEE, LEGISLATIVE (under provisions of RCW 44.40.010): Senators Conner, Guess, Hansen, Peterson, Quigg, Sellar, Talley, Van Hollebeke, von Reichbauer, Walgren and Wanamaker. Liaison—Senators Gaspard, Talmadge and Bausch.

WASHINGTON/BRITISH COLUMBIA GOVERNMENTAL COOPERATION, JOINT LEGISLATIVE COMMITTEE ON (under provisions of SCR 106): Senators Clarke and Wilson.

MOTION

Senator Walgren moved the appointments be confirmed.

REMARKS BY SENATOR SCOTT

Senator Scott: "I have to note, relative to the appointments that, as was the case in standing committees in several particulars, the suggestions of the minority as to the placement of our own members was again disregarded. Obviously we are not in a position to do anything about that but it should be noted as both a break from tradition and a case where the majority again has taken over some of the usual and normal and appropriate responsibility of the minority."

REMARKS BY SENATOR WALGREN

Senator Walgren: "Mr. President and members of the Senate, it is true that some of these appointments that are made here this afternoon are not in accord with the recommendations that had been submitted to us by the leadership on the other side. Those changes, by and large, reflect the positions as they were during the last interim period and I think more particularly reflect the fact that we have persons who have some particular experience and expertise as it relates to these individual committees. As in our own case on the Democratic side, we tried to make appointments to vacancies and reappoint those persons who were still present in the Senate, still a member of the Senate, who had served on the particular committee, and for that reason there are these differences."

REMARKS BY SENATOR SCOTT

Senator Scott: "I would point out to Senator Walgren, using one specific instance, and that is the seat that I gave up on the legislative budget committee which we suggested be taken by Senator Quigg, who has been a member of this body for some time now, could easily have been followed without creating the kind of difficulty that was indicated, so I fail to follow the logic and I think the rest of our caucus is in exactly the same position."

REMARKS BY SENATOR WALGREN

Senator Walgren: "Senator Quigg, of course, is a distinguished and capable member of the Senate. He is not on the ways and means committee and, of course, those persons who are serving on the legislative budget should have that experience of the ways and means committee so that they can coordinate their activity."

The motion by Senator Walgren carried and the appointments were confirmed.

MOTION

At 5:45 p.m., on motion of Senator Marsh, the Senate was declared to be at ease subject to the Call of the President.

EVENING SESSION

The President called the Senate to order at 7:00 p.m.

There being no objection, the Senate returned to the fourth order of business.

MESSAGES FROM THE HOUSE

June 1, 1979.

Mr. President: The Speakers have signed:
 SUBSTITUTE HOUSE BILL NO. 56,
 SECOND SUBSTITUTE HOUSE BILL NO. 527,
 SUBSTITUTE HOUSE BILL NO. 554,
 SUBSTITUTE HOUSE BILL NO. 791,
 SUBSTITUTE HOUSE BILL NO. 1064,
 HOUSE BILL NO. 1207, and the same are herewith transmitted.

DEAN R. FOSTER, Chief Clerk.
 VITO T. CHIECHI, Chief Clerk.

June 1, 1979.

Mr. President: The Speakers have signed:
 SUBSTITUTE SENATE BILL NO. 2357,
 SUBSTITUTE SENATE BILL NO. 2451, and the same are herewith transmitted.

DEAN R. FOSTER, Chief Clerk.
 VITO T. CHIECHI, Chief Clerk.

June 1, 1979.

Mr. President: The House has concurred in the Senate amendment to
 ENGROSSED HOUSE BILL NO. 574 and has passed the bill as amended by the
 Senate.

DEAN R. FOSTER, Chief Clerk.
 VITO T. CHIECHI, Chief Clerk.

June 1, 1979.

Mr. President: The House has concurred in the Senate amendment to
 ENGROSSED HOUSE BILL NO. 433 and has passed the bill as amended by the
 Senate.

DEAN R. FOSTER, Chief Clerk.
 VITO T. CHIECHI, Chief Clerk.

June 1, 1979.

Mr. President: The House has passed SUBSTITUTE HOUSE BILL NO. 1
 with the Senate amendments (except the Senate amendment to page 2, line 13, from
 which the Senate receded).

DEAN R. FOSTER, Chief Clerk.
 VITO T. CHIECHI, Chief Clerk.

June 1, 1979.

Mr. President: The Speakers have signed:
 SUBSTITUTE SENATE BILL NO. 2243,
 SUBSTITUTE SENATE BILL NO. 2244,
 SUBSTITUTE SENATE BILL NO. 2249,
 SUBSTITUTE SENATE BILL NO. 2250,
 SUBSTITUTE SENATE BILL NO. 2251,
 SUBSTITUTE SENATE BILL NO. 2361,
 SENATE BILL NO. 2466,
 SUBSTITUTE SENATE BILL NO. 2504,
 SUBSTITUTE SENATE BILL NO. 2639,
 SUBSTITUTE SENATE BILL NO. 2709,
 SENATE BILL NO. 2765,
 SUBSTITUTE SENATE BILL NO. 2791,
 SUBSTITUTE SENATE BILL NO. 2964,

SUBSTITUTE SENATE BILL NO. 3129, and the same are herewith transmitted.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

SIGNED BY THE PRESIDENT

The President signed:

SUBSTITUTE HOUSE BILL NO. 56,
SECOND SUBSTITUTE HOUSE BILL NO. 527,
SUBSTITUTE HOUSE BILL NO. 554,
SUBSTITUTE HOUSE BILL NO. 791,
SUBSTITUTE HOUSE BILL NO. 1064,
HOUSE BILL NO. 1207.

SIGNED BY THE PRESIDENT

The President signed:

SUBSTITUTE SENATE BILL NO. 2685.

MOTION

On motion of Senator Walgren, the Senate resumed consideration of Substitute House Bill No. 740.

MOTION

On motion of Senator Jones, Senators Morrison and Matson were excused.

SECOND READING

SUBSTITUTE HOUSE BILL NO. 740, by Committee on Appropriations (originally sponsored by Representatives Whiteside, Adams, Gallagher, Haley, Becker, Zimmerman, Williams, Maxie and Fuller):

Authorizing a bond issue for facilities for the handicapped.

The Senate resumed consideration of Substitute House Bill No. 740. Earlier today an amendment by Senator Donohue was adopted.

On motion of Senator Walgren, the following amendments were adopted:

On page 2, line 11 after "handicaps" strike all the material down to and including "to," on line 13 and insert "when used in the following limited programs as designated by the Department of Social and Health Services:"

On page 3 following line 29 insert a new paragraph to read as follows:

"In carrying out the purposes of this chapter all counties of the state shall be eligible to participate in the he distribution of the bond proceeds. The share coming to each county shall be determined by a division among all counties according to the relation which the population of each county, as shown by the last federal or official state census, whichever is the later, bears to the total combined population of all counties, as shown by such census. No single project in a class AA county shall be eligible for more than fifteen percent of such county's total distribution of bond proceeds."

On motion of Senator Donohue, the following amendment to the title was adopted:

On page 1, line 8 of the title, strike "making an appropriation;"

On motion of Senator Donohue, the rules were suspended, Substitute House Bill No. 740, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

MOTION

At 7:12 p.m., on motion of Senator Walgren, the Senate was declared to be at case.

The President called the Senate to order at 7:18 p.m.

MOTIONS

On motion of Senator Walgren, the Senate returned to the fourth order of business.

On motion of Senator Walgren, the Senate commenced consideration of the House Message on Engrossed Substitute Senate Bill No. 2505.

MESSAGE FROM THE HOUSE

June 1, 1979.

Mr. President: The House has receded from its amendment to ENGROSSED SUBSTITUTE SENATE BILL NO. 2505 in subsection (4), Section 11, page 10, line 30 of the amendment, being page 4, line 21 of the printed amendment, and has passed the bill without these amendments, and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

The President declared the question before the Senate to be the roll call on final passage of Engrossed Substitute Senate Bill No. 2505 with the remaining House amendments.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute Senate Bill No. 2505, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 38; absent or not voting, 1; excused, 10.

Voting yea: Senators Benitz, Bluechel, Clarke, Conner, Donohue, Fleming, Gallagher, Gaspard, Goltz, Guess, Hansen, Hayner, Henry, Jones, Lee, Lysen, Marsh, McDermott, Moore, North, Odegaard, Peterson, Pullen, Rasmussen, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, Walgren, Williams, Wilson, Wojahn, Woody—38.

Absent or not voting: Senators Bottiger, Day—1.

Excused: Senators Bausch, Gould, Keefe, Lewis, Matson, Morrison, Newschwander, Quigg, von Reichbauer, Wanamaker—10.

ENGROSSED SUBSTITUTE SENATE BILL NO. 2505, as amended by the Senate, having received the constitutional sixty percent majority was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTIONS

On motion of Senator Bluechel, Senator North was excused.

On motion of Senator Walgren, the Senate resumed consideration of Substitute House Bill No. 740, as amended by the Senate.

THIRD READING

SUBSTITUTE HOUSE BILL NO. 740, by Committee on Appropriations (originally sponsored by Representatives Whiteside, Adams, Gallagher, Haley, Becker, Zimmerman, Williams, Moore and Fuller):

Authorizing a bond issue for facilities for the handicapped.

The President declared the question before the Senate to be the roll call on final passage of Substitute House Bill No. 740, as amended by the Senate.

PARLIAMENTARY INQUIRY

Senator Hayner: "Mr. President, does this take a sixty percent vote since it is a bond bill, as specified in Article Eight, Section one of the Constitution?"

PARLIAMENTARY INQUIRY

Senator Shinpoch: "I would like to add to that question. Does the fact that it is a referendum to the people have any bearing on the number of votes that are required?"

REPLY BY THE PRESIDENT

President Cherberg: "Yes, Senator Shinpoch, the President believes that the fact that the measure is a referendum to the people that it should—that the question is covered in Article Two, Section one, paragraph (b), which states . . ."

REMARKS BY SENATOR HAYNER

Senator Hayner: "It appears to me that Article Eight, Section one, refers to bond bills specifically, whereas Article Two, Section one (b) refers to other bills generally, and it would appear to me that the specific would rule over the general."

REMARKS BY THE PRESIDENT

President Cherberg: "To what part of Article Eight, Section one, are you referring, Senator Hayner?"

Senator Hayner: "It is subsection (8)."

At 7:35 p.m., there being no objection, the Senate was declared to be at ease. The President called the Senate to order at 8:40 p.m.

MOTION

On motion of Senator Bluechel, Senator North was excused.

REPLY BY THE PRESIDENT

President Cherberg: "In reply to Senator Hayner, the President wishes first to express his deepest appreciation to Senator Hayner for raising a parliamentary inquiry of great significance and importance.

"Senator Hayner has presented strong arguments in favor of the position that a sixty percent majority vote of the members of the Senate is required to pass Substitute House Bill 740. However, strong arguments can also be made that Substitute House Bill 740 is a referendum measure and that Article Two, Section one, paragraph (b), referring to referendum where, to be brief, it states—the President had better read it all:

"The second power reserved by the people is the referendum, and it may be ordered on any act, bill, law, or any part thereof passed by the legislature, except such laws as may be necessary for the immediate preservation of the public peace, health or safety, support of the state government and its existing public institutions, either by petition signed by the required percentage of the legal voters or by the legislature as other bills are enacted."

"The only precedent that can be found, and the President is grateful to Mrs. Greeley for finding this, can be found in the case of a referendum measure pertaining to gambling where Senator Atwood asked the same question as you, Senator Hayner, and the President ruled that only a simple constitutional majority of the

members elected was required to pass the bill or, in other words, refer the measure to the people.

"The President believes that inasmuch as Substitute House Bill 740 is a referendum measure that he must be guided by the powers of referendum granted to the people by the Constitution, which the President just referred to as Article Two, Section one, paragraph (b). The only way your question can really be properly determined as to the answer, Senator Hayner and other members, the President believes, is by action on the part of the Supreme Court."

REMARKS BY SENATOR HAYNER

Senator Hayner: "Mr. President, I am told that the House passed this measure by an overwhelming majority, not sixty percent but ninety-eight votes for and none against. If there is any question in this matter, it would seem to me that it would be much safer to have that sixty percent vote. If bond counsel finds that it is irregular and that there is some question about it, I am sure that the bonds could not be sold."

REMARKS BY THE PRESIDENT

President Cherberg: "The President certainly agrees with your statement, Senator Hayner."

MOTIONS

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

On motion of Senator Walgren, the Senate commenced consideration of Senate Resolution 1979-155.

Senator Walgren moved adoption of the following resolution:

SENATE RESOLUTION 1979-155

By Lieutenant Governor John Cherberg; Senators Bausch, Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Donohue, Fleming, Gallagher, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Henry, Jones, Keefe, Lee, Lewis, Lysen, Marsh, Matson, McDermott, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wajahn and Woody; Sid Snyder, Secretary of the Senate; Bill Gleason, Assistant Secretary of the Senate; and Charlie Johnson, Sergeant at Arms:

WHEREAS, The Seattle basketball team, known better as the SEATTLE SUPERSONICS, has won the 1979 National Basketball Association Championships; and

WHEREAS, the SUPERSONICS won the championship through perseverance, team play, and the backing of the best basketball fans in the nation; and

WHEREAS, The coaches of the SEATTLE SUPERSONICS have done well in not only coaching the men of the team, but in providing guidance and leadership so necessary to all citizens; and

WHEREAS, All players on the SEATTLE SUPERSONICS are to be commended for their abilities, their devotion, their stamina and their participation in activities other than basketball in Washington State;

NOW, THEREFORE, BE IT RESOLVED, That the management, coaches, staff and players of the 1979 WORLD CHAMPIONSHIP SEATTLE SUPERSONICS be commended by the Washington State Senate; and

BE IT FURTHER RESOLVED, That a copy of this resolution be sent by the Secretary of the Senate to the management, coaches, and each player on the WORLD CHAMPION SONICS.

Senator Bottiger moved adoption of the following amendment by Senators Bottiger, McDermott, Talmadge, Williams, Moore, Odegaard and Sellar:

"WHEREAS, The SEATTLE SUPERSONICS are the 1979 WORLD CHAMPIONS; and

WHEREAS, The Washington State fans of the Seattle basketball team are ardent in their support of the team and all players on the team; and

WHEREAS, Washington State citizens deserve the best in basketball as in all other things; and

WHEREAS, The citizen support for the team leaves the Legislature with the responsibility to assist the citizens in any manner possible; and

WHEREAS, Any efforts by management of the Sonics to trade players from the 1979 WORLD CHAMPIONSHIP team, or to pay players less than required and result in a trade or loss through free-agent status would be viewed negatively by the citizens of Washington State;

NOW, THEREFORE, BE IT RESOLVED, That the 1979 WORLD CHAMPION SONICS management be requested not to take any actions that result in the loss of champions;

BE IT FURTHER RESOLVED, That the Senate Facilities and Operations Committee be hereby directed to undertake a study, with whatever resources deemed appropriate, to study the tax laws of Washington State as they relate to the use of public facilities, professional sports or other related matters in the event the 1979 CHAMPION SONICS management takes any negative action."

Debate ensued.

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

The motion by Senator Walgren carried and the resolution was adopted.

REMARKS BY SENATOR WALGREN

Senator Walgren: "Mr. President and members of the Senate, obviously this is a resolution commending the fine play of the world champions, the Supersonics. We are all very proud of them and of course they bring credit to the state of Washington, not to mention a great deal of publicity to us. We want to join with all of their fans and well wishers in the commendation that they so richly deserve and to welcome them back to the great Northwest."

There being no objection, business was suspended to permit a demonstration by Sonic fans celebrating the Seattle Sonics Basketball team winning the NBA championship.

MOTIONS

On motion of Senator Wilson, Senators Day, Henry and Lysen were excused.

On motion of Senator Jones, Senator Pullen was excused.

On motion of Senator Walgren, the following Senate Resolution was referred to the Committee on Rules:

1979-154

Legislative review certain agency rules

MOTION

Senator Donohue: "I rise to make a motion that the 1979-81 operating and capital appropriation BUDGET NOTES be entered in the Journal and I would like to speak to that."

REMARKS BY SENATOR DONOHUE

Senator Donohue: "Mr. President, probably for the first time the notes of the budget, and I think you all have copies of this on your desk and there are indexes to follow through this particular booklet of BUDGET NOTES, for the first time that we are joining about three states in this move to enter into the notes of the Legislature exactly what has occurred as it relates to the budget process. Through the course of the budget process, committee deliberations and caucus decisions and floor debate, we truly intend to establish what we call legislative intent around which the appropriation in the budget bill are formalized. Because the budget bill containing only agency fund source totals and limited major policy provisos is already over one hundred and seventy pages, we are limited in the amount of additional detailed legislative intent that can be included. As a result, in past sessions many of the key decisions and clarifications that have come from long hours of committee, caucus and floor work have been lost once the Legislature adjourns.

"For those reasons we have summarized for your purpose and for the purpose of the Judiciary the expenditure additions and reductions, program changes, policy directives and other articles which reflect legislative intent into a set of formalized notes which I am proposing we enter into the Journal. These notes will serve as allotment instructions for OFM as they outline the expenditure plan for each state agency for the ensuing biennium. They will serve legislators, agency heads, the Governor's office and the respective staff in resolving the many, many budget disputes which always arise once the smoke clears in the final days of the legislative session and those budget deliberations."

"Perhaps most important, they will help us two years from now in evaluating the job that state agencies have done in carrying out the tasks that we, the Legislature, have assigned them. From each of these things the need for future appropriation levels can be more easily ascertained. And with this motion I would hope that the Legislature and the Senate is adopting a process whereby the executive branch, the agencies, the Office of Fiscal Management, will note that we have established what we insist upon as being legislative intent. I think many of us are tired of coming back here faced with supplemental appropriations. There are many reasons why this is very important. Having checked with members of the Judiciary as it relates to legislative intent, this perhaps is a move which will give them a basis of solidity which they can base decisions on if called upon to do so as it relates to language, as it relates to legislative intent.

"So I think this is probably a good move on our part and I hope that down the road two years from now that we can look back and we will have a method of review to see whether or not our intent and what we did as it relates to the appropriation of dollars to agencies has been followed for the two years during the interim."

The motion by Senator Donohue carried. The "BUDGET NOTES" will be included as part of the 1979 Senate Journal.

(See Addendum page 2817 through 2923.)

MOTION

On motion of Senator Walgren, the Senate returned to the fourth order of business.

MESSAGES FROM THE HOUSE

June 1, 1979.

Mr. President: The Speakers have signed SUBSTITUTE SENATE BILL NO. 2685, and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

June 1, 1979.

Mr. President: The Speakers have signed:
HOUSE BILL NO. 845,
SUBSTITUTE HOUSE BILL NO. 907, and the same are herewith
transmitted.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

SIGNED BY THE PRESIDENT

The President signed:
HOUSE BILL NO. 845,
SUBSTITUTE HOUSE BILL NO. 907.

MESSAGE FROM THE HOUSE

June 1, 1979.

Mr. President: The House refuses to recede from its amendments to SUBSTITUTE SENATE BILL NO. 3101, and again asks the Senate to concur thereon, and the same is herewith transmitted.

MOTION

On motion of Senator Donohue, the Senate refused to concur in the House amendments to Substitute Senate Bill No. 3101 and once again asks the House to recede therefrom.

MESSAGE FROM THE HOUSE

June 1, 1979.

Mr. President: The House insists on its position to the Senate amendments to HOUSE BILL NO. 191, and once again asks the Senate to recede therefrom.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

MOTION

On motion of Senator McDermott, the Senate refused to recede from its amendments to House Bill No. 191 and insists that the House concur therein.

MOTION

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

INTRODUCTION AND FIRST READING

SENATE CONCURRENT RESOLUTION NO. 116, by Senators Walgren and Odegaard:

Adopting Joint Rules for the Forty-Sixth Legislature.

MOTIONS

On motion of Senator Walgren, the rules were suspended, Senate Concurrent Resolution No. 116 was advanced to second reading and read the second time in full.

On motion of Senator Walgren, the rules were suspended, Senate Concurrent Resolution No. 116 was advanced to third reading, the second reading considered the third and the resolution was placed on final passage.

POINT OF INQUIRY

Senator Clarke: "I note that one of the main changes is the removal of the provision with respect to conference committees and, regardless of whether or not those were actually used, I wonder what the motivation is in just completely taking out what has traditionally been in all Joint Rules as to normal methods of handling matters of this sort. The fact that we have not used conference committees this particular session for various reasons, I do not think should necessitate our complete abandonment of the Rules. I just wondered what the thoughts of the Majority Leader were in that connection."

Senator Walgren: "Senator Clarke, the problems that we had in arriving at an agreement as to how we should handle conference committees still have not been resolved, and while we do not anticipate having another session of this legislature in 1980, that is of course a possibility. It is also a possibility that the even split will continue and I would say that at that time, if there are any differences, certainly we can adopt a supplemental to these Joint Rules and put in our traditional conference committees."

REMARKS BY SENATOR GOLTZ

Senator Goltz: "Mr. President and members of the Senate, I am going to speak to three of the Joint Rules, Joint Rule 2 and new Joint Rule 28 and 29. These rules come to our attention by virtue of the Joint Board of Legislative Ethics and I believe it is important that we have these Joint Rules established because they do affect the conduct of the legislature and the employees of the legislature while the legislature is in session and while the legislature is not in session.

"Joint Rule 2, which is on page two of the document which is on your desks, makes some substantial changes in the conduct requirement of legislative employees. I should have said before that the members of this body on the Joint Board of Legislative Ethics include Senator Newschwander and Senator Sellar from the Republican side and Senator Wilson and myself on the Democratic side, and present these rules to you, unanimously with our support and with the support of the House and the lay members of the Board. What the employee restrictions include is an emphasis rather upon specific areas of behavior that their conduct shall not be impaired or their conduct shall not impair their independence of judgment. It emphasizes there shall be no privileges and it also emphasizes that there should be no loss of their civil rights so that, particularly in the last section of the Joint Rule 2, section 6, it really restricts the time when a legislative employee may participate in political campaigns but does not deny that right absolutely.

"With respect to Joint Rule 28 this is a committee procedure which is designed to assure fairness with regard to the handling of witnesses. If a witness is handled in such a way before a legislature committee that they feel that they have been unfairly treated, this rule will provide them with an opportunity to have access to that committee to rebut whatever testimony was given against them.

"Finally, new Rule 29 has to do with legislative polling, which grew out of the incident of this legislature which was well reported in the press and which is now covered by an interim rule of the Operations Committee, but it was felt by the Joint Board of Legislative Ethics that it would be proper to put this rule into the Joint Rules of the Legislature and it will prevent the use of public property for political purposes, and we think that these rules are worthy of adoption and I urge that you do so."

POINT OF INQUIRY

Senator Guess: "Senator Goltz, in Rule 28, each committee chairperson shall conduct a hearing so as to afford reasonable protection of that right, that is the right for an opportunity to rebut the testimony. Do you think that this might not set up an advocacy position within the committee where one person testifies, another testifies to the opposite, for instance; then the witness who testified prior to the counter testimony would have the opportunity to rebut the testimony of the first person?"

Senator Goltz: "I think, Senator Guess, the key words here are 'unfairly injured' and we are not talking about the normal procedures of the committees where there are differences of opinion expressed, where we always have the opportunity, I believe, for witnesses to express themselves. We are talking here about the possibility that an individual, a person may be referred to in a legislative committee and may be unfairly injured by testimony, and that person does not have to be present at that hearing. This says that if such a person feels unfairly injured that there is a procedure by which that person will have the opportunity to come before that committee and rebut.

"This grew out of a specific situation, I believe in the city of Monroe, Washington, where a legislative committee was conducting business and a person was referred to in terms which that person felt unfairly injured him, and there was no procedure by which that committee could unravel the healing of an unjust injury and that is all this attempts to do is deal with those cases of unjust injury and not the kind of situation which is normal for disagreement."

The motion by Senator Walgren carried and Senate Concurrent Resolution No. 116 was adopted.

MOTION

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

The President declared the question before the Senate to be the roll call on final passage of Substitute House Bill No. 740, as amended by the Senate.

MOTION

On motion of Senator Jones, Senator Benitz was excused.

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 740, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 25; nays, 9; excused, 15.

Voting yea: Senators Bluechel, Bottiger, Conner, Fleming, Gallagher, Gaspard, Goltz, Gould, Hansen, Marsh, McDermott, Moore, Odegaard, Peterson, Ridder, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, Walgren, Williams, Wojahn, Woody—25.

Voting nay: Senators Clarke, Donohue, Guess, Hayner, Jones, Lee, Rasmussen, Scott, Wilson—9.

Excused: Senators Bausch, Benitz, Day, Henry, Keefe, Lewis, Lysen, Matson, Morrison, Newschwander, North, Pullen, Quigg, von Reichbauer, Wanamaker—15.

SUBSTITUTE HOUSE BILL NO. 740, as amended by the Senate, 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.

PERSONAL PRIVILEGE

Senator Vognild: "As a freshman, not only in the Senate but also in the Legislature, I have had many marvelous things happen to me and it has been a wonderful experience, but I have had probably one experience that I am going to take home with me. I realize this is a little dangerous to recognize one group of employees out of a large group, but we have four ladies sitting in the balcony that to me have done wonders for me in spite of the fact that I will have to go on a diet when I get home, and I would like to thank them and ask the rest of the Senators here to join me in recognizing and thanking the wonderful crew we have."

MOTION

On motion of Senator Walgren, the Senate returned to the first order of business.

REPORTS OF STANDING COMMITTEES

May 31, 1979.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 312, revising the laws regulating engineers and land surveyors (reported by Committee on Commerce):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Wojahn, Vice Chairman; Morrison, Quigg, Williams.

Passed to Committee on Rules for second reading.

June 1, 1979.

SUBSTITUTE HOUSE BILL NO. 1138, pertaining to taxation of coin-operated gaming devices (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass.

Signed by: Senators Donohue, Chairman; McDermott, Vice Chairman; Clarke, Fleming, Goltz, Jones, Matson, Odegaard, Rasmussen, Scott, Sellar, Walgren.

MOTIONS

On motion of Senator Walgren, the rules were suspended, Substitute House Bill No. 1138 was advanced to second reading and read the second time in full.

On motion of Senator Van Hollebeke, the rules were suspended, Substitute House Bill No. 1138 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

POINT OF INQUIRY

Senator Bluechel: "Senator Van Hollebeke, I notice on page 3, line 33, 'for purposes of this section the term 'coin operated gambling device' means any machine which is', and then on line 35, 'a so-called slot machine which operates by means of the insertion of a coin, token or similar object and which by application in whole or in part of the element of chance may deliver or entitle a person playing or operating the machine to receive cash' and so forth, what slot machines are presently legal in this state and does this by implication make slot machines in this state become legal?"

Senator Van Hollebeke: "I do not believe it changes the law in that respect. I am going to take another look here. That alone would not change the law. I do not know exactly why that is in there. That would not legalize anything that is not presently legalized."

Senator Bluechel: "I believe that is the first time we have mentioned slot machines, isn't it, in the gambling laws of the state? That is new section 2, starting on line 29 and goes all the way through pages 3 and 4."

POINT OF INQUIRY

Senator Guess: "Senator, I notice in section 2, 'in addition to any other fee or tax imposed under the authority of this chapter, there is hereby imposed a special tax to be paid by the person who maintains for use or permits the use of coin-operated gambling device on any premise occupied by him. The tax shall be two hundred and fifty dollars.' Does this mean now that we are bringing slot machines back into the state of Washington for a fee of two hundred and fifty dollars?"

Senator Van Hollebeke: "No, Senator. The machines that are now employed do have this tax on them presently, and that is the machines that are just played for enjoyment and do not give any return."

Senator Guess: "Then you go into section 2 and on page 3, 'a so-called slot machine which operates by insertion of a coin, token or similar object'."

MOTION

On motion of Senator Walgren, Substitute House Bill No. 1138 on third reading will be considered at a later time today.

SIGNED BY THE PRESIDENT

The President signed:

SUBSTITUTE SENATE BILL NO. 2505.

MOTIONS

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

On motion of Senator Bottiger, the rules were suspended, all members of the Senate were permitted as additional sponsors to Senate Resolution 1979-124.

Senator Bottiger moved adoption of the following resolution:

SENATE RESOLUTION 1979-124

By Senators Bausch, Benitz, Bluechel, Bottiger, Clarke, Conner, Day, Donohue, Fleming, Gallagher, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Henry, Jones, Keefe, Lee, Lewis, Lysen, Marsh, Matson, McDermott, Moore, Morrison, Newschwander, North, Odegaard, Peterson, Pullen, Quigg, Rasmussen, Ridder, Scott, Sellar, Shinpoch, Talley, Talmadge, Van Hollebeke, Vognild, von Reichbauer, Walgren, Wanamaker, Williams, Wilson, Wojahn and Woody:

WHEREAS, The State of Washington promotes fair, just and equitable treatment of all of its residents; and

WHEREAS, Stephen and Janice Dean, citizens of Scotland, but residents of the State of Washington for almost a decade, desire to remain in the United States and specifically in Washington State; and

WHEREAS, Stephen and Janice Dean have contributed to the economic community of the City of Olympia with special energy and enthusiasm; and

WHEREAS, The permanent visas have not yet been ordered because certain immigration quotas have already been filled, which will mean the deportation of the Deans and their two children on June 6, 1979;

NOW, THEREFORE, BE IT RESOLVED, By the Senate of the State of Washington, That the U. S. Congress is requested to pass a special bill permitting the Dean family to be issued permanent visas which would allow them to remain in the State of Washington; and

BE IT FURTHER RESOLVED, That the Secretary of the Senate immediately transmit copies of this resolution to the members of the congressional delegation of the State of Washington.

POINT OF INQUIRY

Senator Morrison: "Senator Bottiger, is this the family that in fact the immigration quotas are different for investors than they are for people who actually work as employees?"

Senator Bottiger: "That is right. Had these people been employed on an hourly basis they would be qualified, but because they own their own grocery store and are therefore independent businessmen, they fall under another quota and we think it is unfair. I am sure you think it is unfair, and we are asking for an extension."

Senator Morrison: "I certainly do agree, Mr. President and members of the Senate, that this is a case in which the Senate should say, let these folks stay. They are good citizens."

The motion by Senator Bottiger carried and the resolution was adopted.

MOTION

On motion of Senator Walgren, the Senate returned to the fifth order of business.

INTRODUCTION AND FIRST READING

SENATE CONCURRENT RESOLUTION NO. 117, by Senators Walgren and Odegaard:

Status of interim bills, resolutions and memorials.

MOTIONS

On motion of Senator Walgren, the rules were suspended, Senate Concurrent Resolution No. 117 was advanced to second reading and read the second time in full.

On motion of Senator Walgren, the rules were suspended, Senate Concurrent Resolution No. 117 was advanced to third reading, the second reading considered the third, and the resolution was adopted.

At 9:45 p.m., there being no objection, the Senate was declared to be at ease.

The President called the Senate to order at 10:10 p.m.

MOTION

On motion of Senator Walgren, the Senate returned to the fourth order of business.

MESSAGE FROM THE HOUSE

June 1, 1979.

Mr. President: The House refuses to concur in the Senate amendment to HOUSE JOINT RESOLUTION NO. 31 and once again asks the Senate to recede therefrom, and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

MOTION

On motion of Senator Walgren, the Senate insists on its position on House Joint Resolution No. 31 and once again asks the House to concur therein.

At 10:12 p.m., there being no objection, the Senate was declared to be at ease.

The President called the Senate to order at 10:20 p.m.

MOTION

On motion of Senator Walgren, the Senate commenced consideration of the House Message on Engrossed Substitute Senate Bill No. 2929.

MOTION

On motion of Senator Jones, Senator Sellar was excused.

MESSAGE FROM THE HOUSE

June 1, 1979.

Mr. President: The House insists on its position to the remaining House amendments to ENGROSSED SUBSTITUTE SENATE BILL No. 2929 with which the Senate does not concur, and again asks the Senate to concur therein, and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

MOTION

On motion of Senator Donohue, the Senate refused to concur in the remaining House amendments to Engrossed Substitute Senate Bill No. 2929 and insists on its position and once again asks the House to concur therein.

MOTION

On motion of Senator Walgren, the Senate commenced consideration of the House Message on Engrossed Substitute Senate Bill No. 3008.

MESSAGE FROM THE HOUSE

June 1, 1979.

Mr. President: The House has passed ENGROSSED SUBSTITUTE SENATE BILL NO. 3008, with the following amendments:

On page 1, line 20 of the title, following "3.58.010;" insert "amending section 100, Laws of 1961 as last amended by section 1, chapter 95, Laws of 1974 ex. sess. and RCW 3.58.020;"

On page 5, line 35, strike "thirty-five thousand three hundred" and insert "thirty-four thousand"

On page 5, beginning on line 36, strike "thirty-seven thousand eight hundred" and insert "thirty-five thousand"

On page 6, following line 13, insert a new section as follows:

"Sec. 9. Section 100, chapter 299, Laws of 1961 as last amended by section 1, chapter 95, Laws of 1974 ex. sess. and RCW 3.58.020 are each amended to read as follows:

(1) The annual salaries of part time justices of the peace shall be set by the county commissioners in each county in accordance with the minimum and maximum salaries provided in this subsection:

(a) In justice court districts having a population under two thousand five hundred persons, the salary shall be not less than one thousand five hundred dollars nor more than (~~four~~) six thousand dollars;

(b) In justice court districts having a population of two thousand five hundred persons or more, but less than five thousand, the salary shall be set at not less than one thousand (~~two~~) eight hundred dollars nor more than (~~five thousand~~) seven thousand five hundred dollars;

(c) In justice court districts having a population of five thousand persons or more, but less than seven thousand five hundred, the salary shall be set at no less than one thousand (~~((two))~~) eight hundred or more than (~~((six))~~) nine thousand dollars;

(d) In justice court districts having a population of seven thousand five hundred persons or more, but less than ten thousand, the salary shall be set at not less than (~~((one thousand five hundred))~~) two thousand two hundred fifty dollars or more than (~~((seven thousand))~~) ten thousand five hundred dollars;

(e) In justice court districts having a population of ten thousand persons or more, but less than twenty thousand, the salary shall be set at no less than (~~((two))~~) three thousand dollars or more than (~~((nine thousand))~~) thirteen thousand five hundred dollars;

(f) In justice court districts having a population of twenty thousand persons or more, but less than thirty thousand, the salary shall be set at not less than (~~((three thousand five hundred))~~) five thousand two hundred fifty dollars or more than (~~((fifteen thousand))~~) twenty two thousand five hundred dollars" and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

MOTION

On motion of Senator Donohue the Senate concurred in the House amendments to Engrossed Substitute Senate Bill No. 3008.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute Senate Bill No. 3008, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 27; nays, 7; absent or not voting, 1; excused, 14.

Voting yea: Senators Bluechel, Bottiger, Clarke, Conner, Donohue, Fleming, Gaspard, Gould, Guess, Hansen, Jones, Marsh, Matson, Morrison, Odegaard, Peterson, Rasmussen, Scott, Shipoch, Talley, Talmadge, Van Hollebeke, Vognil, Walgren, Williams, Wojahn, Woody—27.

Voting nay: Senators Gallagher, Goltz, Lee, McDermott, Moore, Ridder, Wilson—7.

Absent or not voting: Senator Hayner—1.

Excused: Senators Bausch, Benitz, Day, Henry, Keefe, Lewis, Lysen, Newschwander, North, Pullen, Quigg, Sellar, von Reichbauer, Wanamaker—14.

ENGROSSED SUBSTITUTE SENATE BILL NO. 3008, as amended by the House, 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.

MOTIONS

On motion of Senator Bottiger, the Senate advanced to the sixth order of business.

On motion of Senator Bottiger, the Senate resumed consideration of Substitute House Bill No. 1138, pertaining to taxation of coin-operated gaming devices, on third reading.

On motion of Senator Van Hollebeke, the rules were suspended, Substitute House Bill No. 1138 was returned to second reading.

Senator Van Hollebeke moved adoption of the following amendment by Senators Morrison and Van Hollebeke:

On page 5, following line 3, insert a new paragraph to read as follows:

"The definitions contained in this section shall not be construed to authorize the use in this state of any coin-operated gaming device not otherwise permitted under this chapter."

POINT OF INQUIRY

Senator Rasmussen: "Senator Van Hollebeke, why do you need section 2 in there at all? It is a new section which does not relate to the federal tax in any way whatsoever. Why would you need that in there in this particular bill, which is the one that the gambling commission wants in order to achieve that extra tax money?"

Senator Van Hollebeke: "Senator Morrison says he has not had a chance to yield to a question from you for quite a while. He would like to yield."

Senator Rasmussen: "I did not ask Senator Morrison. I asked the author and the sponsor."

Senator Van Hollebeke: "I am not the sponsor. It is not a commerce bill, by the way. It is a ways and means bill."

Senator Morrison: "If you want an answer, Senator Rasmussen, ask me."

Senator Rasmussen: "Yes, Senator Morrison."

Senator Morrison: "I heard your question, Senator Rasmussen. Perhaps to explain the entire bill would help a little bit. The first section is existing law and by reference, you will notice down on line 18, it refers to the U.S. Code. The definitions then of these coin-operated devices that are taxable under this present law are included in federal law and they are precisely the same definitions that are listed now in new section 2."

"The reason they are needed is that right now the federal government allows an offset, that is out of that two hundred and fifty dollar license fee the federal government allows us currently to keep eighty percent. For 1979 they are going to allow us to keep ninety-five percent. That takes care of section 1, and in that year the federal law expires completely, and is no longer on the books. We can no longer refer to it, so new section 2 then includes the federal definitions exactly as they are now, and the concerns expressed by Senators Bluechel and Guess and others over this language, the amendment before us now just definitely says that these definitions in no way authorize these particular machines. It is just picking up language that is now included in a reference to a federal law."

"Now this does set the stage that if in future years this legislature in its wisdom or lack thereof decides to authorize the operation of other types of machines by a sixty percent majority, then the tax section is complete and would allow the taxation of those devices without further statutory change. Just for your information, there are only two types of coin-operated devices now legal in the state, pull tabs which you are mostly familiar with, and a machine called penny fall, of which there are only six in the state. That is the reason why section 2 with all this definitional language is necessary, and again with the amendment it just should assure everyone that we are not authorizing anything at all except the collection of about six hundred thousand dollars in money we would otherwise lose."

Senator Rasmussen: "What you said, Senator Morrison, as I understand it, is that this section 2 is not needed at all except it puts the statutory language in there that we may use some time at a future date. That is the way I heard that now. You are much better informed on this than I am, but as I read this, section 1 authorizes the collection of the tax on any coin-operated machine of any type that the gambling commission authorizes. Now that is Section 1 which goes into effect June 1. That is the one that we need. Section 2, as I understand your explanation, and which does not go into effect until June of 1980, just puts statutory language in there that we do not need to collect the tax that Mr. Bjork and the gambling commission want to collect now."

Senator Morrison: "Senator Rasmussen, you are correct except that somewhere we have to define what machines are going to be taxable. In section 1 it refers to a U.S. Code. That code goes out of effect at the end of 1979 and it is exactly the same as new section 2. All we are doing is repeating the federal language. Admittedly, there is some language in there that describes devices that we probably will never consider legalizing in this state, but it is a repeat of exactly the same language that is referred to in federal law in section 1 on line 18, so we are really just mirroring what we have now. We are making sure that the tax laws are in place if in fact there ever is authorization by this legislature for some of these other devices."

Senator Rasmussen: "Thank you, Senator Morrison. You really made it clear exactly what Senator Guess was referring to, that we have copied the federal law but we do not need it in this state."

Debate ensued.

POINT OF INQUIRY

Senator Guess: "Senator Morrison, this, on line 28 on page 3, is talking about a world's fair or similar exposition approved by the Bureau of International Exposition in Paris, France. Now I understand that Tacoma is going to apply for a world's fair or a similar exposition, and would this allow the handling or the use of any particular type of machine for the support of that fair?"

Senator Morrison: "Senator Guess, I cannot answer that specifically except to say if it does authorize a machine for use in that facility, that then the state legislature by a sixty percent majority would also have to authorize it before it could be useful to be used at all in the state of Washington. We continue to have jurisdiction, of course, totally over gambling in this state. This is strictly a tax measure. Until these machines would be authorized, even though they were part of a world's fair, as this language would reflect as lifted from federal law, it still would not be useful in this state until we said, 'Yes, it is.'"

Senator Guess: "I have problems with that, but now in the amendment you say that the definitions contained in this section shall not be construed to authorize the use in this state of any coin-operated gaming device not otherwise permitted under this chapter, but does not this chapter permit it, the use of slot machines?"

Senator Morrison: "No, this is a taxation section. The definitional section, it says these are what these machines are and this is what the tax is. It does not authorize their use at all and that is what this amendment says. It just specifies that we are not by these definitions authorizing the use of these machines until they are otherwise by law authorized to be used."

POINT OF INQUIRY

Senator Wilson: "Senator Morrison, then it is accurate to say that nothing in this bill authorizes any form of gambling which is not presently legal in Washington State?"

Senator Morrison: "That is correct, Senator Wilson, and I think—I am not sure what the ruling by the Chair would be—that this measure probably does not even require the sixty percent majority since it does not relate to the authorization of gambling at all. It would require a simple majority because it is strictly a tax on those gambling devices which are currently authorized within the state."

Senators Moore, Talmadge and Conner demanded the previous question and the demand was sustained.

The President declared the question before the Senate to be adoption of the amendment by Senators Morrison and Van Hollebeke.

The motion by Senator Van Hollebeke carried and the amendment was adopted.

On motion of Senator Van Hollebeke, the rules were suspended, Substitute House Bill No. 1138, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

PARLIAMENTARY INQUIRY

Senator Odegaard: "Does this bill require a sixty percent majority?"

REPLY BY THE PRESIDENT

President Cherberg: "The President has reviewed the bill, Senator Odegaard, and finds that the bill is, as Senator Morrison indicated, an act related to taxation of coin-operated gambling devices. Therefore, the President in his judgment believes that a constitutional majority is all that is necessary, a minimum vote of twenty-five positive votes."

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 1138, as amended by the Senate, and the bill failed to pass the Senate by the following vote: Yeas, 23; nays, 11; absent or not voting, 1; excused, 14.

Voting yea: Senators Bottiger, Clarke, Conner, Fleming, Gaspard, Goltz, Jones, Marsh, Matson, McDermott, Moore, Morrison, Peterson, Ridder, Scott, Talley, Talmadge, Van Hollebeke, Vognild, Walgren, Williams, Wilson, Wojahn—23.

Voting nay: Senators Bluechel, Donohue, Gallagher, Gould, Guess, Hansen, Lee, Odegaard, Rasmussen, Shinpoch, Woody—11.

Absent or not voting: Senator Hayner—1.

Excused: Senators Bausch, Benitz, Day, Henry, Keefe, Lewis, Lysen, Newschwander, North, Pullen, Quigg, Sellar, von Reichbauer, Wanamaker—14.

SUBSTITUTE HOUSE BILL NO. 1138, as amended by the Senate, having failed to receive the constitutional majority, was declared lost.

MESSAGES FROM THE HOUSE

June 1, 1979.

Mr. President: The Speakers have signed:
 SUBSTITUTE HOUSE BILL NO. 1,
 HOUSE BILL NO. 433,
 SUBSTITUTE HOUSE BILL NO. 574, and the same are herewith transmitted.

DEAN R. FOSTER, Chief Clerk.
 VITO T. CHIECHI, Chief Clerk.

June 1, 1979.

Mr. President: The House has adopted SENATE CONCURRENT RESOLUTION NO. 110, and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.
 VITO T. CHIECHI, Chief Clerk.

SIGNED BY THE PRESIDENT

The President signed:
 SUBSTITUTE HOUSE BILL NO. 1,
 HOUSE BILL NO. 433,
 SUBSTITUTE HOUSE BILL NO. 574.

MOTION

On motion of Senator Walgren, the Senate commenced consideration of the House Message of Senate Bill No. 2901.

MESSAGE FROM THE HOUSE

June 1, 1979.

Mr. President: The House has passed SENATE BILL NO. 2901 with the following amendments:

Strike everything after the enacting clause and insert:

"Section 1. Section 27, chapter 150, Laws of 1967 and RCW 48.22.030 are each amended to read as follows:

(1) "Underinsured motor vehicle" means a motor vehicle with respect to the ownership, maintenance, or use of which either no bodily injury liability bond or insurance policy applies at the time of an accident, or with respect to which the sum of the limits of liability under all bodily injury liability bonds and insurance policies applicable to a covered person after an accident is less than the applicable limits of liability afforded by the insured's own policy.

(2) ~~((On and after January 1, 1968,))~~ No new policy or renewal of an existing policy insuring against loss resulting from liability imposed by law for bodily injury or death suffered by any person arising out of the ownership, maintenance, or use of a motor vehicle shall be ~~((delivered or))~~ issued ~~((for delivery in this state))~~ with respect to any motor vehicle registered or principally garaged in this state unless coverage is provided therein or supplemental thereto ~~((; in limits for bodily injury or death set forth in RCW 46.29.490,))~~ for the protection of persons insured thereunder who are legally entitled to recover damages from owners or operators of ~~((uninsured))~~ underinsured motor vehicles and hit-and-run motor vehicles because of bodily injury ~~((; sickness or disease, including))~~ or death, resulting therefrom, except ~~((that the named insured may be given the right to reject such coverage, and except that, unless the named insured requests such coverage in writing, such coverage need not be provided in or supplemental to a renewal policy where the named insured had rejected the coverage in connection with a policy previously issued to him by the same insurer))~~ while operating or occupying a motorcycle or motor-driven cycle, and except while operating or occupying a motor vehicle owned by the insured which is not insured under the liability coverage of the policy.

(3) Coverage required under subsection (2) of this section must be in amounts at least equal to the limits for bodily injury or death set forth in RCW 46.29.490. At the purchaser's option, such coverage may be increased up to the limits of the purchaser's liability coverage provided against loss from bodily injury or death.

(4) The insured may reject underinsured coverage and the requirements of subsections (2) and (3) of this section shall not apply. If the insured has rejected underinsured coverage, such coverage shall not be included in any supplemental or renewal policy unless the insured subsequently requests such coverage in writing.

(5) The limit of liability under the policy coverage may be defined as the maximum limits of liability for all damages resulting from any one accident regardless of the number of covered persons, claims made, or vehicles or premiums shown on the policy, or vehicles involved in an accident, or premiums paid.

(6) The policy may provide that if an injured person has other similar insurance available to him under other policies, the total limits of liability of all coverages shall not exceed the higher of the applicable limits of the respective coverages.

Sec. 2. Section 3, chapter 95, Laws of 1967 ex. sess. and RCW 48.22.040 are each amended to read as follows:

(1) The term "~~((uninsured))~~ underinsured motor vehicles" with reference to coverage offered under any insurance policy regulated under this chapter shall, subject to the terms and conditions of such coverage, be deemed to include an insured motor vehicle where the liability insurer thereof is unable to make payment with respect to the legal liability of its insured within the limits specified therein because of insolvency.

(2) An insurer's insolvency protection shall be applicable only to accidents occurring during a policy period in which its insured's ~~((uninsured))~~ underinsured motorist coverage is in effect where the liability insurer of the tort-feasor becomes insolvent within three years after such an accident. Nothing herein contained shall be construed to prevent any insurer from affording insolvency protection under terms and conditions more favorable to its insureds than is provided hereunder.

(3) In the event of payment to an insured under the coverage required by this chapter and subject to the terms and conditions of such coverage, the insurer making such payment shall, to the extent thereof, be entitled to the proceeds of any settlement or judgment resulting from the exercise of any rights of recovery of such insured against any person or organization legally responsible for the bodily injury for which such payment is made, including the proceeds recoverable from the assets of the insolvent insurer. Whenever an insurer shall make payment under the coverage required by this section and which payment is occasioned by an insolvency, such insurer's right of recovery or reimbursement shall not include any rights against the insured of said insolvent insurer, but such paying insurer shall have the right to proceed directly against the insolvent insurer or its receiver, and in pursuance of such right such paying insurer shall possess any rights which the insured of the insolvent company might otherwise have had, if the insured of the insolvent insurer had personally made the payment.

NEW SECTION. Sec. 3. There is added to chapter 51.12 RCW a new section to read as follows:

Juveniles performing community services pursuant to chapter 13.40 RCW may be deemed employees and/or workers for all purposes relating to medical aid benefits under chapter 51.36 RCW at the option of the county under whose authorization the services are performed. Any and all premiums or assessments due under this title on account of such community services shall be the obligation of and be paid for by the county in which the juvenile was required to perform such community services from the fund created in section 2(2) of this act or from any other source. Coverage under this section commences when a county has given notice to the director that it wishes to cover juveniles performing community service prior to the occurrence of an injury or contraction of an occupational disease.

NEW SECTION. Sec. 4. There is added to chapter 291, Laws of 1977 ex. sess. and to chapter 13.40 RCW a new section to read as follows:

(1) The legislative authority of any county may purchase liability insurance in an amount it deems reasonable to protect the county and its officers and employees against liability for the wrongful acts of any juvenile in the course of community service agreed to or ordered under chapter 13.40 RCW.

(2) The legislative authority of any county desiring to purchase insurance under subsection (1) of this section shall, by ordinance, establish a cumulative reserve fund to be used for purchasing and maintaining such insurance. The fund shall be known as the community service insurance fund and shall be administered by the county treasurer. Only moneys from fines imposed upon juveniles sentenced under chapter 13.40 RCW may be deposited in the fund: PROVIDED, That moneys may be transferred to the fund from the county's current expense fund to provide initial moneys for the community service insurance fund. Moneys which are deposited in the community service insurance fund, as a result of fines collected, which are in excess of those funds necessary to pay the required insurance premiums may be used

to replace such moneys as were transferred from the current expense fund for the purpose of initiating the community service insurance fund.

Sec. 5. Section 1, chapter 20, Laws of 1971 as last amended by section 17, chapter 350, Laws of 1977 ex. sess. and RCW 51.12.035 are each amended to read as follows:

(1) Volunteers shall be deemed employees and/or workers, as the case may be, for all purposes relating to medical aid benefits under chapter 51.36 RCW.

A "volunteer" shall mean a person who performs any assigned or authorized duties for the state or any agency thereof, except emergency services workers as described by chapter 38.52 RCW, brought about by one's own free choice, receives no wages, and is registered and accepted as a volunteer by the state or any agency thereof, prior to the occurrence of the injury or the contraction of an occupational disease, for the purpose of engaging in authorized volunteer service: PROVIDED, That such person shall be deemed to be a volunteer although he or she may be granted maintenance and reimbursement for actual expenses necessarily incurred in performing his or her assigned or authorized duties.

Any and all premiums or assessments due under this title on account of such volunteer service shall be the obligation of and be paid by the state or any agency thereof which has registered and accepted the services of volunteers.

(2) Volunteers may be deemed employees and/or workers, as the case may be, for all purposes relating to medical aid benefits under chapter 51.36 RCW at the option of any city, county, town, special district, municipal corporation, or political subdivision of any type, or any private nonprofit charitable organization, when any such unit of local government or any such nonprofit organization has given notice of covering all of its volunteers to the director prior to the occurrence of the injury or contraction of an occupational disease.

A "volunteer" shall mean a person who performs any assigned or authorized duties for any such unit of local government, or any such organization, except emergency services workers as described by chapter 38.52 RCW, or fire fighters covered by chapter 41.24 RCW, brought about by one's own free choice, receives no wages, and is registered and accepted as a volunteer by any such unit of local government, or any such organization which has given such notice, for the purpose of engaging in authorized volunteer services: PROVIDED, That such person shall be deemed to be a volunteer although he or she may be granted maintenance and reimbursement for actual expenses necessarily incurred in performing his or her assigned or authorized duties: PROVIDED FURTHER, That juveniles performing community services pursuant to chapter 13.40 RCW may not be granted coverage as volunteers under this section.

Any and all premiums or assessments due under this title on account of such volunteer service for any such unit of local government, or any such organization shall be the obligation of and be paid by such organization which has registered and accepted the services of volunteers and exercised its option to secure the medical aid benefits under chapter 51.36 RCW for such volunteers.

NEW SECTION. Sec. 6. Sections 1 through 84 of chapter 155, Laws of 1979 shall control over any other provision of law in conflict therewith."

In the title, page 1, line 1, strike everything after "insurance;" and insert "amending section 27, chapter 150, Laws of 1967 and RCW 48.22.030; and amending section 3, chapter 95, Laws of 1967 ex. sess. and RCW 48.22.040; amending section 1, chapter 20, Laws of 1971 as last amended by section 17, chapter 350, Laws of 1977 ex. sess. and RCW 51.12.035; adding a new section to chapter 291, Laws of 1977 ex. sess. and to chapter 13.40 RCW; and adding a new section to chapter 51.12 RCW", and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

MOTION

On motion of Senator Wilson, Senators Rasmussen and Williams were excused.

MOTION

Senator Talmadge moved the Senate do concur in the House amendment to Senate Bill No. 2901 with the exception of Sections 1 and 2 and ask the House to recede therefrom.

Debate ensued.

Senators Moore, Shinpoch and Clarke demanded the previous question and the demand was sustained.

Senator Fleming demanded a roll call and the demand was sustained.

On motion of Senator Clarke, the question was divided.

Senator Clarke moved the Senate do concur in the House amendment to Senate Bill No. 2901 including Sections 1 and 2.

The President declared the question before the Senate to be the positive motion by Senator Clarke that the Senate do concur in the House amendment to Senate Bill No. 2901 including Sections 1 and 2.

ROLL CALL

The Secretary called the roll and the motion by Senator Clarke failed by the following vote: Yeas, 13; nays, 20; excused, 16.

Voting yea: Senators Bluechel, Clarke, Gallagher, Gould, Guess, Hayner, Jones, Lee, Matson, Moore, Morrison, Scott, Talley—13.

Voting nay: Senators Bottiger, Conner, Donohue, Fleming, Gaspard, Goltz, Hansen, Marsh, McDermott, Odegaard, Peterson, Ridder, Shinpoch, Talmadge, Van Hollebeke, Vognild, Walgren, Wilson, Wojahn, Woody—20.

Excused: Senators Bausch, Benitz, Day, Henry, Keefe, Lewis, Lysen, Newschwander, North, Pullen, Quigg, Rasmussen, Sellar, von Reichbauer, Wanamaker, Williams—16.

The motion by Senator Talmadge carried and the Senate concurred in the House amendment to Senate Bill No. 2901 with the exception of Sections 1 and 2 and asks the House to recede therefrom.

MOTION

On motion of Senator Marsh, the Senate commenced consideration of the House Message on Substitute Senate Bill No. 3101.

MESSAGE FROM THE HOUSE

June 1, 1979.

Mr. President: The House has passed SUBSTITUTE SENATE BILL NO. 3101 with the following amendments:

On page 1 of the amendment, line 20, strike "one hundred eighty-seven" and insert "seventy-four"

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Section 1. For the purpose of furnishing funds for state assistance to school districts in providing for the construction of common school plant facilities, the state finance committee is hereby authorized to issue general obligation bonds of the state of Washington, the first authorization of which shall be in the sum of thirty million dollars and designated as Series I bonds, and the second authorization which shall be in the sum of one hundred eighty-seven million dollars and designated as the Series II bonds, or so much thereof of each authorization as

shall be required to provide state assistance to local school districts for the construction of common school plant facilities. No bonds authorized by this chapter shall be offered for sale without prior legislative appropriation and these bonds shall be paid and discharged in not more than thirty years of the date of issuance.

NEW SECTION. Sec. 2. When the state finance committee has determined to issue the general obligation bonds or a portion of such series thereof as authorized in section 1 of this act, it may, pending the issuance thereof, issue in the name of the state temporary notes in anticipation of the issuance of the bonds, which notes shall be designated as "bond anticipation notes." Such portion of the proceeds of the sale of each series of bonds as may be required for the payment of the principal of and redemption premium, if any, and interest on the notes shall be applied thereto when the bonds are issued.

NEW SECTION. Sec. 3. The state finance committee is authorized to prescribe the form, terms, conditions, and covenants of the bonds and/or the bond anticipation notes authorized by this chapter, the time or times of sale of all or any portion of them, and the conditions and manner of their sale and issuance.

Each bond and bond anticipation note shall pledge the full faith and credit of the state of Washington and shall contain an unconditional promise to pay the principal thereof and interest thereon when due.

NEW SECTION. Sec. 4. Except for that portion of the proceeds required to pay bond anticipation notes, the proceeds from the sale of the bonds and/or bond anticipation notes authorized by this chapter, and any interest earned on the proceeds, together with all grants, donations, transferred funds, and all other moneys which the state finance committee may direct the state treasurer to deposit therein, shall be deposited in the common school building construction account of the general fund, and shall be used exclusively for the purposes of carrying out the provisions of this chapter, and for payment of the expense incurred in the printing, issuance and sale of such bonds.

NEW SECTION. Sec. 5. The common school building bond retirement fund of 1979 is hereby created in the state treasury for the purpose of payment of the principal of and interest on the bonds authorized by this chapter.

The state finance committee, on or before June 30th of each year, shall certify to the state treasurer the amounts required in the next succeeding twelve months for the payment of the principal of and the interest coming due on each series of the bonds and the dates on which the payments are due. The state treasurer, not less than thirty days prior to the date on which any interest or principal and interest payment is due, shall withdraw from any general state revenues or any other funds constitutionally available and received in the state treasury and deposit in the common school building bond retirement fund of 1979 an amount equal to the amount certified by the state finance committee to be due on the payment date. Separate accounting records shall be maintained by the state treasurer of the debt service requirements of each series of bonds payable from the common school building bond retirement fund of 1979, as certified by the state finance committee.

NEW SECTION. Sec. 6. Prior to June 30th of each year the superintendent of public instruction shall cause to be accumulated in the common school construction fund from moneys transferred into the fund from the interest on the permanent common school fund, an amount at least equal to the amount required in the next succeeding twelve months for the payment of the principal of and interest on the Series I bonds issued under this chapter. Not less than thirty days prior to the date on which any interest or principal and interest payment is due, the superintendent of public instruction shall cause the amount so computed to be transferred from the common school construction fund to the general fund of the state treasury.

NEW SECTION. Sec. 7. The bonds authorized by this chapter shall constitute a legal investment for all state funds or for funds under state control and all funds of municipal corporations.

NEW SECTION. Sec. 8. The Series I bonds authorized by this chapter shall be first issued and only after the superintendent of public instruction has certified, based upon estimates submitted by the state finance committee of future interest earnings of the permanent common school fund and other factors, that an adequate balance will be available in the common school construction fund to enable the superintendent of public instruction to meet the requirements of section 6 of this act during the life of the bonds to be issued.

NEW SECTION. Sec. 9. No provisions of this chapter shall be deemed to repeal, override, or limit any provision of RCW 28A.47.784 through 28A.47.811, nor any provision or covenant of the proceedings of the state finance committee acting for and on behalf of the state of Washington heretofore or hereafter taken in the issuance of its revenue or general obligation bonds secured by a pledge of the interest earnings of the permanent common school fund under these statutes. The obligation of the superintendent of public instruction to make the transfers provided for in section 6 of this act shall be subject and subordinate to the lien and charge of the outstanding public school building revenue bonds, and any refunding general obligation bonds hereafter issued, on the interest earnings of the permanent common school fund pledged to secure the bonds.

NEW SECTION. Sec. 10. Not less than twenty-two million dollars of the proceeds received from the sale of the Series II bonds shall serve as total compensation to the common schools for the sale of timber from trust lands heretofore sold to the state parks and recreation commission pursuant to RCW 43.51.270 and 43.51.280.

NEW SECTION. Sec. 11. Debt service requirements of the bonds authorized by this chapter shall be included under the state's debt limitations.

NEW SECTION. Sec. 12. Sections 1 through 11 of this act are added to Title 28A RCW as a new chapter thereof.

NEW SECTION. Sec. 13. Authority to issue the balance of general obligation bonds authorized by chapter 13, Laws of 1969 and unissued in the amount of three million nine hundred thousand dollars is hereby rescinded.

NEW SECTION. Sec. 14. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected.

NEW SECTION. Sec. 15. This act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect immediately."

On page 1, line 6 of the title, after "facilities;" insert "providing compensation for the sale of timber on trust lands;" and the same are herewith transmitted.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

MOTIONS

Senator Donohue moved the Senate do not concur in the House amendments to Substitute Senate Bill No. 3101 and ask the House to recede therefrom.

Senator McDermott moved the Senate do concur in the House amendments to Substitute Senate Bill No. 3101.

Debate ensued.

Senator Gaspard demanded a roll call and the demand was sustained.

The President declared the question before the Senate to be the positive motion by Senator McDermott that the Senate do concur in the House amendments to Substitute Senate Bill No. 3101.

ROLL CALL

The Secretary called the roll and the motion by Senator McDermott carried by the following vote: Yeas, 18; nays, 14; absent or not voting, 1, excused, 16.

Voting yea: Senators Bluechel, Conner, Fleming, Gaspard, Goltz, Gould, Guess, Matson, McDermott, Morrison, Peterson, Ridder, Talley, Van Hollebeke, Vognild, Walgren, Wojahn, Woody—18.

Voting nay: Senators Clarke, Donohue, Gallagher, Hansen, Hayner, Jones, Lee, Marsh, Moore, Odegaard, Scott, Shinpoch, Talmadge, Wilson—14.

Absent or not voting: Senator Bottiger—1.

Excused: Senators Bausch, Benitz, Day, Henry, Keefe, Lewis, Lysen, Newschwander, North, Pullen, Quigg, Rasmussen, Sellar, von Reichbauer, Wanamaker, Williams—16.

The President declared the question before the Senate to be the roll call on final passage of Substitute Senate Bill No. 3101, as amended by the House.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 3101, as amended by the House, and the bill failed to pass the Senate by the following vote: Yeas, 25; nays, 7; absent or not voting, 1; excused, 16.

Voting yea: Senators Bluechel, Clarke, Conner, Fleming, Gaspard, Goltz, Gould, Guess, Hansen, Marsh, Matson, McDermott, Moore, Morrison, Odegaard, Peterson, Ridder, Talley, Talmadge, Van Hollebeke, Vognild, Walgren, Wilson, Wojahn, Woody—25.

Voting nay: Senators Donohue, Gallagher, Hayner, Jones, Lee, Scott, Shinpoch—7.

Absent or not voting: Senator Bottiger—1.

Excused: Senators Bausch, Benitz, Day, Henry, Keefe, Lewis, Lysen, Newschwander, North, Pullen, Quigg, Rasmussen, Sellar, von Reichbauer, Wanamaker, Williams—16.

SUBSTITUTE SENATE BILL NO. 3101, as amended by the House, having failed to receive the constitutional sixty percent majority was declared lost.

MESSAGES FROM THE HOUSE

June 1, 1979.

Mr. President: The House has concurred in the Senate amendments to SUBSTITUTION HOUSE BILL NO. 740 and has passed the bill as amended by the Senate.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

June 1, 1979.

Mr. President: The Speakers have signed SUBSTITUTION SENATE BILL NO. 2505, and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

SIGNED BY THE PRESIDENT

The President signed:

SENATE CONCURRENT RESOLUTION NO. 110.

MESSAGE FROM THE HOUSE

June 1, 1979.

Mr. President: The House has receded from its amendments to ENGROSSED SUBSTITUTE SENATE BILL NO. 2929, except the amendments to page 11, line 27 and page 11, line 33 by Representatives Craswell and Vrooman and the amendment to page 11, line 33 by Representatives Sommers, Nelson and Erickson and has passed the bill with said amendments, and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

The President declared the question before the Senate to be the roll call on final passage of Substitute Senate Bill No. 2929 with the remaining House amendments. Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 2929, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 32; absent or not voting, 2; excused, 15.

Voting yea: Senators Bluechel, Bottiger, Clarke, Conner, Donohue, Fleming, Gallagher, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Jones, Lee, Marsh, McDermott, Moore, Morrison, Odegaard, Peterson, Ridder, Scott, Sellar, Shinpoch, Talmadge, Van Hollebeke, Vognild, Walgren, Wilson, Wojahn, Woody—32.

Absent or not voting: Senators Matson, Talley—2.

Excused: Senators Bausch, Benitz, Day, Henry, Keefe, Lewis, Lysen, Newschwander, North, Pullen, Quigg, Rasmussen, von Reichbauer, Wanamaker, Williams—15.

ENGROSSED SUBSTITUTE SENATE BILL NO. 2929, as amended by the House, 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.

There being no objection, at 11:55 p.m., the Senate was declared to be at ease.

At 12:55 a.m., the President called the Senate to order.

MESSAGE FROM THE HOUSE

June 1, 1979.

Mr. President: The House receded from its amendments to ENGROSSED SENATE BILL NO. 2062 and passed the bill without said amendments, and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

MOTION

On motion of Senator Jones, Senator Talley was excused.

SIGNED BY THE PRESIDENT

The President signed:
SENATE BILL NO. 2062,
SUBSTITUTE SENATE BILL NO. 3008.

MOTION FOR RECONSIDERATION

Having voted on the prevailing side, on motion of Senator Jones, the Senate moved to reconsider the vote by which Substitute Senate Bill No. 3101, as amended by the House, failed to pass the Senate.

The President declared the question before the Senate to be the roll call on final passage of Substitute Senate Bill No. 3101, as amended by the House, on reconsideration.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 3101, as amended by the House, and the bill passed the Senate, on reconsideration, by the following vote: Yeas, 30; nays, 5; excused, 14.

Voting yea: Senators Bausch, Bluechel, Bottiger, Clarke, Conner, Day, Fleming, Gallagher, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Jones, Marsh, Matson, McDermott, Morrison, Odegaard, Peterson, Ridder, Sellar, Talmadge, Van Hollebeke, Vognild, Walgren, Wilson, Wojahn, Woody—30.

Voting nay: Senators Donohue, Lee, Moore, Scott, Shipoch—5.

Excused: Senators Benitz, Henry, Keefe, Lewis, Lysen, Newschwander, North, Pullen, Quigg, Rasmussen, Talley, von Reichbauer, Wanamaker, Williams—14.

SUBSTITUTE SENATE BILL NO. 3101, as amended by the House, having received the constitutional sixty percent majority, on reconsideration, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Walgren, Substitute Senate Bill No. 3101, as amended by the House, was ordered immediately transmitted to the House.

There being no objection, the Senate returned to the fourth order of business.

MESSAGES FROM THE HOUSE

June 1, 1979.

Mr. President: The Speakers have signed SUBSTITUTÉ HOUSE BILL NO. 740, and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

June 1, 1979.

Mr. President: The Speakers have signed:
SENATE BILL NO. 2062,
SUBSTITUTE SENATE BILL NO. 3008, and the same are herewith transmitted.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

June 1, 1979.

Mr. President: The Speakers have signed SENATE CONCURRENT RESOLUTION NO. 110, and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

June 1, 1979.

Mr. President: The House concurred in the Senate amendments to HOUSE BILL NO. 191 and passed the bill as amended by the Senate.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

MESSAGE FROM THE HOUSE

June 1, 1979.

Mr. President: The House has passed ENGROSSED SUBSTITUTE SENATE BILL NO. 2979 with the following amendments:

On page 2, line 18, after "certification" insert "and/or permits issued by the council pursuant to chapter 90.48 RCW or 80.50.040(14) RCW"

On page 2, line 31, after "permits" strike "pursuant to" and insert "in compliance with applicable provisions of the federally approved state implementation plan adopted in accordance with"

On page 2, line 33, after "enlargement" insert "or operation"

On page 2, line 36, after "chapter" insert ": AND PROVIDED FURTHER, That all such permits be conditioned upon compliance with all provisions of the federally approved state implementation plan which apply to energy facilities covered within the provisions of this chapter"

On page 3, on line 36, after "any" strike "air pollution" and insert "emission"

On page 4, on line 1, after "Act" insert "and the state implementation plan", and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.

VITO T. CHIECHI, Chief Clerk.

MOTION

Senator Bottiger moved the Senate concur in the House amendments to Engrossed Substitute Senate Bill No. 2979.

Senators Moore, Talmadge and Gaspard demanded the previous question and the demand was sustained.

The motion by Senator Bottiger carried.

The Senate concurred in the House amendments to Engrossed Substitute Senate Bill No. 2979.

The President declared the question before the Senate to be the roll call on final passage of Engrossed Substitute Senate Bill No. 2979, as amended by the House.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute Senate Bill No. 2979, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 34; absent or not voting, 2; excused, 13.

Voting yea: Senators Bausch, Bottiger, Clarke, Conner, Day, Donohue, Fleming, Gallagher, Gaspard, Goltz, Gould, Guess, Hansen, Hayner, Henry, Jones, Lee, Marsh, McDermott, Moore, Morrison, Odegaard, Peterson, Ridder, Scott, Sellar, Shinpoch, Talmadge, Van Hollebeke, Vognild, Walgren, Wilson, Wojahn, Woody—34.

Absent or not voting: Senators Bluechel, Matson—2.

Excused: Senators Benitz, Keefe, Lewis, Lysen, Newschwander, North, Pullen, Quigg, Rasmussen, Talley, von Reichbauer, Wanamaker, Williams—13.

ENGROSSED SUBSTITUTE SENATE BILL NO. 2979, as amended by the House, 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.

SIGNED BY THE PRESIDENT

The President signed:
 SUBSTITUTE HOUSE BILL NO. 740.

REMARKS BY SENATOR DAY

Senator Day: "My appreciation to the President and to the President Pro Tem for standing up there sore-footed all these hours and hours, not only tonight but other nights, and doing an excellent job, because you are a couple of the unsung heroes around here and you are appreciated."

There being no objection, at 2:06 a.m., the Senate was declared to be at ease subject to the Call of the President.

The President called the Senate to order at 2:20 a.m.

MESSAGE FROM THE HOUSE

June 1, 1979.

Mr. President: The Speakers have signed HOUSE BILL NO. 191, and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.
 VITO T. CHIECHI, Chief Clerk.

SIGNED BY THE PRESIDENT

The President signed:
 SUBSTITUTE SENATE BILL NO. 2929,
 SUBSTITUTE SENATE BILL NO. 2979,
 SUBSTITUTE SENATE BILL NO. 3101.

SIGNED BY THE PRESIDENT

The President signed:
 HOUSE BILL NO. 191.

MESSAGE FROM THE HOUSE

Mr. President: The Speakers have signed:
 SUBSTITUTE SENATE BILL NO. 2929,
 SUBSTITUTE SENATE BILL NO. 2979,
 SUBSTITUTE SENATE BILL NO. 3101, and the same are herewith transmitted.

DEAN R. FOSTER, Chief Clerk.
 VITO T. CHIECHI, Chief Clerk.

MOTIONS

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

On motion of Senator Walgren, the following resolution was adopted:

SENATE RESOLUTION 1979-156

By Senators Walgren and Odegaard:

BE IT RESOLVED, By the Senate, that a committee consisting of three members of the Senate be appointed to notify the House that the Legislature is about to adjourn SINE DIE.

APPOINTMENT OF SPECIAL COMMITTEE

Under the provisions of Senate Resolution 1979-156, the President appointed Senators Hansen, Clarke and Wojahn to notify the House that the Senate is ready to adjourn SINE DIE.

MOTION

On motion of Senator Walgren, the committee appointments were confirmed.

COMMITTEE FROM THE HOUSE NOTIFYING SENATE
OF ADJOURNMENT SINE DIE

The Sergeant at Arms announced the arrival of the committee from the House of Representatives. The committee, comprised of Representatives Deccio, Craswell, Brekke and Galloway appeared before the bar of the Senate to notify the Senate that the House of Representatives was about to adjourn SINE DIE.

The report was received and the committee returned to the House of Representatives.

REMARKS BY SENATOR WALGREN

Senator Walgren: "Mr. President, during this lull in the very rapid conclusion of this legislative session, I want to take this opportunity of thanking the excellent staff that we have here, not only represented by the Secretary of the Senate, who of course is the chief officer for the operation of the Senate in its business activities, but certainly for all the people that have been employed, both as regular employees of the Senate and as special employees during the session. I think that they have done an excellent job and I know the members, both Republicans and Democrats here, appreciate it very much."

REMARKS BY SENATOR MATSON

Senator Matson: "Mr. President, I want to echo Senator Walgren's statement and a little bit further, I want to say that from this side of the aisle our staff has been absolutely super, plus the fact that the staff on the other side of the aisle has been extremely cooperative and a real credit to the Senate of the State of Washington. Thank you."

MESSAGE FROM THE HOUSE

June 1, 1979.

Mr. President: The House has adopted SENATE CONCURRENT RESOLUTION NO. 117, and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

SIGNED BY THE PRESIDENT

The President signed:
SENATE CONCURRENT RESOLUTION NO. 117.

MESSAGE FROM THE HOUSE

June 1, 1979.

The Speakers have signed SENATE CONCURRENT RESOLUTION NO. 117, and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

MESSAGE FROM THE HOUSE

June 1, 1979.

Mr. President: The House has passed HOUSE CONCURRENT RESOLUTION NO. 21, and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

MOTION

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

INTRODUCTION AND FIRST READING

HOUSE CONCURRENT RESOLUTION NO. 21, by King and Polk:
Notifying the Governor that the Legislature is about to adjourn SINE DIE.

On motion of Senator Walgren, the rules were suspended, House Concurrent Resolution No. 21 was advanced to second reading and read the second time in full.

On motion of Senator Walgren, the rules were suspended, House Concurrent Resolution No. 21 was advanced to third reading, the second reading considered the third and the resolution was adopted.

APPOINTMENT OF SPECIAL COMMITTEE

Under the provisions of House Concurrent Resolution No. 21, the President appointed Senators Peterson, Morrison and Wilson as a committee of three to join with a like committee from the House of Representatives to notify the Governor that the legislature is about to adjourn SINE DIE.

MOTION

On motion of Senator Walgren, the committee appointments were confirmed.

REPORT OF SPECIAL COMMITTEE APPOINTED TO NOTIFY
HOUSE OF REPRESENTATIVES OF ADJOURNMENT SINE DIE

The members of the special committee appointed under the provisions of Senate Resolution 1979-156 composed of Senators Hansen, Clarke and Wojahn to notify the House of Representatives that the Senate was ready to adjourn SINE DIE appeared before the bar of the Senate and reported that the House of Representatives had been notified.

The report was received and the committee was discharged.

REMARKS BY SENATOR WALGREN

Senator Walgren: "Mr. President, also during this lull in the activities, I would also like to extend on behalf of the Democrats and particularly on my own behalf my thanks to the Republican colleagues and particularly to Senator Matson, Senator Newschwander, Senator Clarke, who of course are the people that we usually are

debating out here on the floor for the courtesies that have been extended during this rather lengthy session, one that has been involved in many partisan disputes, I suppose, but one that has not lacked the courtesies and the friendliness that I think is so important here in the Senate, and I personally appreciate their help."

REMARKS BY SENATOR CLARKE

Senator Clarke: "Thank you, Mr. President, and thank you, Senator Walgren. We agree you did it to us in a very nice way, and we appreciate the courtesy and would reciprocate, not only to Senator Walgren but all of the people on the other side of the aisle, as you have stated. Traditionally, we would have our differences but we are all very good friends through it all and really it is a pleasure, I think, for everyone to serve in the Senate with this group regardless of which side of the aisle we happen to be on."

REMARKS BY THE PRESIDENT

President Cherberg: "The President should like to exercise the privilege of expressing his deepest appreciation and thanks to the forty-nine members of the Senate for their great patience and forbearance and the many courtesies that they have extended to the President. I should also like to thank the members of the staff, headed up by the one and only Sidney Snyder, who is absolutely the top Secretary in the land nonpareil. I should like to make special mention of my appreciation to the other members also here at the rostrum; Verne Sawyer, Chief Leather Lungs; Dorothy Greeley, the best Minute Clerk ever; Pat Durham, the Docket Clerk over here that keeps everything straight; and Orlando Francesca Scarpelli, the master of the keyboard. And a special word of thanks to my good friend, Al Henry, who is always ready to step in and pitch and do everything exactly right. Thank you so much, Al."

REMARKS BY THE PRESIDENT

President Cherberg: "The Assistant Secretary, Mr. William Gleason, has also been of invaluable assistance to the members of the Senate, of which the President is very much aware and has been of great value, inestimable value to the President. Thank you. The President cannot say too much about Bill, Sid, Verne, Dorothy, Ole and Pat. Good, that is."

MESSAGE FROM THE HOUSE

June 1, 1979.

The Speakers signed HOUSE CONCURRENT RESOLUTION NO. 21, and the same is herewith transmitted.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

MESSAGE FROM THE HOUSE

June 1, 1979.

Mr. President: Under the provisions of Senate Concurrent Resolution No. 117, the House herewith returns the following Senate bills:

SUBSTITUTE SENATE BILL NO. 2014,
ENGROSSED SECOND SUBSTITUTE SENATE BILL NO. 2023,
SUBSTITUTE SENATE BILL NO. 2024,
SUBSTITUTE SENATE BILL NO. 2055,
ENGROSSED SENATE BILL NO. 2084,

SENATE BILL NO. 2133,
SENATE BILL NO. 2135,
SENATE BILL NO. 2154,
SENATE BILL NO. 2162,
ENGROSSED SENATE BILL NO. 2165,
ENGROSSED SENATE BILL NO. 2204,
SUBSTITUTE SENATE BILL NO. 2209,
SECOND SUBSTITUTE SENATE BILL NO. 2212,
ENGROSSED SUBSTITUTE SENATE BILL NO. 2213,
ENGROSSED SENATE BILL NO. 2229,
ENGROSSED SENATE BILL NO. 2235,
SENATE BILL NO. 2236,
ENGROSSED SENATE BILL NO. 2237,
SUBSTITUTE SENATE BILL NO. 2238,
ENGROSSED SENATE BILL NO. 2241,
SENATE BILL NO. 2257,
SENATE BILL NO. 2259,
SENATE BILL NO. 2262,
SENATE BILL NO. 2267,
SUBSTITUTE SENATE BILL NO. 2268,
ENGROSSED SENATE BILL NO. 2272,
SENATE BILL NO. 2278,
SUBSTITUTE SENATE BILL NO. 2299,
ENGROSSED SUBSTITUTE SENATE BILL NO. 2316,
ENGROSSED SENATE BILL NO. 2325,
ENGROSSED SENATE BILL NO. 2332,
ENGROSSED SUBSTITUTE SENATE BILL NO. 2335,
SENATE BILL NO. 2341,
SENATE BILL NO. 2343,
SENATE BILL NO. 2349,
ENGROSSED SENATE BILL NO. 2367,
SUBSTITUTE SENATE BILL NO. 2372,
SUBSTITUTE SENATE BILL NO. 2373,
SENATE BILL NO. 2396,
SENATE BILL NO. 2408,
SENATE BILL NO. 2412,
SUBSTITUTE SENATE BILL NO. 2414,
SUBSTITUTE SENATE BILL NO. 2418,
SUBSTITUTE SENATE BILL NO. 2420,
ENGROSSED SENATE BILL NO. 2423,
ENGROSSED SENATE BILL NO. 2426,
ENGROSSED SENATE BILL NO. 2429,
ENGROSSED SENATE BILL NO. 2433,
SUBSTITUTE SENATE BILL NO. 2454,
SENATE BILL NO. 2461,
SECOND SUBSTITUTE SENATE BILL NO. 2465,
ENGROSSED SENATE BILL NO. 2473,
SENATE BILL NO. 2475,
SUBSTITUTE SENATE BILL NO. 2485,
ENGROSSED SUBSTITUTE SENATE BILL NO. 2494,
SUBSTITUTE SENATE BILL NO. 2495,
ENGROSSED SENATE BILL NO. 2507,
SUBSTITUTE SENATE BILL NO. 2518,
SENATE BILL NO. 2561,

ENGROSSED SENATE BILL NO. 2563,
ENGROSSED SENATE BILL NO. 2584,
SENATE BILL NO. 2585,
ENGROSSED SUBSTITUTE SENATE BILL NO. 2598,
SENATE BILL NO. 2644,
SUBSTITUTE SENATE BILL NO. 2658,
ENGROSSED SUBSTITUTE SENATE BILL NO. 2666,
ENGROSSED SENATE BILL NO. 2667,
SUBSTITUTE SENATE BILL NO. 2676,
SUBSTITUTE SENATE BILL NO. 2716,
SUBSTITUTE SENATE BILL NO. 2721,
SUBSTITUTE SENATE BILL NO. 2735,
SUBSTITUTE SENATE BILL NO. 2749,
SENATE BILL NO. 2751,
ENGROSSED SENATE BILL NO. 2755,
SENATE BILL NO. 2756,
SUBSTITUTE SENATE BILL NO. 2771,
SUBSTITUTE SENATE BILL NO. 2778,
ENGROSSED SUBSTITUTE SENATE BILL NO. 2790,
SUBSTITUTE SENATE BILL NO. 2855,
SENATE BILL NO. 2860,
ENGROSSED SUBSTITUTE SENATE BILL NO. 2862,
ENGROSSED SUBSTITUTE SENATE BILL NO. 2865,
ENGROSSED SUBSTITUTE SENATE BILL NO. 2893,
ENGROSSED SENATE BILL NO. 2896,
SENATE BILL NO. 2901,
SENATE BILL NO. 2921,
ENGROSSED SUBSTITUTE SENATE BILL NO. 2974,
ENGROSSED SUBSTITUTE SENATE BILL NO. 2980,
ENGROSSED SENATE BILL NO. 3011,
SUBSTITUTE SENATE BILL NO. 3019,
SENATE BILL NO. 3026,
SUBSTITUTE SENATE BILL NO. 3030,
SUBSTITUTE SENATE BILL NO. 3042,
ENGROSSED SUBSTITUTE SENATE BILL NO. 3044,
ENGROSSED SENATE BILL NO. 3069,
ENGROSSED SUBSTITUTE SENATE BILL NO. 3087,
SENATE BILL NO. 3092,
SUBSTITUTE SENATE BILL NO. 3094,
ENGROSSED SUBSTITUTE SENATE BILL NO. 3118,
SENATE BILL NO. 3121,
ENGROSSED SUBSTITUTE SENATE BILL NO. 3128,
ENGROSSED SENATE BILL NO. 3132,
ENGROSSED SUBSTITUTE SENATE BILL NO. 3140,
ENGROSSED SUBSTITUTE SENATE BILL NO. 3142,
SENATE JOINT MEMORIAL NO. 103,
SENATE JOINT MEMORIAL NO. 104,
ENGROSSED SENATE JOINT MEMORIAL NO. 106,
ENGROSSED SENATE JOINT MEMORIAL NO. 111,
ENGROSSED SUBSTITUTE SENATE CONCURRENT RESOLUTION
NO. 103,

SENATE CONCURRENT RESOLUTION NO. 116, and the same are herewith transmitted.

DEAN R. FOSTER, Chief Clerk.
VITO T. CHIECHI, Chief Clerk.

SIGNED BY THE PRESIDENT

The President signed:

HOUSE CONCURRENT RESOLUTION NO. 21.

REPORT OF SPECIAL COMMITTEE APPOINTED TO NOTIFY THE GOVERNOR OF ADJOURNMENT SINE DIE

The Senate members of the special committee appointed under the provisions of House Concurrent Resolution No. 21 composed of Senators Peterson, Morrison and Wilson, together with a committee of three from the House of Representatives, to notify the Governor that the legislature is about to adjourn SINE DIE, appeared before the bar of the Senate and reported that the Governor had been notified.

The report was received and the committee was discharged.

MOTIONS

On motion of Senator Walgren, the Senate Journal of the Seventy-third day, First Extraordinary Session of the Forty-sixth Legislature was approved.

At 3:02 a.m., on motion of Senator Walgren, the Senate of the Forty-sixth Legislature adjourned SINE DIE.

JOHN A. CHERBERG, President of the Senate.
SIDNEY R. SNYDER, Secretary of the Senate.

MOTION

On motion of Senator Donohue on June 1, 1979, the following "BUDGET NOTES" are made a part of the Senate Journal.

BUDGET NOTES

1979-81 OPERATING AND CAPITAL APPROPRIATIONS
(Senate Committee Amendment to EHB 516)

As presented by the
Senate Ways and Means Committee
Sen. Hubert F. Donohue, Chairman

June 1, 1979

DEMOCRATS

HUBERT F. DONOHUE, CHAIRMAN
 JAMES A. McDERMOTT, VICE CHAIRMAN
 FRED BAUSCH
 GEORGE FLEADING
 MARK US GASPARO
 H. A. GOLTZ
 JAMES G. MARSH
 GARY M. ODEGAARD
 A. I. RASMUSSEN
 RUTH RIDDER
 A. N. SHIMPOCH
 GORDON L. WALGREEN
 B. LOBRADNE WOLANN

STAFF DIRECTOR
 M. LYLE JACOBSEN



STATE OF WASHINGTON

SENATE COMMITTEE ON WAYS AND MEANS

May 29, 1979

REPUBLICANS

GEORGE W. CLARKE
 JOHN D. JONES
 JIM MATSON
 SID W. MORRISON
 CHARLES E. NEUSCHWAND
 GEORGE W. SCOTT
 GEORGE L. SELLAR

105 PUBLIC LANDS BLDG.
 OLYMPIA 98504
 TELEPHONE 752-7711

Lieutenant Governor John A. Cherberg
 and Members of the Senate:

Transmitted herein is a copy of the "Budget Notes" which support establishment of legislative intent as it relates to the provisions of the 1979-81 operating and capital budgets (Senate Committee Amendment to EHC 516).

For further detail not included within the highlights of each agency, please contact the committee staff.

Respectfully submitted,

Hubert F. Donohue, Chairman
 Senate Committee on Ways and Means

TABLE OF CONTENTS

	PAGE
General Fund Revenue - Expenditure Comparison	i
Operating and Capital Budget Summaries	ii-vii
Operating Budget Highlights	1-40
Operating Budget Senate-House Comparison	41-50
Capital Budget Project Comparison	51-93
Salary Increase Supplementary Information	94-97

Washington State Senate
Senate Committee on Ways and Means
May 31, 1979

GENERAL FUND
1979-81

	(Millions) <u>Senate</u>
<u>Revenue</u>	
I. 1977-79 Ending Balance	\$ 332.2
II. Revised Adjustments to 1977-79	53.7
III. 1979-81 Estimated Revenue	6,646.4
IV. Revised Adjustments to 1979-81	176.4
V. Legislation Affecting Revenue	<u>(85.1)</u>
TOTAL REVENUE AVAILABLE	\$7,123.6
<u>Expenditure</u>	
I. Operating Budget (EHB 516)	\$7,075.9
II. Legislation Affecting Expenditure Levels	<u>43.98</u>
TOTAL EXPENDITURE	\$7,119.88
<u>Balance</u>	
Revenue vs. Expenditure	\$ 3.72

Washington State Senate
 Senate Committee on Ways and Means
 May 29, 1979

SENATE BUDGET
 (EHB 516)

(\$ in Thousands)

Operating

General Fund-State	\$5,635,624	
General Fund-Federal	1,435,006	
All Other Funds	<u>1,922,121</u>	
SUBTOTAL		\$8,992,751

Capital

Reappropriations	\$ 195,900 ^{1/}	
New Appropriations	<u>738,700</u>	
SUBTOTAL (New)		<u>738,700</u>
TOTAL BUDGET ^{2/}		<u><u>\$9,731,451</u></u>

^{1/} Non-Add

^{2/} Excludes Funding for the Department of Transportation

Washington State Senate
Senate Committee on Ways and Means
May 29, 1979

1979-81
CAPITAL BUDGET SUMMARY
(\$ in Millions)*

Section	Agency	Re- Appro- priation	Agency New Appro- priation	Governor New Appro- priation	House New Appro- priation	Senate Proposed New Appro- priation
174	General Administration	\$ 7.2	\$ 72.2	\$ 28.7	\$ 16.7	\$ 17.8
175	Military Department	.4	.6	.3	.3	.5
176+	Department of Social and Health Services	27.7	115.9	116.6	116.2	108.0
181	Veteran Affairs	2.7	3.0	3.1	1.8 ^{1/}	3.1
182	Jail Commission	.0	106.0 ^{1/}	106.0 ^{1/}	106.0 ^{1/}	106.0
183	Department of Ecology	3.4	.4	.6	.6	.6
184	Parks and Recreation	5.4	32.7	7.9	10.3	9.9
185	Department of Commerce & Economic Development	-0-	-0-	-0-	8.0	6.0
186	Department of Fisheries	29.5	23.6	12.8	11.5	12.1
187	Department of Game	1.7	4.4	2.7	3.0	2.4
188	Department of Natural Resources	9.0	18.9	16.0	16.0	15.6
189	University of Washington	14.4	64.7	28.9	50.0	49.8
190	Washington State University	9.8	30.4	19.7	30.9	24.0
191	Eastern Washington University	1.1	13.9	8.4	11.7	8.7
192	Central Washington University	1.3	11.8	6.7	10.4	7.8
193	The Evergreen State College	.2	5.4	.6	1.3	1.2
194	Western Washington University	.5	21.6	6.9	10.8	9.9
195	Community Colleges	5.3	83.8 ^{2/}	32.0	50.9	34.5
196	Superintendent of Public Instruction	76.1	310.0 ^{2/}	310.0 ^{3/}	324.9	318.0
197	Washington State Patrol	.2	3.3	1.2	1.2	.8 ^{4/}
	504 Handicapped Access	-0-	39.2	39.2	-0 ^{4/}	-0 ^{4/}
	Commission for Vocational Education	-0-	4.3	4.3	4.3	-0-
	State Library	-0-	2.3	2.3	.3	-0-
	Art Commission	-0-	-0-	-0-	20.2	-0-
	TOTAL	\$195.9	\$968.4	\$754.9	\$807.3	\$738.7

- ^{1/} Appropriation level, except as noted, reconcile to Senate Capital LEAP run 5/29/79
^{2/} Assumes \$106M for jail facilities funding
^{3/} Assumes common school construction funding above the original agency request totaling \$ 60M
^{4/} Assumes common school construction funding above the original agency request totaling \$146M
Access funding is incorporated in agency appropriations



WASHINGTON STATE
BASE BUDGETING REPORT

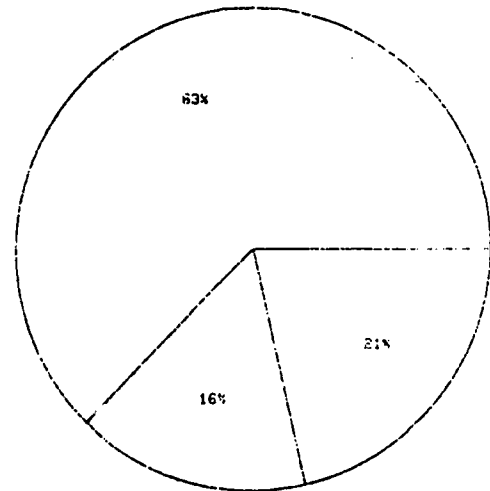
DATE 05/30/79
TIME 09:21

TOT WASHINGTON STATE

SENATE OPERATING

DOLLARS IN THOUSANDS - FOR 1979-81 BIENNIUM

GENERAL FUND-STATE	5,635,624	63%
GENERAL FUND-FEDERAL	1,435,006	16%
ALL OTHER	1,922,121	21%
<hr/>		
TOTAL	8,992,751	100%



-iv-



WASHINGTON STATE
BASE BUDGETING REPORT

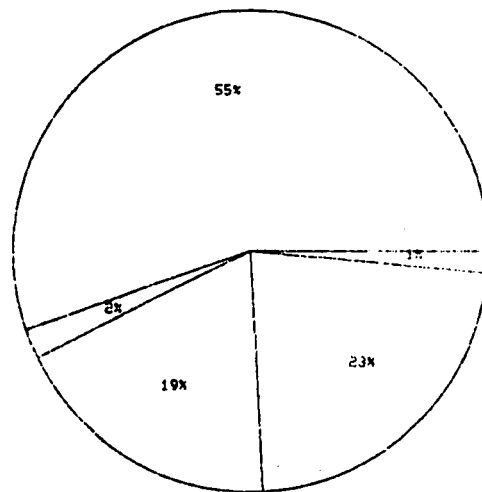
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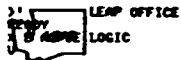
TOT WASHINGTON STATE
GENERAL FUND-STATE

SENATE OPERATING

DOLLARS IN THOUSANDS - FOR 1979-81 BIENNIIUM

TOTAL EDUCATION	3,114,901	55%
NATURAL RESOURCES	114,362	2%
GENERAL GOVERNMENT	1,045,960	19%
HUMAN RESOURCES	1,276,081	23%
ALL OTHER	84,320	1%
<hr/>		
TOTAL	5,635,624	100%





WASHINGTON STATE
BASE BUDGETING REPORT

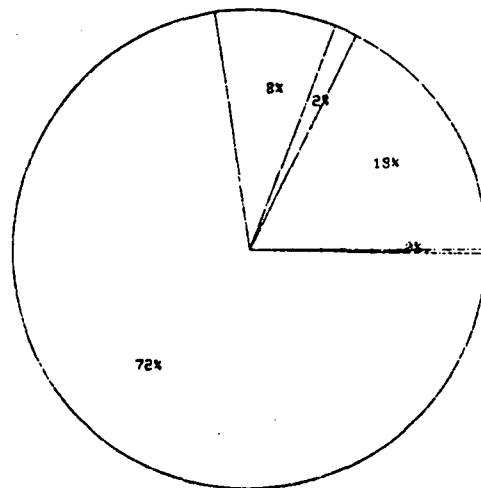
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TOT WASHINGTON STATE
GENERAL FUND-FEDERAL

SENATE OPERATING

DOLLARS IN THOUSANDS - FOR 1979-81 BIENNIUM

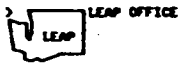
TOTAL EDUCATION	252,577	18%
NATURAL RESOURCES	21,830	2%
GENERAL GOVERNMENT	118,670	8%
HUMAN RESOURCES	1,037,831	72%
ALL OTHER	4,098	%
<hr/>		
TOTAL	1,435,006	100%



-vi-

ADDENDUM

2825



WASHINGTON STATE
BASE BUDGETING REPORT

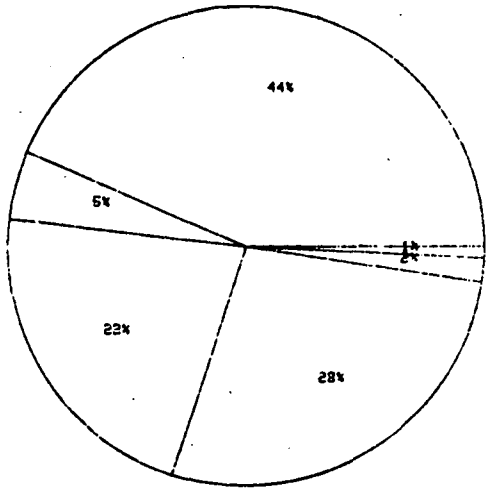
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TIME 09:57

TOT WASHINGTON STATE
TOTAL ALL FUNDS

SENATE OPERATING

DOLLARS IN THOUSANDS - FOR 1979-81 BIENNIUM

TOTAL EDUCATION	3,914,401	44%
NATURAL RESOURCES	411,072	5%
GENERAL GOVERNMENT	1,972,417	22%
HUMAN RESOURCES	2,478,705	28%
TRANSPORTATION	145,070	2%
ALL OTHER	71,086	1%
<hr style="border-top: 1px dashed black;"/>		
TOTAL	8,992,751	100%



-vii-

-1-

OPERATING BUDGET

Highlights

Sec. 2	HOUSE OF REPRESENTATIVES	
	General Fund-State -----	\$ 16,728,000
	Recommended level.	
Sec. 3	SENATE	
	General Fund-State -----	\$ 14,300,000
	Recommended level.	
Sec. 4	LEGISLATIVE BUDGET COMMITTEE	
	General Fund-State -----	\$ 1,247,000
	The budget recommendation enables LBC to maintain current operations as well as undertake a new project to conduct a management survey and/or a performance audit of the Washington Public Power Supply System. Include 9% salary increase amount per year.	
Sec. 5	LEGISLATIVE EVALUATION AND ACCOUNTABILITY PROGRAM	
	General Fund-State -----	\$ 1,295,000
	Recommended level with inclusion of 9% salary increase amount per year.	
Sec. 6	STATE ACTUARY	
	General Fund-State -----	\$ 301,000
	Provides funds for operation and continued enhancement of data analyzing capability. Also included is 9% salary increase amount per year.	
Sec. 7	STATUTE LAW COMMITTEE	
	General Fund-State -----	\$ 3,626,000
	Statute Law Committee Publication Account -----	195,000
	TOTAL APPROPRIATION -----	\$ 3,821,000

-2-

Sec. 8 SUPREME COURT

General Fund-State ----- \$ 5,306,000

Reduced \$194,000 from Governor's recommendation. Added twelve (12) FTE's: three positions in Clerk's office; one position in Law Reports office; and two positions in Commissioner's office.

Added \$7,800 for terminal/editing typewriter for reports and Commissioner's office.

Provided \$1,400 per case for indigent appeals.

Sec. 9 LAW LIBRARY

General Fund-State ----- \$ 1,386,000

Reduced \$19,000 from Governor's recommendation. Budget recommendation reflects current level with appropriate inflation in goods and services and increment increases in salaries. A substantial increase in equipment reflects large increases in costs of on-going publications and subscriptions that the library receives.

Sec. 10 COURT OF APPEALS

General Fund-State ----- \$ 6,130,000

Reduced \$163,000 from Governor's recommendation. Budget recommendation added nineteen (19) FTE's: five law clerks, three clerk steno II's, and one and one-half interns.

Budget reflects current level with appropriate inflation, salary increment and employee benefit increases. Goods and services and equipment increased to reflect new positions.

Substantial increases in rentals/leases due to new facilities and moving expenses for Division I in Seattle, Division II in Tacoma and Division III in Spokane.

Sec. 11 ADMINISTRATOR FOR THE COURTS

General Fund-State ----- \$10,313,000

Reduced \$972,000 from Governor's recommendation. No new position requests approved. Reduced one computer operator (2 FTE's) position that was added during the 1977-79 biennium; reduced personal services contracts by \$89,000 requested for a cost-benefit analysis of the Judicial Information System; concur with House on slowing the expansion of JIS; major increases are for computer time charges by Washington State University (\$1,700,000) for existing and planned users.

-3-

The Data Processing Authority's recommended cost projections for the continuation of the JIS project during the ensuing biennium were taken into consideration in the calculation of this proposed recommendation.

Concur with Governor's recommendation for Superior Court Judges and judges pro tempore.

Sec. 12 JUDICIAL COUNCIL

General Fund-State ----- \$ 225,000

Concur with Governor's recommendation.

Sec. 13 OFFICE OF THE GOVERNOR

General Fund-State ----- \$ 2,704,000

Concur with Governor's recommendation.

Sec. 14 OFFICE OF THE GOVERNOR - SPECIAL APPROPRIATIONS

General Fund Appropriation-State -----	\$ 176,404,000
General Fund Appropriation-Federal -----	24,060,000
Special Compensation Revolving Fund Appropriation -----	61,265,000
TOTAL APPROPRIATION -----	\$ 261,729,000

Salary Compensation Plan:

Salary increases averaging 17.4% over the course of the biennium are proposed for classified and exempt employees of the State Personnel Board. Five percent applies over the full biennium, an additional 6.4% takes effect in October, 1979 and the remaining 6% takes effect in October, 1980.

Salary increases averaging 20% over the course of the biennium are proposed for classified employees of the Higher Education Personnel Board. Five percent applies over the full biennium, an additional 9% takes effect in October, 1979 and the remaining 6% takes effect in October, 1980.

Salary increases averaging 16.6% over the course of the biennium are proposed for faculty and administrative exempt employees in the higher education community. Five percent will take effect at the beginning of the 1979-80 contract year. An additional 5.6% will apply to the 1979-80 contract and the remaining 6% will apply to the 1980-81 contract. Additionally, the respective higher education institutions could provide increments for these employees in each year of the biennium up to 1 1/2% of their prior year's average salaries. Funding for these increments would come from other budgeted funds within the institutions.

-4-

Salary increases averaging 17% over the course of the biennium are proposed for commissioned officers of the Washington State Patrol. Five percent applies over the full biennium, an additional 6% takes effect in October, 1979 and the remaining 6% takes effect in October, 1980.

Health, life and disability insurance benefits are increased for all eligible state employees including higher education employees from the current \$72.50 per month to \$85 per month for fiscal 1980 and to \$95 per month in fiscal 1981.

Sec. 15 LIEUTENANT GOVERNOR

General Fund-State ----- \$ 204,000

Replaced equipment which was used to attain Office of Financial Management's target level.

Sec. 16 SECRETARY OF STATE

General Fund-State ----- \$ 3,705,000

The budget recommendation provides for two additional clerical positions to address increased workload in the licensing program. Provided are funds for a design programmer to reprogram corporate licensing computer files. It also provides \$157,000 for a one-time precinct/census mapping project required by statute; in addition, \$624,000 is provided for the state's estimated share of the 1979 primary and general election costs.

Sec. 17 GOVERNOR'S INDIAN ADVISORY COUNCIL

General Fund-State ----- \$ 147,000

Budget level reflects reduction of one staff person which makes this council's staffing the same as the other minority commissioners. Senate reduction also reflects adjustment of fringe benefit level.

Sec. 18 COMMISSION ON ASIAN-AMERICAN AFFAIRS

General Fund-State ----- \$ 121,000

Budget level allows commission to maintain current level of activity. Senate recommendation restores goods and services to current level and reverses Governor's travel cut.

-5-

Sec. 19 COMMISSION ON MEXICAN-AMERICAN AFFAIRS

General Fund-State -----	\$	124,000
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Budget level maintains agency at current level of operation. Reduction from Governor's level reflects reduction of fringe benefit amount to standard.

Sec. 20 TREASURER

General Fund-State -----	\$	10,000
Motor Vehicle Fund-State -----		31,000
State Treasurer's Service Fund -----		3,807,000
TOTAL APPROPRIATION -----	\$	3,848,000

Amount includes current level plus \$224,000 new computer hardware; Senate added \$10,000 general fund for cost of tax deferral program.

Sec. 21 OFFICE OF STATE AUDITOR

General Fund-State -----	\$	6,041,000
General Fund-Federal -----		300,000
Motor Vehicle Fund -----		232,000
TOTAL APPROPRIATION -----	\$	6,573,000

The budget recommendation provides for continuation of current operations. In addition, four new positions are created to handle the statistics of local governments, a personnel officer and three new computer auditors. Seven request positions needed to conduct annual audits of state agencies are not recommended.

Sec. 22 ATTORNEY GENERAL

General Fund-State -----	\$	3,355,000
General Fund-Federal -----		15,034,000
TOTAL APPROPRIATION -----	\$	18,389,000

A current level budget is provided with reductions in travel and goods and services. Funds are provided for the utilization of two state auditors to carry out audits of charitable trust funds.

-6-

Sec. 23 OFFICE OF FINANCIAL MANAGEMENT

General Fund-State -----	\$ 10,949,000
General Fund-Federal -----	24,081,000
TOTAL APPROPRIATION -----	<u>\$ 35,030,000</u>

The budget recommendation provides for several items above the current level of operations. During the current biennium, the law and justice activity was transferred to the Office of Financial Management. The budget recommendation includes \$24,938,000 of which \$1,006,000 is state general fund for this activity. Also included is \$1,000,000 for budget and accounting systems development, \$1,174,000 for continued development of a higher education personnel/payroll system, and \$30,000 to acquire census materials. Reduced from the Governor's budget is \$413,000 for the higher education personnel/payroll system, \$30,000 for quarterly economic forecasting and \$20,000 contingency funds for supplementary budget functions.

Sec. 24 DEPARTMENT OF PERSONNEL

General Fund-State -----	\$ 263,000
DPO Service Fund -----	7,136,000
State Employees' Insurance Fund -----	1,229,000
TOTAL APPROPRIATION -----	<u>\$ 8,628,000</u>

Technical Personnel Services - \$7,361,000: budget level provides for four positions for the review of positions which have become vacant due to retirement; 3 positions for small agency assistance, deletes one position from Governor's add to audit staff. Budget level also includes \$225,000 in working capital for the personnel payroll system. This budget provides that up to \$50,000 is provided for the department to conduct a comparable worth study of all the employee classifications under the jurisdiction of the State Personnel Board and the Higher Education Personnel Board. \$288,000 over Governor's level.

Insurance Benefits Administration - \$1,267,000: maintains current level of operation plus the addition of \$38,000 for the study of inclusion of common school employees within the jurisdiction of the board.

Sec. 25 STATE CAPITOL COMMITTEE

Capitol Building Construction Account -----	\$ 20,000
---	-----------

The budget recommendation of \$20,000 provides for continuation of current operations. This recommendation is the same as the 1977-79 appropriation level.

-7-

Sec. 26 DATA PROCESSING AUTHORITY

General Fund-State ----- \$ 1,023,000

This budget provides for continuation of current level of operations.

Sec. 27 DEFERRED COMPENSATION COMMITTEE

General Fund-State ----- \$ 35,000

This amount will allow the Deferred Compensation Committee to develop terms and conditions for the program; establish administrative mechanisms for the program; hold meetings to describe the program to state employees; and establish an ongoing oversight program.

Sec. 28 STATE FINANCE COMMITTEE

General Fund-Investment Reserve Account ----- \$ 991,000

Current level same as Governor, plus \$200,000 for Phase II of computerized investment accounting and reporting system which was originally proposed for 1979 supplemental budget instead of 1979-81 budget.

Sec. 29 DEPARTMENT OF REVENUE

General Fund-State -----	\$ 29,298,000
General Fund-Timber Reserve Account -----	2,343,000
Motor Vehicle Fund -----	93,000
TOTAL APPROPRIATION -----	<u>\$ 31,734,000</u>

Current level same as Governor plus two positions in property tax division to maintain current program of advisory appraisals for counties proposed to be discontinued, and plus \$400,000 from timber reserve fund for local costs in implementing forest land grading system.

Sec. 30 BOARD OF TAX APPEALS

General Fund-State ----- \$ 718,000

Current level same as Governor.

-8-

Sec. 31 DEPARTMENT OF GENERAL ADMINISTRATION

General Fund-State -----	\$ 9,526,000
Motor Transport Account -----	3,653,000
Facilities and Services Revolving Fund -----	10,996,000
TOTAL APPROPRIATION -----	\$ 24,175,000

The budget recommendation provides for continuation of current operations. In addition, the recommendation provides \$639,000 for ten capital project-related positions in the Engineering and Architecture Division. All costs of these positions will be charged to the capital projects upon which the employees work. Also recommended is \$871,000 general fund-state to replace 380 vehicles that were turned over to the Motor Transport Division from general fund agencies. The recommendation specifically does not allow any further vehicle transfers to General Administration during the 1979-81 biennium.

Reductions to Governor's budget: (1) \$320,000 general fund-state, agency revised amount needed for vehicle replacement; (2) \$581,000 motor transport account, no contingency funds are provided for vehicle transfers. (See proviso in budget bill.)

\$300,000, or so much as may be necessary, of the appropriation contained in Section 174(12) shall be used for scheduled repairs and modifications of elevators in the Legislative Building, the House Office Building, and the Public Lands Building.

Sec. 32 PRESIDENTIAL ELECTORS

General Fund-State -----	\$ 1,000
--------------------------	----------

The budget recommendation provides for payment of mileage and per diem expenses for electors related to the 1980 presidential election.

Sec. 33 INSURANCE COMMISSIONER

General Fund-State -----	\$ 6,023,000
--------------------------	--------------

General Administration - \$1,426,000: current level budget reduced \$25,000 from the Governor's level to reflect adjustment to fringes and goods and services.

Company Supervision - \$1,425,000: Senate recommendation reflects addition of 2 FTE's and \$43,000 over Governor's level for one insurance examiner to reduce backlog in examination of domestic companies. Governor's level also added an insurance rehabilitator, a rate analyst and an examiner for out-of-state companies.

-9-

Consumer Protection - \$1,719,000: Senate budget adds \$88,000 to Governor's level to provide an insurance agent investigator to investigate complaints against agents and an insurance complaints advisor to address the growing level of citizen complaints in this area.

Fire Safety and Regulation - \$1,282,000: same as Governor's budget level and provides for continuation of present functions.

Supervision of Health Care Contractors - \$171,000: same as Governor's level and provides for current level of activities.

Sec. 34 STATE TREASURER - STATE REVENUES FOR DISTRIBUTION
TOTAL APPROPRIATION ----- \$436,979,000

Sec. 35 STATE TREASURER - FEDERAL REVENUES FOR DISTRIBUTION
TOTAL APPROPRIATION ----- \$ 64,574,000

Sec. 36 STATE TREASURER - BOND RETIREMENT AND INTEREST
TOTAL APPROPRIATION ----- \$249,856,000

Sec. 37 PUBLIC DISCLOSURE COMMISSION
General Fund-State ----- \$ 892,000

Governor's budget provides for continuation of current operations. The Senate concurs with the Governor's budget and adds \$5,000 for pictorial directory of lobbyists.

Sec. 38 DEPARTMENT OF RETIREMENT SYSTEMS
General Fund-State ----- \$409,353,000
Motor Vehicle Fund ----- 27,000
Retirement System Expense Fund ----- 4,694,000
Teachers' Retirement Fund ----- 1,889,000
TOTAL APPROPRIATION ----- \$415,963,000

The budget for this agency reflects the required contribution levels to the various systems as recommended by the actuary plus operating funds for the department to administer the systems. Included in the administration program are funds for the implementation of an integrated retirement information system. Contribution levels for the various systems are: (1) Teachers Retirement System - \$243,600,000; (2) Law Enforcement Officer and Fire Fighters - \$164,700,000; (3) Judicial Retirement - \$493,000; and (4) Judges Retirement - \$554,000.

-10-

Sec. 39 MUNICIPAL RESEARCH COUNCIL

General Fund-State ----- \$ 880,000

The budget recommendation provides for continuation of current operations. The Council does not retain any staff, but functions as a contractor for services from the Municipal Research and Services Center of Washington.

Sec. 40 UNIFORM LEGISLATION COMMISSION

General Fund-State ----- \$ 21,000

Funding is recommended to continue the state's participation in the National Conference of Commissioners on uniform state laws. The objective of the Commission is to assist in the preparation of uniform statutes for adoption in all states.

Sec. 41 BOARD OF ACCOUNTANCY

General Fund-State ----- \$ 517,000

The budget recommendation provides for continuation of current operations. In addition, the recommendation includes \$3,000 for a fee dispute arbitration service to respond to accounting fee complaints referred to the Board. Also included is \$75,000 for the positive enforcement auditing program. Estimated revenue from licenses and fees for the 1979-81 biennium is \$706,000.

Sec. 42 ATHLETIC COMMISSION

General Fund-State ----- \$ 56,000

The budget recommendation provides for continuation of current operations. Operations of the Commission are supported entirely by license fees from officials and participants, and by a 5% tax on the gross receipts of events under its jurisdiction. Revenues for the 1979-81 biennium are estimated at \$77,000.

Sec. 43 CEMETERY BOARD

Cemetery Account-State ----- \$ 68,000

The budget recommendation provides for increased auditing of the cemeteries regulated. Revenues are expected to equal the appropriation.

-11-

Sec. 44 HORSE RACING COMMISSION

Horse Racing Commission Fund-Private/Local ----- \$ 1,752,000

The budget recommendation provides for current operations. In addition, funds are provided for 45 additional racing days for a total of 567 and a new camera position at Longacres Race Track. Anticipated parimutuel tax revenues for the ensuing biennium exceed \$14,000,000.

Reduction to Governor's request -- (\$34,000) and 1.6 FTE's for a test barn supervisor to oversee veterinary assistants. Presently these duties are performed by existing security personnel.

Sec. 45 LIQUOR CONTROL BOARD

Liquor Revolving Fund-State ----- \$ 58,425,000

The budget recommendation provides for continuation of current operations. In addition, the recommendation includes: (1) increased enforcement capabilities in existing enforcement districts, i.e. one new officer per district and two new officers for the Seattle district; (2) access to the Criminal History Records Information System; and (3) three new stores per year, conversion of five agencies to stores each year, and six new agencies per year.

Reductions to Governor's request include \$4,118,000 for the point-of-sales system, \$162,000 for a new Bellevue enforcement district, and \$431,000 for six new stores and associated costs.

Sec. 46 PHARMACY BOARD

General Fund-State ----- \$ 828,000

The budget recommendation provides for continuation of current operations. In addition, funds are provided for one clerical position to address the workload increases over the current level of operations in licensing. Also included is \$28,000 to provide all registered pharmacists with copies of the Board's rules and regulations.

Addition to Governor's request: \$83,000 is provided for the controlled substances therapeutic research program. These monies will provide necessary staffing, equipment and laboratory testing for this program.

Sec. 47 UTILITIES AND TRANSPORTATION COMMISSION

Public Service Revolving Fund-State -----	\$ 11,939,000
Public Service Revolving Fund-Federal -----	338,000
Grade Crossing Protective Fund -----	1,457,000
TOTAL APPROPRIATION -----	\$ 13,734,000

Provides 3 of 5 requested accounting analysts at \$91,000, \$37,000 for additional utilities service examiner, \$146,000 for increased port of entry staffing, 3 of 5 requested transportation inspectors at \$145,000, \$135,000 for 2 railroad inspectors. Deletes \$66,000 for natural gas engineer.

-12-

Sec. 48 BOARD FOR VOLUNTEER FIREMEN

Volunteer Firemen's Relief and Pension Fund ----- \$ 102,000

Budget level provides for operation at the current level, identical to the Governor's budget.

Sec. 49 DEPARTMENT OF EMERGENCY SERVICES

General Fund-State ----- \$ 651,000
 General Fund-Federal ----- 2,048,000
 TOTAL APPROPRIATION ----- \$ 2,699,000

The budget recommendation provides for current operations. It also includes \$89,000 for repayments to the federal government.

Sec. 50 MILITARY DEPARTMENT

General Fund-State ----- \$ 5,485,000
 General Fund-Federal ----- 605,000
 TOTAL APPROPRIATION ----- \$ 6,090,000

The budget recommendation enables the Department to maintain the force structure as currently authorized. Further, the budget includes sufficient staff and funding to meet the state obligation under terms of joint federal-state agreements. The request also includes 3 1/2 additional positions in maintenance activities to provide ongoing caretaker/custodial services at all armories. \$206,000 general fund-state has been added to the recommendation contingent to adoption of SSB 2212 or SHB 295 for National Guard Educational Assistance Grants. The budget does not include funding for the Washington State Guard.

Reductions to Governor's budget: \$87,000 2 FTE's for Washington State Guard.

Additions to Governor's budget: \$206,000 general fund-state for National Guard Education Assistance Grants.

Sec. 51 PUBLIC EMPLOYEES RELATIONS COMMISSION

General Fund-State ----- \$ 1,174,000

Budget level is \$9,000 below Governor's level reflecting travel adjustment. Budget includes Governor's addition of 3 new mediators and one clerical position to reduce backlog.

Sec. 52 DEPARTMENT OF SOCIAL AND HEALTH SERVICES

State Funding Sources ----- \$1,239,677,000
 Federal Funding Sources ----- 848,298,000
 Other Funding Sources ----- 13,433,000
 TOTAL OF ALL FUNDING SOURCES ----- \$2,101,408,000
 TOTAL FTE STAFF YEARS ----- 28,435

It is intended that the new boiler at the Washington State Reformatory (Sec. 170(9)) be capable of burning wood or wood waste.

-13-

Sec. 53 DEPARTMENT OF SOCIAL AND HEALTH SERVICES - ADULT CORRECTIONS

General Fund-State -----	\$ 114,004,000
TOTAL FTE STAFF YEARS -----	4,299

- \$3.4 million to provide increased diversion from the present 180 to 540 persons.
- \$15.7 million to maintain present probation and parole caseload and increase it by 4,000 persons.
- \$7.0 million to maintain present work/training release caseload plus increase an additional 183 cases.
- \$1.4 million provided to assure adequate custody staffing at all major penal institutions.
- \$945,000 provided to initiate and evaluate the corporate task force's proposal to train 180 second admissions offenders.

Sec. 54 DEPARTMENT OF SOCIAL AND HEALTH SERVICES - JUVENILE REHABILITATION

General Fund-State -----	\$ 53,665,000
General Fund-Federal -----	747,000
TOTAL APPROPRIATION -----	\$ 54,412,000
TOTAL FTE STAFF YEARS -----	1,966

- Provided \$600,000 contingency for potential increase in institutional populations due to uncertainty still of "371."
- Prohibits use of funds to lease back Cascadia with the assumption that it would remain in state hands.

Sec. 55 DEPARTMENT OF SOCIAL AND HEALTH SERVICES - MENTAL HEALTH

General Fund-State -----	\$ 98,559,000
General Fund-Federal -----	17,184,000
General Fund-Local -----	2,119,000
TOTAL APPROPRIATION -----	\$ 117,862,000
TOTAL FTE STAFF YEARS -----	3,110

- Provided \$4.3 million to the general community health grants bringing them to \$31.8 million.
- Provided an additional \$5.5 million to be distributed to nonprofit community mental health centers as staffing grant-in-aids to ensure retentions of primary mental health professionals.
- Provided 100% of grandfathering funds with the provision that this funding assistance would terminate next biennium.
- Provided \$2.2 million to initiate a 20-bed unit to treat the long-term mentally ill child. Also, provided \$1.4 million to continue the community treatment of acute short-term mentally ill children.
- Provided a contingency fund of \$984,000 in the event DSHS under estimated the state hospital daily populations. This will assist in the assurance of JCAH accreditation.
- Provided \$730,000 for heating of Northern State Hospital.

- Provided for the following special projects:
- \$302,000 for chronically mentally ill patients in Eastern Washington to be treated in the community.
- \$400,000 for a four-county demonstration project of case.
- \$500,000 for the initiation of a program for the seriously mentally ill child who is violent.
- \$76,000 for continuation of Harborview low-income study.
- \$250,000 for demonstration project in Region 5 for acute mentally ill children.

Sec. 56 DEPARTMENT OF SOCIAL AND HEALTH SERVICES - DEVELOPMENTAL DISABILITIES

General Fund-State -----	\$ 99,439,000
General Fund-Federal -----	61,900,000
TOTAL APPROPRIATION -----	<u>\$ 161,339,000</u>
TOTAL FTE STAFF YEARS -----	6,821

- Provided 90% prevailing wage for Developmental Disabilities group home employees.
- Home aide caseload was increased to help parents to retain their children at home rather than institutionalizing them.
- Provided funding for the continuation of the protection and advocacy program.
- 7.0% per year vendor rate increase.
- \$344,000 treatment program for disturbed youth.

Sec. 57 DEPARTMENT OF SOCIAL AND HEALTH SERVICES - NURSING HOMES

General Fund-State -----	\$ 126,830,000
General Fund-Federal -----	126,152,000
TOTAL APPROPRIATION -----	<u>\$ 252,982,000</u>

Regardless of the passage of ESSB 2335 (cost reimbursement), provision has been made for the 90% parity with prevailing wage for all but the top administrative personnel of the nursing homes. Also, provisions made for the payment of food generally at 23% above the present rate. The personal needs allowance for the patients is increased from \$25 per month to \$32.50 per month.

If ESSB 2335 fails to pass, the nursing homes will be reimbursed at an equitable but more stringent property reimbursement. Allowance is made for the payment of a return on net equity pursuant to the Medicare regulations.

Sec. 58 DEPARTMENT OF SOCIAL AND HEALTH SERVICES - NURSING HOMES

General Fund-State -----	\$ 122,273,000
General Fund-Federal -----	121,595,000
TOTAL APPROPRIATION -----	<u>\$ 243,868,000</u>

See comments for Section 57.

-15-

Sec. 59 DEPARTMENT OF SOCIAL AND HEALTH SERVICES - INCOME MAINTENANCE

General Fund-State -----	\$ 314,749,000
General Fund-Federal -----	205,932,000
TOTAL APPROPRIATION -----	\$ 520,681,000

- Provided 90% prevailing wage for congregate care employees.
- All maintenance grants will receive a 10.0% per year increase.
- GAN recipients who are determined eligible after six consecutive weeks will receive a grant at approximately \$140 per month for a single person.
- All vendors will receive a 7.0% per year inflationary increase.
- Inclusion of Kitsap County in Area I.
- \$288,000 to increase the rental portion of adult family home reimbursement.
- Personal needs allowance for all qualified recipients to increase from \$25/month to \$32.50/month.

Sec. 60 DEPARTMENT OF SOCIAL AND HEALTH SERVICES - COMMUNITY SOCIAL SERVICES

General Fund-State -----	\$ 79,755,000
General Fund-Federal -----	65,624,000
General Fund-Local -----	100,000
TOTAL APPROPRIATION -----	\$ 145,479,000

- Vendors will receive a 7.0% per year inflationary increase.
- Grant standards are increased 7.0% and 6.5% for FY80 and FY81 respectively.
- The foster care program is enhanced to provide a fund to reimburse foster parents for damaged or destroyed property, increased clothing allowance and provide a child needs assessment.
- \$28.8 million is provided for adult chore services.
- \$2.0 million provided to fully fund the crisis residential centers pursuant to ESSB 2768.
- \$1.5 million for general rate increase for group foster care.

Sec. 61 DEPARTMENT OF SOCIAL AND HEALTH SERVICES - MEDICAL ASSISTANCE

General Fund-State -----	\$ 201,114,000
General Fund-Federal -----	148,435,000
TOTAL APPROPRIATION -----	\$ 349,549,000

- \$23.7 million is provided for hospital inflationary increases.
- \$23.2 million is provided for medical vendors other than hospitals.

Sec. 62 DEPARTMENT OF SOCIAL AND HEALTH SERVICES - PUBLIC HEALTH

General Fund-State -----	\$ 20,556,000
General Fund-Federal -----	49,745,000
General Fund-Local -----	400,000
General Fund Appropriation - State and Local Improvements Revolving Account - Water Supply Facilities: appropriated pursuant to chapter 128, Laws of 1972 ex. sess. (Referendum 27) Reappropriation -----	10,814,000
TOTAL APPROPRIATION -----	\$ 81,515,000
TOTAL FTE STAFF YEARS -----	838

-16-

- Title XX family planning funds have been increased by \$2.5 million. Up to 6.0 FTE may be expended in the Title XX family planning program.
- \$1.3 million is provided for full coverage of kidney centers which provide dialysis services.
- \$400,000 is provided for cancer research at the Fred Hutchison Cancer Center.
- Office of Environmental Programs to make maximum use of commercial laboratories for chemical testing of water required by EPA.

Sec. 63 DEPARTMENT OF SOCIAL AND HEALTH SERVICES - VOCATIONAL REHABILITATION

General Fund-State -----	\$	7,196,000
General Fund-Federal -----		35,741,000
TOTAL APPROPRIATION -----	\$	42,937,000
TOTAL FTE STAFF YEARS -----		658

The extended sheltered employment program has been reinstated.

Sec. 64 DEPARTMENT OF SOCIAL AND HEALTH SERVICES -
ADMINISTRATION AND SUPPORTING SERVICES

General Fund-State -----	\$	52,875,000
General Fund-Federal -----		33,837,000
TOTAL APPROPRIATION -----	\$	86,712,000
TOTAL FTE STAFF YEARS -----		2,951

- \$15,000/year to be expended to continue welfare hotline.

Sec. 65 DEPARTMENT OF SOCIAL AND HEALTH SERVICES - COMMUNITY SERVICES

General Fund-State -----	\$	70,935,000
General Fund-Federal -----		103,001,000
TOTAL APPROPRIATION -----	\$	173,936,000
TOTAL FTE STAFF YEARS -----		7,792

- 52 FTE's are retained to continue the delinquency prevention program at its current level.

Sec. 66 DEPARTMENT OF SOCIAL AND HEALTH SERVICES - REAPPROPRIATIONS

General Fund-State -----	\$	21,357,000
General Fund-Federal -----		15,343,000
TOTAL APPROPRIATION -----	\$	36,700,000

-17-

Sec. 67 DEPARTMENT OF VETERANS AFFAIRS

General Fund-State -----	\$ 13,386,000
General Fund-Local -----	1,593,000
TOTAL APPROPRIATION -----	\$ 14,979,000

Concur with the Governor's budget request which is a current level position. The \$222,000 reduction reflects adjustments to certain objects of expenditures which indicated too great an increase from 1977-79 to 1979-81.

Sec. 68 PLANNING AND COMMUNITY AFFAIRS AGENCY

General Fund-State -----	\$ 3,976,000
General Fund-Federal -----	10,024,000
TOTAL APPROPRIATION -----	\$ 14,000,000

The budget recommendation enables PCAA to continue its current operations and meet the needs of local communities and local human service organizations.

Reductions from Governor's budget: several new request and existing programs and positions which were very low on the agency program priority list.

Additions to Governor's budget: (1) Added \$134,000 (1.0 FTE) for the legal services sub-program. Also added \$200,000 for towns near the Canadian border on the basis of border traffic. (2) \$110,000 to the city of Port Angeles to design and equip a marine laboratory. (3) \$83,000 for the city of Dayton to renovate the historic railroad depot. (4) \$250,000 for the Pierce County Special Prosecutor. (5) \$140,000 for Washington Association of Sheriffs and Police Chiefs.

None of the appropriation contained in this section shall be expended by the Planning and Community Affairs Agency or the State Building Code Advisory Council to prepare, adopt or implement a thermal efficiency and lighting code.

Sec. 69 HUMAN RIGHTS COMMISSION

General Fund-State -----	\$ 2,967,000
General Fund-Federal -----	340,000
TOTAL APPROPRIATION -----	\$ 3,307,000

Budget maintains current operational level and adds two FTE's to assist employers in understanding the law and regulations with regard to the handicapped. The goal of this program is to reduce the necessity for filings with the commission.

Sec. 70 BOARD OF INDUSTRIAL INSURANCE APPEALS

General Fund-State -----	\$	82,000
Accident Fund Appropriation -----		1,526,000
Medical Aid Fund Appropriation -----		1,525,000
TOTAL APPROPRIATION -----	\$	3,133,000

The Senate budget position is that of the Governor.

Sec. 71 WASHINGTON STATE CRIMINAL JUSTICE TRAINING COMMISSION

General Fund-Criminal Justice Training Account -----	\$	3,783,000
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The Senate budget position is that of the Governor. This represents the replacement of previously provided federal funds and an increase in the payment of per diem and wage replacement for police officers of small communities who are receiving training.

Sec. 72 DEPARTMENT OF LABOR AND INDUSTRIES

General Fund-State -----	\$	7,778,000
General Fund-Federal -----		110,000
General Fund-Crime Victim's Compensation Account -----		10,000
Accident Fund-State -----		28,276,000
Accident Fund-Federal -----		366,000
Electrical License Fund -----		5,888,000
Medical Aid Fund -----		24,647,000
Plumbing Certificate Fund -----		199,000
Pressure Systems Safety Fund -----		499,000
TOTAL APPROPRIATION -----	\$	67,773,000

The Senate budget for this agency reflects the Governor's budget request except for the following programs:

Industrial Insurance -- \$560,000 included to implement the Claims Cost Reduction program. \$200,000 reflecting a non-appropriated fund was erroneously included in appropriated amount in Governor's budget request.

Safety Inspection and Education -- increased 12 positions and associated funds for additional inspection activities.

Building and Construction Safety -- authorized an additional 30 FTE to handle increased electrical licensing and regulatory activity.

Industrial Insurance Appeals -- provided for an additional 3 A.G.'s to handle increased appeals from adverse claim decisions.

Sec. 73 BOARD OF PRISON TERMS AND PAROLES

General Fund-State -----	\$	1,984,000
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Senate budget reflects the executive budget request which provides for increased workload, legal representation for indigents (parole violations) and operation of the sentencing simulation computer model developed under federal funding.

-19-

Sec. 74 HOSPITAL COMMISSION

General Fund-State -----	\$	326,000
General Fund-Federal -----		528,000
General Fund-Hospital Commission Account -----		557,000
TOTAL APPROPRIATION -----	\$	<u>1,411,000</u>

Other than the addition of 0.8 FTE to handle peak workloads, the Senate position reflects the current level position requested by the Governor. Assumes that the Commission will cooperate with the State Energy Office and participate in the programs established by Title III of the National Energy Conservation Policy Act.

Sec. 75 EMPLOYMENT SECURITY DEPARTMENT

General Fund Appropriation-State -----	\$	3,083,000
General Fund Appropriation-Federal -----		173,441,000
General Fund Appropriation-Local -----		684,000
Administrative Contingency Fund Appropriation-Federal --		428,000
Unemployment Compensation Administration		
Fund Appropriation -----		81,180,000
TOTAL APPROPRIATION -----	\$	<u>258,816,000</u>

The Senate budget reflects the executive request except for \$1.9 million reduction in excessive funding for employee benefits and goods and services. The Washington Occupational Information System (WOIC) was funded at the requested level.

Sec. 76 COMMISSION FOR THE BLIND

General Fund Appropriation-State -----	\$	2,463,000
General Fund Appropriation-Federal -----		5,090,000
TOTAL APPROPRIATION -----	\$	<u>7,553,000</u>

Authorization and funding is provided for a staffing level of 148.6 FTE's for the 1979-81 biennium.

Sec. 77 JAIL COMMISSION

General Fund-State -----	\$	360,000
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The Senate budget provides for the continued operation of the commission at current level for a full biennium.

-20-

Sec. 78 STATE ENERGY OFFICE

General Fund-State -----	\$	1,021,000
General Fund-Federal -----		5,140,000
TOTAL APPROPRIATION -----	\$	6,161,000

The budget recommendation provides for increased federally funded activities in the areas of Conservation and Resource Management. \$312,000 of the general fund-state monies is for matching federal grants. The remainder of the state money is for a base staff and statutory duties. No new state funded positions are recommended.

Addition to Governor's request: \$149,000 general fund-federal reflects revised estimates on available federal funds.

Reductions to Governor's request: (1) \$10,000 general fund-state reflects revised matching requirements; (2) \$56,000 general fund-state for a nuclear specialist position. No new state funded positions are recommended at the present time. Up to \$262,000 from the state general fund and necessary personnel may be transferred from other programs to assist the fuel allocation program.

Sec. 79 OCEANOGRAPHIC COMMISSION

General Fund-State -----	\$	384,000
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Senate adds \$168,000 to Governor's current level for rent increase, continuation of Compendium of Current Marine Studies, and study of clam and mussel harvesting.

Sec. 80 COLUMBIA RIVER GORGE

General Fund-State -----	\$	5,000
General Fund-Federal -----		26,000
TOTAL APPROPRIATION -----	\$	31,000

The budget recommendation provides for current operations. During the 1979-81 biennium, the Columbia River Gorge plan will be implemented. The commission has been preparing this plan since 1959. This is a cooperative endeavor with Oregon.

-21-

Sec. 81 DEPARTMENT OF ECOLOGY

General Fund-State -----	\$ 18,212,000
General Fund-Federal -----	8,907,000
General Fund-Litter Control-State -----	3,344,000
Stream Gaging Basic Data Fund -----	197,000
General Fund-Special Grass Seed Burning Research-State -	15,000
General Fund-Reclamation Revolving Fund-State -----	874,000
General Fund-Water Pollution Control Facilities-State --	50,000
General Fund-Local Improvements Revolving Account-	
Water Supply Facilities -----	14,146,000
General Fund-Local Improvements Revolving Account-	
Waste Disposal Facilities -----	100,918,000
General Fund-Emergency Water Project Revolving Account -	200,000
TOTAL APPROPRIATION -----	\$ 146,863,000
Coastal Protective Revolving Account-Non-Appropriated --	109,000
TOTAL FUNDS -----	\$ 146,972,000

Provides \$500,000 for auto emission inspection program, \$440,000 for increased adjudication of water rights. Provides for continuation of program for construction of water supply and waste disposal facilities, primarily to complete projects started previously. Assumed reduction of 2 FTE's in administration.

Sec. 82 POLLUTION CONTROL HEARINGS BOARD

General Fund-State -----	\$ 542,000
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Provides \$59,000 for increased caseload.

Sec. 83 ENERGY FACILITY SITE EVALUATION COUNCIL

General Fund-State -----	\$ 505,000
General Fund-P/L -----	863,000
TOTAL APPROPRIATION -----	\$ 1,368,000

The budget recommendation provides for continuation of current operations. The private/local fund recommendation for the site evaluation program is predicated upon the expectation that two potential site studies will be received in the 1979-81 biennium, and current processing of one applicatio will be continued. The site evaluation program is totally self-supporting

Reduction from Governor's budget: (\$50,000) and 1.5 FTE's for a nuclear engineer position. Presently a council projects engineer performs the duties that would be assigned to the requested nuclear specialist.

-22-

Sec. 84 SHORELINES HEARING BOARD

General Fund-State -----	\$	41,000
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Provides \$19,000 to meet court reporter requirements.

Sec. 85 PARKS AND RECREATION COMMISSION

General Fund-State -----	\$	24,749,000
General Fund-Federal -----		100,000
General Fund-Trust Land Purchase-State -----		2,522,000
Motor Vehicle Fund -----		800,000
Outdoor Recreation Account -----		70,000
General Fund-Private/Local Unanticipated -----		258,000
General Fund-Winter Recreation Parking Account -----		64,000
TOTAL APPROPRIATION -----	\$	<u>28,563,000</u>

Provides \$260,000 expansion in snowmobile program (dedicated funds), \$54,000 boater safety, \$155,000 beach patrol enforcement, \$228,000 campsite reservation system. Deletes \$200,000 from unjustified 46% requested increase in goods and services.

The commission is authorized to transfer up to \$100,000 of the trust land purchase account appropriation to the Department of Natural Resources to acquire replacement forest lands in Cowlitz county. These lands shall replace approximately 147 acres of state forest lands, including timber, adjacent to Sequest state park which shall be transferred to the commission.

-23-

Sec. 86 OFFICE OF ARCHAEOLOGY AND HISTORIC PRESERVATION

General Fund-State -----	\$	100,000
General Fund-Federal -----		2,340,000
General Fund-State and Local Improvements		
Revolving Account -----		432,000
TOTAL APPROPRIATION -----	\$	2,872,000

Concur with the Governor's budget and an additional \$165,000 in Referendum 28 monies appropriated in 1977-79 which will not be expended prior to 1979-81.

Sec. 87 INTERAGENCY COMMITTEE FOR OUTDOOR RECREATION

General Fund-Outdoor Recreation Account -----	\$	27,997,000
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Provides \$17,005,000 for new local grant projects and \$9,898,000 in reappropriated funds. Includes \$2,364,000 of outdoor recreation bond issue.

Sec. 88 DEPARTMENT OF COMMERCE AND ECONOMIC DEVELOPMENT

General Fund-State -----	\$	3,777,000
General Fund-Federal -----		213,000
Motor Vehicle Fund-State -----		380,000
TOTAL APPROPRIATION -----	\$	4,370,000
State Trade Fair Fund-Non-Appropriated -----		50,000
TOTAL FUNDS -----	\$	4,420,000

Provides \$40,000 increased support to visitor information centers, and \$103,000 for enhancement of physical distribution section. Deletes additional tax specialist position. Maintains current level in all other areas.

Sec. 89 DEPARTMENT OF FISHERIES

General Fund-State -----	\$	35,288,000
General Fund-Federal -----		4,154,000
General Fund-P/L -----		1,241,000
Lewis River Hatchery-P/L -----		28,000
Vessel Gear License and Permit Reduction Fund-State ----		756,000
TOTAL APPROPRIATION -----	\$	41,467,000

Provides \$342,000 increased enhancement of herring and ling cod stocks, \$109,000 for monitoring recreational fisheries in conjunction with artificial reefs and fishing piers, \$145,000 for federal/state shellfish enhancement project, \$1,773,000 increase to operate facilities approved in salmon enhancement bill, \$79,000 to deal with increased licensing requirements, and \$300,000 for two new patrol boats. Of the \$300,000 provided for the Volunteer Cooperative Salmon Enhancement Program, not more than \$50,000 shall be expended by Sea Resources, Inc.

-24-

Sec. 90 DEPARTMENT OF GAME

General Fund-State -----	\$ 29,000
General Fund-Off Road Vehicle-State -----	101,000
State Game Fund -----	27,151,000
Game Fund-Federal -----	6,483,000
State Game Fund-P/L -----	686,000
Game Special Wildlife Account-State -----	163,000
TOTAL APPROPRIATION -----	\$ 34,613,000

Provides appropriation equal to estimated revenue from license and fee receipts. Provides new time-accounting system, \$489,000 increase in funding for non-consumptive activities financed through sale of personalized license plates, \$138,000 federally funded fire arm safety program.

Sec. 91 DEPARTMENT OF NATURAL RESOURCES

General Fund-State -----	\$ 21,652,000
General Fund-Federal -----	452,000
General Fund-Off Road Vehicle -----	2,583,000
Forest Development Account -----	10,016,000
State Timber Reserve -----	2,338,000
Landowner's Contingency Forest Fire Suppression -----	1,000,000
Resource Management Cost Account -----	36,994,000
Outdoor Recreation Account -----	1,201,000
TOTAL APPROPRIATION -----	\$ 76,236,000
Forest Insect and Disease Control-Non-Appropriated -----	175,000
Clark-McNary Fund-Non-Appropriated -----	1,884,000
Forest Assessment Fund-Non-Appropriated -----	3,084,000
Log Patrol Revolving Fund-Non-Appropriated -----	112,000
State Forest Nursery Fund-Non-Appropriated -----	3,575,000
Slash Clearance Fund-Non-Appropriated -----	16,000
Forest Access Road Revolving Fund-Non-Appropriated -----	4,748,000
TOTAL FUNDS -----	\$ 89,830,000

Deletes \$314,000 resource planning project, \$280,000 for increased monitoring of Forest Practices Act, \$122,000 increased timber cruising for land exchange, \$270,000 for soil survey, \$169,000 for seaweed development and aquatic land inventory, \$900,000 for schedule delay in opening Skagit Adult Camp. Provides \$559,000 replacement aircraft, \$250,000 Yellowstar Thistle eradication, \$139,000 increased reforestation checks, \$464,000 for continuation of Clearwater River studies project, \$379,000 increased site preparation for agricultural and electronic site leasing, \$183,000 increased marine lease administration, \$398,000 to open Skagit Adult Camp, \$254,000 for mineral fuel inventory, \$1,010,000 for ORV related construction (from dedicated funds), \$1,246,000 increased road construction and maintenance. Funds fire protection on trust lands approximately two-thirds from the general fund.

Sec. 92 FOREST PRACTICES APPEALS BOARD

General Fund-State -----	\$ 68,000
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Maintains current level.

-25-

Sec. 93 DEPARTMENT OF AGRICULTURE

General Fund-State -----	\$ 7,989,000
General Fund-Federal -----	498,000
Feed/Fertilizer-State -----	22,000
Fertilizer, Agricultural, Mineral and Lime-State -----	324,000
Commercial Feed Fund-State -----	314,000
Commercial Feed Fund-Federal -----	24,000
Seed Fund-State -----	763,000
Nursery Inspection Fund-State -----	266,000
Grain and Hay Inspection Fund-State -----	7,352,000
TOTAL APPROPRIATION -----	\$ 17,552,000
Horticultural District Fund-Non-Appropriated -----	5,523,000
Agricultural Local Funds-Non-Appropriated -----	2,668,000
TOTAL FUNDS -----	\$ 25,743,000

The budget recommendation provides for continuation of current operations. In addition, funds are provided for an assistant to the director position, a veterinarian position in the Brucellosis control program, starling control and Tansey Ragwort control. The budget also reflects additional federal funding for the following ongoing programs: consumer product safety project, dairy and food inspections, pesticide use regulation, medication and feeds report, and the direct marketing project. \$500,000 has been added for a Brucellosis vaccination program.

Additions to Governor's request: (1) \$70,000 - assistant to the director; (2) \$75,000 - veterinarian for Brucellosis control; (3) \$10,000 - starling control; (4) \$180,000 - Tansey Ragwort control and WSU Tansey studies; (5) \$500,000 - Brucellosis vaccination program.

Sec. 94 STATE PATROL

General Fund-State -----	\$ 9,994,000
Motor Vehicle Fund -----	69,897,000
TOTAL APPROPRIATION -----	\$ 79,891,000

Provides 10 of 55 requested troopers, 6 of 28 requested weight control officers, 3 communications technicians, \$3,012,000 to purchase radio equipment, \$1,048,000 for actuarial increases to retirement system. Deletes additional beach and mountain patrol, \$94,000 for auto theft detectives, \$395,000 overtime, \$1,323,000 for law enforcement assistance services such as drug enforcement, crime lab, etc..

Sec. 95 VEHICLE EQUIPMENT SAFETY COMMISSION

Highway Safety Fund -----	\$ 8,000
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Maintains current level.

-26-

Sec. 96 TRAFFIC SAFETY COMMISSION

Highway Safety Fund-State -----	\$	169,000
Highway Safety Fund-Federal -----		7,980,000
TOTAL APPROPRIATION -----	\$	8,149,000

Provides \$4,068,000 estimated increase in federal grant money available.

Sec. 97 DEPARTMENT OF LICENSING

General Fund-State -----	\$	8,132,000
State Game Fund -----		85,000
Motor Vehicle Fund -----		21,058,000
Vehicle Title Guarantee Account -----		12,000
Highway Safety Fund -----		24,508,000
General Fund-Commercial Automotive Driver's Training School-State -----		4,000
General Fund-Architect's License-State -----		149,000
General Fund-Optician's-State -----		28,000
General Fund-Optometry-State -----		74,000
General Fund-Professional Engineers-State -----		418,000
General Fund-Sanitarian's Licensing-State -----		16,000
General Fund-State Board of Psychological Examiners- State -----		36,000
General Fund-Real Estate Commission-State -----		2,312,000
TOTAL APPROPRIATION -----	\$	56,832,000

Provides \$1,237,000 increased staffing, data processing and postage to deal with increased workload resulting from increased license issuance, registrations, business, professions, tax, security and real estate control; \$723,000 to implement legislation passed by the 45th legislature. Establishes 4 new driver licensing examination centers at cost of \$842,000. Includes \$1,698,000 for Business Licensing Center.

Sec. 98 COUNTY ROAD ADMINISTRATION BOARD

Motor Vehicle Fund -----	\$	190,000
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Eliminates additional position requested to gather additional information concerning revenues, expenditures, and programs of county road departments.

Sec. 99 SUPERINTENDENT OF PUBLIC INSTRUCTION - ADMINISTRATION

General Fund-State -----	\$	11,906,000
General Fund-Federal -----		6,288,000
General Fund-Traffic Safety Education -----		378,000
TOTAL APPROPRIATION -----	\$	18,572,000

Maintains current level of operations plus inflation. Additional positions funded with state funds are two fiscal auditors, two financial research and development specialists. The remaining new positions are funded with federal funds. Includes \$1,300,000 for private educational services for dropouts. Assumes that the common school system will cooperate with the State Energy Office and participate in the programs established by Title III of the National Energy Conservation Policy Act.

-27-

Sec. 100 SUPERINTENDENT OF PUBLIC INSTRUCTION - BASIC EDUCATION ALLOCATION

General Fund-State ----- \$2,063,520,000

Assumes 100% funding of basic education both years of the biennium. Continues staff/student ratio formula implemented in the 1978-79 school year. Continues recognition of small school factor and 50% of previous year's enrollment decline. Includes funds for non-high schools to offset the provisions of the levy lid law, five days of substitute teacher time for each classroom teacher, and \$6.1 million for extra curricular activities.

Local school district certificated employees will receive salary increases averaging 7.07% in the first year and 7.24% in the second year of the biennium. Classified employees will receive increases averaging 8% in the first year and 6% in the second year. Local school districts with base salaries for certificated staff below the statewide average could provide additional increases up to 1 1/2% in each school year. Funding for those increases will come from cash balances and/or special levies.

The state is not currently funding health, life and disability benefits for local school district employees. This proposal will begin funding those benefits at \$85 per month in the 1979-80 school year. Funding will increase to \$95 per month in the 1980-81 school year.

Sec. 105 SUPERINTENDENT OF PUBLIC INSTRUCTION

General Fund-State ----- \$ 34,852,000

Salary increases and benefits for state funded categoricals.

Sec. 108 SUPERINTENDENT OF PUBLIC INSTRUCTION - TRANSPORTATION

General Fund-State ----- \$ 145,847,000

Anticipates funding of program at a 100% reimbursement level each year of the biennium for basic student transportation.

Sec. 109 SUPERINTENDENT OF PUBLIC INSTRUCTION - VOCATIONAL TECHNICAL INSTITUTES AND ADULT EDUCATION IN VOCATIONAL TECHNICAL INSTITUTES

General Fund-State ----- \$ 34,706,000

Recommended budget increases FTE's by 400 in FY 80 and 800 in FY 81. Recommendation also implements a new funding formula that will allow for an equitable distribution of funds between institutions. The new formula increase per pupil cost as compared to the Governor's recommendation from \$1,689 in FY 80 to \$1,707 and from \$1,728 in FY 81 to \$1,756.

Sec. 110 SUPERINTENDENT OF PUBLIC INSTRUCTION - SCHOOL FOOD SERVICES

General Fund-State -----	\$	5,232,000
General Fund-Federal -----		60,893,000
TOTAL APPROPRIATION -----	\$	66,125,000

-28-

Sec. 111 SUPERINTENDENT OF PUBLIC INSTRUCTION - HANDICAPPED EXCESS COSTS

General Fund-State -----	\$ 124,545,000
General Fund-Federal -----	26,521,000
TOTAL APPROPRIATION -----	<u>\$ 151,066,000</u>

Reduces the Governor's federal revenue estimate by \$9,507,000. Increases state funds by \$16,385,000 to implement a new distribution formula in 1980-81 based on the severity of a child's educational deficiency after he/she has been determined to have a handicapping condition. The budget also allows for expansion of the learning language disabled and pre-school handicapped programs to serve the anticipated number of children needing services in these areas.

Sec. 112 SUPERINTENDENT OF PUBLIC INSTRUCTION - TRAFFIC SAFETY EDUCATION

General Fund-Traffic Safety Education -----	\$ 13,614,000
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This reflects the estimated revenue for this fund. Also included in appropriation are sufficient funds to continue the traffic safety coordinators in the E.S.D.'s.

Sec. 113 SUPERINTENDENT OF PUBLIC INSTRUCTION - EDUCATIONAL SERVICE DISTRICTS

General Fund-State -----	\$ 9,386,000
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Includes \$843,000 to complete the statutory phase-out of county funding, includes \$1,692,000 to fund in-kind services previously provided by the counties. Adjusts the current operating budget by a reduction of 5% to be consistent with similar reductions made in other state programs during the current biennium. Recognizes inflation for 1979-81 and \$152,000 program improvement for data processing to help local school districts.

Sec. 114 SUPERINTENDENT OF PUBLIC INSTRUCTION - SPECIAL NEEDS PROGRAM

General Fund-State -----	\$ 26,300,000
General Fund-Federal -----	6,000,000
TOTAL APPROPRIATION -----	<u>\$ 32,300,000</u>

Consolidates the urban, rural, racial disadvantaged program (\$7.3 million), gifted program (\$2.5 million), remediation program (\$18.0 million), and bilingual program (\$4.5 million) into a consolidated program to meet student special needs.

Sec. 115 SUPERINTENDENT OF PUBLIC INSTRUCTION - INSTITUTIONAL EDUCATION

General Fund-State -----	\$ 13,330,000
General Fund-Federal -----	3,316,000
TOTAL APPROPRIATION -----	<u>\$ 16,646,000</u>

Maintains the education program in state institutions and allows for substitute pay enrollment increases at Interlake institution and recognizes the indirect costs experienced by school districts.

-29-

- Sec. 116 SUPERINTENDENT OF PUBLIC INSTRUCTION - CULTURAL ENRICHMENT
 General Fund-State ----- \$ 1,501,000
 Restores budget to agency request level.
- Sec. 117 SUPERINTENDENT OF PUBLIC INSTRUCTION - PACIFIC SCIENCE CENTER
 General Fund-State ----- \$ - 300,000
 This budget assumes the gradual assumption of the education program offered by the Science Center to local school districts plus continuation of current level.
- Sec. 118 SUPERINTENDENT OF PUBLIC INSTRUCTION - COMPREHENSIVE PLANNING & DEVELOPMENT
 General Fund-State ----- \$ 144,000
 This will allow for the purchasing of multiplexors. These telecommunication devices will facilitate participation by small and remote school districts in the data processing cooperatives.
- Sec. 119 SUPERINTENDENT OF PUBLIC INSTRUCTION - ENUMERATED PURPOSES
 General Fund-Federal ----- \$ 97,443,000
 Elementary Secondary Education Act -- Reflects estimated federal revenue for this program (\$93,338,000).
 Indian Education -- Reflects estimated federal revenue for this program (\$1,025,000).
 Adult Basic Education -- Reflects anticipated federal revenue for this program (\$2,480,000).
- Sec. 120 SUPERINTENDENT OF PUBLIC INSTRUCTION - ENVIRONMENTAL EDUCATION
 General Fund-State ----- \$ 576,000
 Supports operations at Cispus Environmental Center at the level recommended in the mandated Governor's 1977 report to the legislature. Allows Cispus to keep their local funds and includes state funds for needed repairs and maintenance at the facility. Of this budget \$80,000 is for the Northwest Environmental Center at Whidbey Island.
- Sec. 121 SUPERINTENDENT OF PUBLIC INSTRUCTION - ENCUMBRANCE OF FEDERAL FUNDS
 General Fund-Federal ----- \$ 24,221,000
 Reflects the amount of unexpended but encumbered federal funds from the 1977-79 biennium.

-30-

Sec. 122 STATE BOARD FOR COMMUNITY COLLEGE EDUCATION

General Fund-State -----	\$ 321,722,000
General Local Fund-P/L -----	10,590,000
Grants and Contracts Fund-P/L -----	23,486,000
CC Capital Projects Account -----	9,800,000
TOTAL APPROPRIATION -----	\$ 365,598,000

Formula levels:

Instruction	
Faculty	72.0%
Support	51.5%
Libraries (New)	
Staffing	50.0%
Binding	100.0%
Resources	60.0%
Student Services	55.8%
Plant	
Variable	60.0%
Fixed	100.0%

Enrollments:

	<u>Senate</u> <u>(OFM 11/15)</u>	<u>Governor</u>	<u>Difference</u>
1979-80			
Academic	45,115	44,919	196
Vocational	44,986	44,739	247
Total	90,101	89,658	443
1980-81			
Academic	45,565	44,915	650
Vocational	46,338	45,639	699
Total	91,903	90,554	1,349
1979-81 Total	182,004	180,212	1,792

Eliminates the tuition and fee increase proposed by the Governor (approximate revenue loss \$7,100,000).

Provides a 1% system-wide tolerance band on the contract enrollment.

-31-

Sec. 123 STATE BOARD FOR COMMUNITY COLLEGE EDUCATION - ADMINISTRATIVE AND GENERAL EXPENSE

General Fund-State -----	\$	2,428,000
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Reflects the elimination of two new positions - \$103,620.

Sec. 124 STATE BOARD FOR COMMUNITY COLLEGE EDUCATION - INSTRUCTIONAL SERVICES

General Fund-State -----	\$	197,098,000
General Local Fund-P/L -----		6,354,000
TOTAL APPROPRIATION -----	\$	203,452,000

Provides \$7,763,722 for instructional equipment replacement (reflects the 1977-79 line item appropriation plus inflation plus enrollment growth).

Provides \$2,148,319 for small school adjustment -- Peninsula, Grays Harbor, Centralia, OTCC, Lower Columbia, Wenatchee Valley, Big Bend and Whatcom.

Sec. 125 STATE BOARD FOR COMMUNITY COLLEGE EDUCATION - LIBRARY SERVICES

General Fund-State -----	\$	15,962,000
General Local Fund-P/L -----		402,000
TOTAL APPROPRIATION -----	\$	16,364,000

A new library formula is adopted implementing the September 1978 CPE recommendations. Formula is simplified and allows for a uniform resource formula percentage -- 60%.

Sec. 126 STATE BOARD FOR COMMUNITY COLLEGE EDUCATION - STUDENT SERVICES

General Fund-State -----	\$	31,284,000
General Local Fund-P/L -----		804,000
TOTAL APPROPRIATION -----	\$	32,088,000

The EOP program is funded within the formula as in previous biennia.

Sec. 127 STATE BOARD FOR COMMUNITY COLLEGE EDUCATION - INSTITUTIONAL SUPPORT

General Fund-State -----	\$	45,792,000
General Local Fund-P/L -----		1,145,000
TOTAL APPROPRIATION -----	\$	46,937,000

Concur with Governor's budget which provides \$1,457,000 in additional funds for the purchase of a new computer. Operating, maintenance and replacement costs will be funded through the establishment of a local revolving fund.

-32-

Sec. 128 STATE BOARD FOR COMMUNITY COLLEGE EDUCATION - PLANT OPERATIONS AND MAINTENANCE

General Fund-State -----	\$ 29,159,000
General Local Fund-P/L -----	727,000
CC Capital Projects Account -----	9,800,000
TOTAL APPROPRIATION -----	\$ 39,686,000

STATE BOARD FOR COMMUNITY COLLEGE EDUCATION - SPONSORED RESEARCH

General Local Fund-P/L -----	\$ 1,158,000
Grants and Contracts Fund-P/L -----	23,486,000
TOTAL APPROPRIATION -----	\$ 24,644,000

Concur with Governor's budget.

Sec. 129 FOUR YEAR INSTITUTIONS OF HIGHER EDUCATION

Enrollments (same as proposed by Governor):

	1978-79 Contract Total FTE's	1979-80 Contract Total FTE's	1980-81 Contract Total FTE's
UW	31,210	31,210	31,210
WSU	16,500	16,500	16,500
CWU	5,852	5,868	5,895
EWU	6,400	6,475	6,575
TESC	2,400	2,300	2,350
WWU	8,500	8,984	9,120

Senate budget includes additional funds for equipment replacement as follows:

	Assumed in Formula	Non- Comparable	Total
UW	\$ 677,090	\$2,046,769	\$2,723,859
WSU	349,746	1,836,550	2,186,296
CWU	127,230	933,116	1,060,346
EWU	142,213	980,195	1,122,408
TESC	48,885	372,339	421,224
WWU	186,751	466,252	653,003
TOTAL	\$1,531,915	\$6,635,221	\$8,167,136

The student services programs fund the equal opportunity categories as a formula item as in prior biennia.

The funded fringe benefit rates include the cost of supplemental TIAA-CREF payments (approximately \$3,114,000).

-33-

The contract enrollment methodology employs a tolerance band of 1% for UW and WSU, 2% for CWU, EWU, and WWU and 3% for TESC and also provides review of TESC's enrollment funding level if substantial enrollment increases occur.

A new library formula is adopted implementing the September 1978 CPE recommendations. The formula is simplified and allows a uniform resource formula percentage of 60%.

UW and WSU budgets recognize indirect cost recoveries on the expenditure as well as the revenue side. UW currently expends indirect cost recovery monies, therefore only the incremental dollar increase is funded. At WSU, expenditure of indirect cost recovery monies has not been permitted. Therefore, to treat WSU in the same manner as UW a one-time phased in add of \$2,482,794 in indirect cost recovery monies is included. (In the future only incremental costs will need to be recognized at the universities.)

Local general fund balances except for WSU reflect the balances assumed in the 1977-79 appropriations.

Eliminates funds for former student placement activities funded through the student services formula.

Eliminates the tuition and fee increase proposed by the Governor (approximate revenue loss \$13,900,000).

Assumes funding of the Joint Washington Energy Research Center between the University of Washington and Washington State University.

Sec. 130 UNIVERSITY OF WASHINGTON - INSTRUCTIONAL SERVICES

General Fund-State -----	\$ 185,247,000
Accident Fund -----	839,000
Medical Aid Fund -----	839,000
General Local Fund-P/L -----	52,570,000
TOTAL APPROPRIATION -----	<u>\$ 239,495,000</u>

Sec. 131 UNIVERSITY OF WASHINGTON - LIBRARIES

General Fund-State -----	\$ 19,050,000
General Local Fund-P/L -----	2,561,000
TOTAL APPROPRIATION -----	<u>\$ 21,611,000</u>

Sec. 132 UNIVERSITY OF WASHINGTON - STUDENT SERVICES

General Fund-State -----	\$ 12,114,000
General Local Fund-P/L -----	1,256,000
TOTAL APPROPRIATION -----	<u>\$ 13,370,000</u>

-34-

Sec. 133 UNIVERSITY OF WASHINGTON - UNIVERSITY HOSPITAL

General Fund-State -----	\$ 18,645,000
General Local Fund-P/L -----	64,894,000
TOTAL APPROPRIATION -----	<u>\$ 83,539,000</u>

Sec. 134 UNIVERSITY OF WASHINGTON - INSTITUTIONAL SUPPORT

General Fund-State -----	\$ 23,533,000
General Local Fund-P/L -----	12,919,000
TOTAL APPROPRIATION -----	<u>\$ 36,452,000</u>

Sec. 135 UNIVERSITY OF WASHINGTON - PLANT MAINTENANCE AND OPERATION

General Fund-State -----	\$ 14,653,000
General Local Fund-P/L -----	9,301,000
University of Washington Building Account -----	18,000,000
TOTAL APPROPRIATION -----	<u>\$ 41,954,000</u>

UNIVERSITY OF WASHINGTON - SPONSORED RESEARCH

Grants and Contracts Fund-P/L -----	\$ 223,320,000
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Concur with Governor's budget.

Sec. 136 WASHINGTON STATE UNIVERSITY - INSTRUCTIONAL SERVICES

General Fund-State -----	\$ 114,502,000
Federal Appropriation -----	11,106,000
General Local Fund-P/L -----	7,750,000
TOTAL APPROPRIATION -----	<u>\$ 133,358,000</u>

Funding for the animal diagnostic laboratory reflects \$500,000 carry-forward costs plus a \$150,000 program improvement. Includes \$300,000 program improvement and equipment for S.W. Washington Agricultural Research Unit.

Sec. 137 WASHINGTON STATE UNIVERSITY - LIBRARIES

General Fund-State -----	\$ 9,344,000
General Local Fund-P/L -----	732,000
TOTAL APPROPRIATION -----	<u>\$ 10,076,000</u>

Sec. 138 WASHINGTON STATE UNIVERSITY - STUDENT SERVICES

General Fund-State -----	\$ 7,626,000
General Local Fund-P/L -----	362,000
TOTAL APPROPRIATION -----	<u>\$ 7,988,000</u>

-35-

Sec. 139 WASHINGTON STATE UNIVERSITY - INSTITUTIONAL SUPPORT

General Fund-State -----	\$ 14,461,000
General Local Fund-P/L -----	1,980,000
TOTAL APPROPRIATION -----	<u>\$ 16,441,000</u>

Sec. 140 WASHINGTON STATE UNIVERSITY - PLANT OPERATIONS AND MAINTENANCE

General Fund-State -----	\$ 19,099,000
Washington State University - Building Account -----	3,500,000
General Local Fund-P/L -----	1,130,000
TOTAL APPROPRIATION -----	<u>\$ 23,729,000</u>

WASHINGTON STATE UNIVERSITY - SPONSORED RESEARCH

Grants and Contracts Fund-P/L -----	\$ 43,050,000
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Concur with Governor's budget.

Sec. 141 EASTERN WASHINGTON UNIVERSITY - INSTRUCTIONAL SERVICES

General Fund-State -----	\$ 28,134,000
General Local Fund-P/L -----	540,000
TOTAL APPROPRIATION -----	<u>\$ 28,674,000</u>

Sec. 142 EASTERN WASHINGTON UNIVERSITY - LIBRARIES

General Fund-State -----	\$ 2,715,000
General Local Fund-P/L -----	69,000
TOTAL APPROPRIATION -----	<u>\$ 2,784,000</u>

Sec. 143 EASTERN WASHINGTON UNIVERSITY - STUDENT SERVICES

General Fund-State -----	\$ 2,929,000
General Local Fund-P/L -----	66,000
TOTAL APPROPRIATION -----	<u>\$ 2,995,000</u>

Sec. 144 EASTERN WASHINGTON UNIVERSITY - INSTITUTIONAL SUPPORT

General Fund-State -----	\$ 5,198,000
General Local Fund-P/L -----	271,000
TOTAL APPROPRIATION -----	<u>\$ 5,469,000</u>

Sec. 145 EASTERN WASHINGTON UNIVERSITY - PLANT OPERATIONS AND MAINTENANCE

General Fund-State -----	\$ 8,358,000
Eastern Washington University - Capital Projects Account -----	700,000
General Local Fund-P/L -----	112,000
TOTAL APPROPRIATION -----	<u>\$ 9,170,000</u>

-36-

SPONSORED RESEARCH

Grants and Contracts Fund-P/L -----	\$	4,300,000
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Concur with Governor's budget.

Sec. 146 CENTRAL WASHINGTON UNIVERSITY - INSTRUCTIONAL SERVICES

General Fund-State -----	\$	24,730,000
General Local Fund-P/L -----		1,138,000
TOTAL APPROPRIATION -----	\$	25,868,000

Sec. 147 CENTRAL WASHINGTON UNIVERSITY - LIBRARIES

General Fund-State -----	\$	3,398,000
General Local Fund-P/L -----		160,000
TOTAL APPROPRIATION -----	\$	3,558,000

Sec. 148 CENTRAL WASHINGTON UNIVERSITY - STUDENT SERVICES

General Fund-State -----	\$	2,902,000
General Local Fund-P/L -----		130,000
TOTAL APPROPRIATION -----	\$	3,032,000

Sec. 149 CENTRAL WASHINGTON UNIVERSITY - INSTITUTIONAL SUPPORT

General Fund-State -----	\$	5,555,000
General Local Fund-P/L -----		250,000
TOTAL APPROPRIATION -----	\$	5,805,000

Sec. 150 CENTRAL WASHINGTON UNIVERSITY - PLANT OPERATIONS AND MAINTENANCE

General Fund-State -----	\$	6,964,000
General Local Fund-P/L -----		320,000
TOTAL APPROPRIATION -----	\$	7,284,000

SPONSORED RESEARCH

Grants and Contracts Fund-P/L -----	\$	4,448,000
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Concur with Governor's budget.

Sec. 151 THE EVERGREEN STATE COLLEGE - INSTRUCTIONAL SERVICES

General Fund-State -----	\$	8,487,000
General Local Fund-P/L -----		115,000
TOTAL APPROPRIATION -----	\$	8,602,000

-37-

Sec. 152 THE EVERGREEN STATE COLLEGE - LIBRARIES

General Fund-State -----	\$ 2,385,000
General Local Fund-P/L -----	21,000
TOTAL APPROPRIATION -----	\$ 2,406,000

Sec. 153 THE EVERGREEN STATE COLLEGE - STUDENT SERVICES

General Fund-State -----	\$ 1,360,000
General Local Fund-P/L -----	11,000
TOTAL APPROPRIATION -----	\$ 1,371,000

The budget reflects carry-forward costs of current expenditures, as enrollments are below the levels designed for the student services formula with the addition of two new positions for recruitment.

Sec. 154 THE EVERGREEN STATE COLLEGE - INSTITUTIONAL SUPPORT

General Fund-State -----	\$ 3,367,000
General Local Fund-P/L -----	31,000
TOTAL APPROPRIATION -----	\$ 3,398,000

Sec. 155 THE EVERGREEN STATE COLLEGE - PLANT OPERATIONS AND MAINTENANCE

General Fund-State -----	\$ 4,535,000
General Local Fund-P/L -----	36,000
TOTAL APPROPRIATION -----	\$ 4,571,000

SPONSORED RESEARCH

Grants and Contract Fund-P/L -----	\$ 1,079,000
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Concur with Governor's budget.

Sec. 156 THE EVERGREEN STATE COLLEGE - MASTER'S DEGREE

General Fund-State -----	\$ 296,000
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Also assumes that the program and expenditures shall be approved by the Council for Postsecondary Education.

Sec. 157 WESTERN WASHINGTON UNIVERSITY - INSTRUCTIONAL SERVICES

General Fund-State -----	\$ 33,105,000
General Local Fund-P/L -----	844,000
TOTAL APPROPRIATIONS -----	\$ 33,949,000

\$30,000 or as much as may be necessary of the appropriations contained in Section 194 may be expended for the comprehensive plan update.

-38-

Sec. 158 WESTERN WASHINGTON UNIVERSITY - LIBRARIES

General Fund-State -----	\$	4,221,000
General Local Fund-P/L -----		163,000
TOTAL APPROPRIATION -----	\$	4,384,000

Sec. 159 WESTERN WASHINGTON UNIVERSITY - STUDENT SERVICES

General Fund-State -----	\$	4,173,000
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Sec. 160 WESTERN WASHINGTON UNIVERSITY - INSTITUTIONAL SUPPORT

General Fund-State -----	\$	6,727,000
General Local Fund-P/L -----		436,000
TOTAL APPROPRIATION -----	\$	7,163,000

Sec. 161 WESTERN WASHINGTON UNIVERSITY - PLANT OPERATIONS AND MAINTENANCE

General Fund-State -----	\$	5,835,000
Western Washington University-Capital Projects Account -		1,400,000
General Local Fund-P/L -----		273,000
TOTAL APPROPRIATION -----	\$	7,508,000

WESTERN WASHINGTON UNIVERSITY - SPONSORED RESEARCH

Grants and Contracts Fund-P/L -----	\$	5,400,000
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Concur with Governor's budget.

Sec. 162 COMPACT FOR EDUCATION

General Fund-State -----	\$	53,000
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Concur with Governor's budget.

Sec. 163 COUNCIL FOR POSTSECONDARY EDUCATION

General Fund-State -----	\$	13,836,000
General Fund-Federal -----		3,515,000
TOTAL APPROPRIATION -----	\$	17,351,000

Senate budget reflects the Governor's recommendation for the extension of current services with adjustments for updated federal revenues, elimination of financial aid dollars related to the proposed tuition and fee increase and the addition of \$350,000 to implement SB 2406 -- displaced homemakers.

Sec. 164 COMMISSION FOR VOCATIONAL EDUCATION

General Fund-State -----	\$ 3,243,000
General Fund-Federal -----	21,416,000
TOTAL APPROPRIATION -----	<u>\$ 24,659,000</u>

Budget maintains current level plus increases state funds by \$871,000 to meet new federal requirement for 50% state match on state level administration. In addition is 2.0 additional staff years for fire service training and 4.0 additional clerical staff years.

Sec. 165 HIGHER EDUCATION PERSONNEL BOARD

Higher Education Personnel Board Services Fund -----	\$ 1,151,000
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Provides current level budget plus the addition of two FTE's over the Governor's level for field support in the areas of salary survey evaluation and job classification analysis.

Sec. 166 STATE LIBRARY

General Fund-State -----	\$ 6,343,000
General Fund-Federal -----	2,057,000
General Fund-P/L -----	876,000
Washington Library Network Computer System	
Revolving Fund-P/L -----	<u>7,460,000</u>
TOTAL APPROPRIATION -----	<u>\$ 16,736,000</u>

Concur with Governor's budget.

Sec. 167 WASHINGTON STATE ARTS COMMISSION

General Fund-State -----	\$ 1,218,000
General Fund-Federal -----	907,000
General Fund-Indian Cultural Center	
Construction Account-State -----	<u>1,000,000</u>
TOTAL APPROPRIATION -----	<u>\$ 3,125,000</u>

Restores budget to agency request level with \$10,000 included for official portrait of former Governor Evans.

-40-

Sec. 168 WASHINGTON STATE HISTORICAL SOCIETY

General Fund-State -----	\$	531,000
Local Museum Fund -----		33,000
TOTAL APPROPRIATION -----	\$	<u>564,000</u>

Concur with Governor's budget. Budget provides for the extension of current service levels.

Sec. 169 EASTERN WASHINGTON STATE HISTORICAL SOCIETY

General Fund-State -----	\$	495,000
Local Museum Fund -----		75,000
TOTAL APPROPRIATION -----	\$	<u>560,000</u>

Concur with Governor's budget as amended.

Sec. 170 STATE CAPITOL HISTORICAL ASSOCIATION

General Fund-State -----	\$	436,000
General Fund-State Capitol Historical Association Museum Account -----		49,000
TOTAL APPROPRIATION -----	\$	<u>485,000</u>

Concur with Governor's budget.

WASHINGTON STATE 1979-81 BIENNIAL OPERATING BUDGET

(DOLLARS IN THOUSANDS)

TIME	TOTAL STATE BUDGET											DATE	
14:33	PAGE 1 OF 10											05/29/79	

--OPERATING BUDGET--	---GENERAL FUND STATE---			---GENERAL FUND FEDERAL---			-----ALL OTHER FUNDS-----			-----TOTAL ALL FUNDS-----			
-PAG	HOUSE	SEN-R2	DIFF	HOUSE	SEN-R2	DIFF	HOUSE	SEN-R2	DIFF	HOUSE	SEN-R2	DIFF	

2	LEGISLAT & JUDICA	63,235	60,857	-2,378			195	195		63,430	61,052	-2,378	
	LEGISLATIVE	39,905	37,497	-2,408			195	195		40,100	37,692	-2,408	
	JUDICIAL	23,330	23,360	30						23,330	23,360	30	
3	EXECUTIVE	549,964	559,311	9,346	47,840	48,441	601	113,669	110,057	-3,612	711,473	717,808	6,335
4	GEN GOV OTHER	479,093	486,649	7,555	70,200	70,229	29	689,593	697,732	8,139	1238,885	1254,609	15,724
5	HUMAN RESOURCES	1252,696	1276,081	23,385	1031,688	1037,831	6,143	165,959	164,794	-1,165	2450,342	2478,705	28,363
	DSHS	1217,094	1239,676	22,582	841,855	848,298	6,443	13,433	13,433		2072,382	2101,407	29,025
	VETERANS AFFAIR	13,213	13,386	173				1,593	1,593		14,806	14,979	173
	HUMAN RESOUR OTH	22,309	23,019	630	189,833	189,533	-300	150,933	149,768	-1,165	363,154	362,319	-835
6	NAT RESOUR & TRAN	134,771	132,488	-2,283	21,835	21,830	-5	399,863	401,823	1,961	556,469	556,142	-327
	NATURAL RESOURC	114,940	114,362	-578	21,835	21,830	-5	275,347	274,880	-467	412,122	411,072	-1,050
	TRANSPORTATION	19,831	18,126	-1,705				124,516	126,944	2,428	144,347	145,070	723
	TOTAL EDUCATION	3120,710	3114,901	-5,808	251,681	252,577	896	515,909	546,923	31,013	3088,301	3914,401	26,101
7	SUP PUBLIC INST	2151,954	2164,750	12,796	224,412	224,682	270	13,992	13,992		2390,357	2403,423	13,066
8	COMM COLLEGES	331,896	321,723	-10,173				33,912	43,876	9,964	365,808	365,599	-209
9	FOUR YR INST HE	610,841	602,274	-8,567				457,368	478,421	21,053	1068,209	1080,695	12,486
10	EDUCATION OTHER	26,019	26,155	136	27,269	27,895	626	10,638	10,634	-4	63,926	64,684	758
1	TOT STATE BUDGET	5600,468	5630,283	29,815	1423,243	1430,907	7,664	1885,187	1921,523	36,336	8908,894	8982,712	73,818
10	SUNY/BLTD CLAIMS	5,355	5,342	-13	4,100	4,100		581	598	17	10,036	10,040	4
	T-BUD/SUNY/BLTD	5605,822	5635,624	29,802	1427,342	1435,006	7,664	1885,768	1922,121	36,353	8918,929	8992,751	73,822

-41-

ADDENDUM

2867

 SENATE WAYS AND MEANS

WASHINGTON STATE 1979-81 BIENNIAL OPERATING BUDGET

(DOLLARS IN THOUSANDS)

TIME	LEGISLATIVE AND JUDICIAL									DATE		
14:34	PAGE 2 OF 10									05/29/79		

--OPERATING BUDGET--	---GENERAL FUND STATE---			---GENERAL FUND FEDERAL---			-----ALL OTHER FUNDS-----			-----TOTAL ALL FUNDS-----		
-SEC	HOUSE	SEN-R2	DIFF	HOUSE	SEN-R2	DIFF	HOUSE	SEN-R2	DIFF	HOUSE	SEN-R2	DIFF

* TOTAL LEGISLATI	39,905	37,497	-2,408				195	195		40,100	37,692	-2,408
002 HOUSE OF REP	17,303	16,728	-575							17,303	16,728	-575
003 SENATE	16,414	14,300	-2,114							16,414	14,300	-2,114
004 LEGIS BUDGET CO	1,117	1,247	130							1,117	1,247	130
005 LEAP COMMITTEE	1,237	1,295	58							1,237	1,295	58
006 STATE ACTUARY	274	301	27							274	301	27
007 STATUTE LAW COM	3,560	3,626	66				195	195		3,755	3,821	66
* TOTAL JUDICIAL	23,330	23,360	30							23,330	23,360	30
008 SUPREME COURT	5,061	5,306	245							5,061	5,306	245
009 LAW LIBRARY	1,357	1,386	29							1,357	1,386	29
010 COURT OF APPEAL	6,087	6,130	43							6,087	6,130	43
011 COURT ADMR	10,600	10,313	-287							10,600	10,313	-287
012 JUDICIAL COUNCI	225	225								225	225	
* TOTAL LEG & JUD	63,235	60,857	-2,378				195	195		63,430	61,052	-2,378

-42-

WASHINGTON STATE 1979-81 BIENNIAL OPERATING BUDGET

(DOLLARS IN THOUSANDS)

TIME	GENERAL GOVERNMENT EXECUTIVE											DATE
14:36	PAGE 3 OF 10											05/29/79

--OPERATING BUDGET--	---GENERAL FUND STATE---			---GENERAL FUND FEDERAL---			-----ALL OTHER FUNDS-----			-----TOTAL ALL FUNDS-----		
-SEC	HOUSE	SEN-R2	DIFF	HOUSE	SEN-R2	DIFF	HOUSE	SEN-R2	DIFF	HOUSE	SEN-R2	DIFF
.....												
013 OFF OF GOV	2,704	2,704								2,704	2,704	
014 SPEC APP TO GOV	475,870	485,064	9,194	23,695	24,060	365	65,428	61,265	-4,163	564,993	570,389	5,396
015 LT GOVERNOR	202	204	2							202	204	2
016 SECRETARY OF ST	3,705	3,705								3,705	3,705	
017 INDIAN ADVISORY	142	147	5							142	147	5
018 ASIAN-AM ADV CN	119	121	2							119	121	2
019 MEXICAN-AM AFFA	123	124	1							123	124	1
020 STATE TREASURER		10	10				3,838	3,838		3,838	3,848	10
021 STATE AUDITOR	6,340	6,041	-299	300	300		232	232		6,872	6,573	-299
021A GAMBLING COMM							2,840	2,840		2,840	2,840	
022 ATTORNEY GENERA	3,393	3,355	-38				15,034	15,034		18,427	18,389	-38
023 OFF FINANCIAL M	10,951	10,949	-2	23,845	24,081	236				34,796	35,030	234
024 DEPT OF PERSONN	285	263	-22				8,227	8,365	138	8,512	8,628	116
025 STATE CAPITOL C							20	20		20	20	
026 DATA PROCESS AU	1,023	1,023								1,023	1,023	
027 DEFERRED COMP C	35	35								35	35	
028 ST FINANCE COM							991	991		991	991	
029 DEPT OF REVENUE	29,154	29,298	144				2,156	2,560	404	31,310	31,858	548
030 TAX APPEALS BRD	710	718	8							710	718	8
031 DEPT OF GEN ADM	9,535	9,526	-9				14,640	14,649	9	24,175	24,175	
032 PRESIDENTIAL EL	1	1								1	1	
033 INSURANCE COMMR	5,673	6,023	350				263	263		5,936	6,286	350

- 43 -

 SENATE WAYS AND MEANS

WASHINGTON STATE 1979-81 BIENNIAL OPERATING BUDGET

(DOLLARS IN THOUSANDS)

TIME		GENERAL GOVERNMENT OTHER										DATE	
14:37		PAGE 4 OF 10										05/29/79	
--OPERATING BUDGET--		---GENERAL FUND STATE---			---GENERAL FUND FEDERAL---			-----ALL OTHER FUNDS-----			-----TOTAL ALL FUNDS-----		
-SEC		HOUSE	SEN-R2	DIFF	HOUSE	SEN-R2	DIFF	HOUSE	SEN-R2	DIFF	HOUSE	SEN-R2	DIFF
034	STATE REVS FOR	126,659	134,292	7,633				302,686	302,687		429,346	436,979	7,633
035	FEDERAL REVS FO				76	76		64,498	64,498		64,574	64,574	
036	BOND RETIRE & I							243,493	249,856	6,363	243,493	249,856	6,363
037	PUB DISCLOSURE	897	892	-5							897	892	-5
038	DEPT RETIREMENT	341,853	341,853		67,500	67,500		5,910	6,610	700	415,263	415,963	700
039	MUN RESEARCH CN	1,115	880	-235							1,115	880	-235
040	UNIFORM LEG COM	15	21	6							15	21	6
041	ST BRD OF ACCTN	517	517								517	517	
042	ATHLETIC COMM	56	56								56	56	
043	CEMETERY BOARD							68	68		68	68	
044	HORSE RACING CO							1,786	1,752	-34	1,786	1,752	-34
045	LIQUOR CONTROL							57,350	58,425	1,075	57,350	58,425	1,075
046	PHARMACY BOARD	828	828								828	828	
047	UTILITY & TRANS							13,699	13,734	35	13,699	13,734	35
048	VOL FIREMEN BOA							102	102		102	102	
049	DEPT EMERGENCY	537	651	114	2,019	2,048	29				2,556	2,699	143
050	MILITARY DEPT	5,333	5,485	152	605	605					5,938	6,090	152
051	PUB EMPL REL CO	1,284	1,174	-110							1,284	1,174	-110
* TOT GEN GOV OTH		479,093	486,649	7,555	70,200	70,229	29	689,593	697,732	8,139	1238,885	1254,609	15,724

-44-

WASHINGTON STATE 1979-81 BIENNIAL OPERATING BUDGET

(DOLLARS IN THOUSANDS)

TIME 16:14 PAGE 5 OF 10 HUMAN RESOURCES DATE 05/29/79

--OPERATING BUDGET--		---GENERAL FUND STATE---			---GENERAL FUND FEDERAL---			-----ALL OTHER FUNDS-----			-----TOTAL ALL FUNDS-----		
-SEC	HOUSE	SEN-R2	DIFF	HOUSE	SEN-R2	DIFF	HOUSE	SEN-R2	DIFF	HOUSE	SEN-R2	DIFF	
52 * TOTAL DSHS	1217,094	1239,676	22,582	841,855	848,298	6,443	13,433	13,433		2072,382	2101,407	29,025	
53 ADULT CORRECTIO	112,969	114,004	1,035							112,969	114,004	1,035	
54 JUVENILE REHABI	52,589	53,665	1,076	747	747					53,336	54,412	1,076	
55 MENTAL HEALTH	91,614	98,559	6,945	15,737	17,194	1,457	2,119	2,119		109,470	117,862	8,392	
56 DEVELOPMENTAL D	99,263	99,439	176	60,058	61,900	1,842				159,321	161,339	2,018	
57 NURSING HOMES	131,379	126,830	-4,549	131,199	126,152	-5,047				262,578	252,982	-9,596	
59 INCOME MAINTENA	300,773	314,749	13,976	200,866	205,932	5,066				501,639	520,681	19,042	
60 COMMUNITY SOCIA	69,134	79,755	10,621	70,660	65,624	-5,036	100	100		139,894	145,479	5,585	
61 MEDICAL ASSISTA	202,776	201,114	-1,662	144,826	148,435	3,609				347,602	349,549	1,947	
62 PUBLIC HEALTH	26,488	20,556	-5,932	62,752	49,745	-13,007	11,214	11,214		100,454	81,515	-18,939	
63 VOCATIONAL REHA	8,360	7,196	-1,164	33,569	35,741	2,172				41,929	42,937	1,008	
64 ADMIN/SUPPORTIN	53,991	52,875	-1,116	33,092	33,837	745				87,083	86,712	-371	
65 COMMUNITY SERVI	67,759	70,935	3,176	66,349	103,001	14,652				156,108	173,936	17,828	
67 * VETERANS AFFAIR	13,213	13,386	173				1,593	1,593		14,806	14,979	173	
* TOT HUM RES OTH	22,389	23,019	630	189,833	189,533	-300	150,933	149,768	-1,165	363,154	362,319	-835	
66B PLAN & COMM AFF	3,806	3,976	170	10,013	10,024	11				13,819	14,000	181	
69 HUMAN RIGHTS CO	2,608	2,967	159	340	340					3,148	3,307	159	
070 IND INS APPEALS	81	82	1				3,052	3,051	-1	3,133	3,133		
071 CRIM JUST TRNG							4,082	3,783	-299	4,082	3,783	-299	
072 DEPT L & I	7,778	7,778		110	110		59,482	60,085	603	67,370	67,973	603	
073 PRISON TERMS &	1,904	1,984								1,984	1,984		
074 HOSPITAL COMM	307	326	19	528	528					1,392	1,411	19	
075 DEPT EMPLOY SEC	3,162	3,083	-79	173,752	173,441	-311	83,760	82,292	-1,468	260,674	258,816	-1,858	
076 COMM FOR BLIND	2,463	2,463		5,090	5,090					7,553	7,553		
077 JAIL COMMISSION		360	360								360	360	
* TOTAL HUM RESOU	1252,696	1276,081	23,385	1031,688	1037,831	6,143	165,959	164,794	-1,165	2450,342	2478,705	28,363	

- 45 -

ADDENDUM

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 SENATE WAYS AND MEANS

WASHINGTON STATE 1979-81 BIENNIAL OPERATING BUDGET (DOLLARS IN THOUSANDS)

TIME	NATURAL RESOURCES & TRANSPORTATION											DATE
14:40	PAGE 6 OF 10											05/29/79

---OPERATING BUDGET---	---GENERAL FUND STATE---			---GENERAL FUND FEDERAL---			---ALL OTHER FUNDS---			---TOTAL ALL FUNDS---		
-SEC	HOUSE	SEN-R2	DIFF	HOUSE	SEN-R2	DIFF	HOUSE	SEN-R2	DIFF	HOUSE	SEN-R2	DIFF
* TOTAL NAT RESOU	114,940	114,362	-578	21,835	21,830	-5	275,347	274,880	-467	412,122	411,072	-1,050
078 STATE ENERGY OF	1,077	1,021	-56	5,140	5,140					6,217	6,161	-56
079 OCEANOGRAPHIC C	259	384	125							259	384	125
030 COL RIV GCRGE C	5	5		26	26					31	31	
031 DEPT OF ECOLOGY	18,410	18,212	-198	8,897	8,907	10	119,853	119,853		147,160	146,972	-168
082 POLLUTION CONT	542	542								542	542	
033 ENERGY FAC SITE	555	505	-50				863	863		1,418	1,368	-50
084 SHORELINES HRHG	41	41								41	41	
085 PARKS & RECREAT	24,333	24,749	366	108	100	-8	4,082	3,714	-368	28,573	28,563	-10
086 ARCH/HIST FRESE	78	100	22	2,340	2,340		300	432	132	2,718	2,872	154
087 OUTDR RECREATIO							27,994	27,997	3	27,994	27,997	3
088 COMMI & EC DEVEL	3,543	3,777	234	269	213	-56	380	430	50	4,192	4,420	228
089 DEPT OF FISHERI	34,253	35,288	1,035	4,087	4,154	67	2,025	2,025		40,365	41,467	1,102
090 DEPT OF GAME	1,169	29	-1,140				33,548	34,584	1,036	34,717	34,613	-104
091 NATURAL RESOURC	22,825	21,652	-1,173	470	452	-18	69,045	67,726	-1,319	92,340	89,830	-2,510
092 FOREST FRACT AP	68	68								68	68	
093 DEPT OF AGRICUL	7,732	7,989	257	498	498		17,257	17,256	-1	25,467	25,743	256
* TOTAL TRANSPORT	19,831	18,126	-1,705				124,516	126,944	2,428	144,347	145,070	723
094 STATE PATROL	9,750	9,994	244				70,385	69,897	-488	80,135	79,891	-244
095 VEH EQUIP SAFETY							8	8		8	8	
096 TRAFFIC SAFETY							4,921	8,149	3,228	4,921	8,149	3,228
097 DEPT OF LICENSI	10,081	8,132	-1,949				48,947	48,700	-247	59,028	56,832	-2,196
098 CNTY ROAD ADMIN							255	190	-65	255	190	-65
* TOTAL NR & TRAN	134,771	132,468	-2,283	21,835	21,830	-5	399,863	401,823	1,961	556,469	556,142	-327

- 116 -

WASHINGTON STATE 1979-81 BIENNIAL OPERATING BUDGET

(DOLLARS IN THOUSANDS)

TIME	SUPERINTENDENT OF PUBLIC INSTRUCTION										DATE	
14:42	PAGE	7 OF 10									05/29/79	

--OPERATING BUDGET--	---GENERAL FUND STATE---			---GENERAL FUND FEDERAL---			-----ALL OTHER FUNDS-----			-----TOTAL ALL FUNDS-----		
-SEC	HOUSE	SEN-R2	DIFF	HOUSE	SEN-R2	DIFF	HOUSE	SEN-R2	DIFF	HOUSE	SEN-R2	DIFF

099	SPI ADMIN	11,530	11,906	376	6,288	6,288	378	378		18,196	18,572	376
100	GEN APPORTIONME	1778,773	1789,712	10,939						1778,773	1789,712	10,939
108	TRANSPORTATION	153,122	145,847	-7,275						153,122	145,847	-7,275
109	VOC-TECH INSTIT	34,120	34,706	586						34,120	34,706	586
110	FOOD SERVICES	5,232	6,497	1,265	60,893	60,893				66,125	67,390	1,265
111	HANDICAPPED	120,160	124,545	4,385	26,250	26,521	271			146,410	151,066	4,656
112	TRAFFIC SAFETY						13,614	13,614		13,614	13,614	
113	EDUC SERVICE DI	9,386	9,386							9,386	9,386	
114	SPEC NEEDS PROG	24,172	26,300	2,128	6,000	6,000				30,172	32,300	2,128
115	INST EDUCATION	13,162	13,330	168	3,317	3,316	-1			16,479	16,646	167
116	CULTURAL ENRICH	1,277	1,501	224						1,277	1,501	224
117	PACIFIC SCIENCE	300	300							300	300	
118	CORP PLAN & EVA	144	144							144	144	
119	FEDERAL EDUCAT				97,443	97,443				97,443	97,443	
120	ENVIR EDUCATION	576	576							576	576	
121	ENCUMB FED GRAN				24,221	24,221				24,221	24,221	
	* TOTAL SPI	2151,954	2164,750	12,796	224,412	224,682	270	13,992	13,992	2390,357	2403,423	13,066

-47-

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 SENATE WAYS AND MEANS

WASHINGTON STATE 1979-81 BIENNIAL OPERATING BUDGET (DOLLARS IN THOUSANDS)

TIME		COMMUNITY COLLEGE EDUCATION										DATE	
14:43		PAGE 8 OF 10										05/29/79	
--OPERATING BUDGET--		---GENERAL FUND STATE---			---GENERAL FUND FEDERAL---			-----ALL OTHER FUNDS-----			-----TOTAL ALL FUNDS-----		
-SEC		HCUSE	SEN-R2	DIFF	HCUSE	SEN-R2	DIFF	HCUSE	SEN-R2	DIFF	HOUSE	SEN-R2	DIFF
123	OFF ADMIN	2,429	2,428	-1							2,429	2,428	-1
124	INSTRUCT SERV	196,299	197,098	799				7,322	6,354	-968	203,621	203,452	-169
125	LIBRARIES	16,732	15,962	-770				223	402	179	16,955	16,364	-591
126	STUDENT SERVI	31,621	31,284	-337				443	804	361	32,064	32,088	24
127	INSTITUTIONAL	45,688	45,792	104				707	1,145	438	46,395	46,937	542
128	PLAHT OPERATI	39,127	29,159	-9,968				573	10,527	9,954	39,700	39,686	-14
	SPONSORED RES							24,644	24,644		24,644	24,644	
	*TOTAL CC COLL	331,896	321,723	-10,173				33,912	43,876	9,964	365,808	365,599	-209

WASHINGTON STATE 1979-81 BIENNIAL OPERATING BUDGET

(DOLLARS IN THOUSANDS)

TIME	HIGHER EDUCATION											DATE
14:47	PAGE 9 OF 10											05/29/79
-----OPERATING BUDGET-----												
-SEC	---GENERAL FUND STATE---			---GENERAL FUND FEDERAL---			---ALL OTHER FUNDS---			---TOTAL ALL FUNDS---		
	HOUSE	SEN-R2	DIFF	HOUSE	SEN-R2	DIFF	HOUSE	SEN-R2	DIFF	HOUSE	SEN-R2	DIFF
* TOTAL UW	285,351	273,242	-12,109				370,972	386,499	15,526	656,323	659,740	3,417
130 INSTRUCT SERV	175,574	185,247	9,673				56,612	54,248	-2,364	232,186	239,495	7,309
131 LIBRARIES	19,586	19,050	-536				2,574	2,561	-13	22,160	21,611	-549
132 STUDENT SERVI	12,055	12,114	59				1,229	1,256	27	13,284	13,370	85
133 HOSPITALS	18,645	18,645					64,894	64,894		83,539	83,539	
134 INSTITUTIONAL	25,425	23,533	-1,892				12,991	12,919	-72	38,416	36,452	-1,964
135 PLANT OPERATI	34,066	14,653	-19,413				9,353	27,301	17,948	43,419	41,954	-1,465
SPONSORED RES							223,320	223,320		223,320	223,320	
* TOTAL WS	162,299	163,659	1,360				66,411	69,610	3,199	228,710	233,269	4,559
136 INSTRUCT SERV	109,360	113,786	4,426				19,618	18,856	-762	128,978	132,642	3,664
137 LIBRARIES	8,735	9,344	609				879	732	-147	9,614	10,076	462
138 STUDENT SERVI	7,245	6,569	-676				575	362	-213	7,820	7,331	-489
139 INSTITUTIONAL	13,618	14,461	843				1,142	1,980	838	14,960	16,441	1,481
140 PLANT OPERATI	23,141	19,099	-4,042				1,147	4,630	3,483	24,288	23,729	-559
SPONSORED RES							43,050	43,050		43,050	43,050	
* TOTAL EW	46,746	47,334	588				5,312	6,058	746	52,058	53,392	1,334
141 INSTRUCT SERV	26,897	28,134	1,237				548	540	-8	27,445	28,674	1,229
142 LIBRARIES	2,785	2,715	-70				65	69	4	2,850	2,784	-66
143 STUDENT SERVI	3,085	2,929	-156				58	66	8	3,143	2,995	-148
144 INSTITUTIONAL	5,121	5,198	77				241	271	30	5,362	5,469	107
145 PLANT OPERATI	8,858	8,358	-500				100	812	712	8,958	9,170	212
SPONSORED RES							4,300	4,300		4,300	4,300	
* TOTAL CW	41,952	43,549	1,597				6,521	6,446	-75	48,473	49,995	1,522
146 INSTRUCT SERV	22,775	24,730	1,955				1,442	1,138	-304	24,217	25,868	1,651
147 LIBRARIES	3,379	3,398	19				117	160	43	3,496	3,558	62
148 STUDENT SERVI	3,031	2,902	-129				97	130	33	3,128	3,032	-96
149 INSTITUTIONAL	5,758	5,555	-203				185	250	65	5,943	5,805	-138
150 PLANT OPERATI	7,009	6,954	-45				232	320	88	7,241	7,284	43
SPONSORED RES							4,448	4,448		4,448	4,448	
* TOTAL ES	20,047	20,430	383				1,267	1,293	26	21,314	21,723	409
151 INSTRUCT SERV	8,646	8,487	-159				111	115	4	8,757	8,602	-155
152 LIBRARIES	2,383	2,385	2				17	21	4	2,400	2,406	6
153 STUDENT SERVI	1,324	1,360	36				9	11	2	1,333	1,371	38
154 INSTITUTIONAL	3,105	3,367	262				24	31	7	3,129	3,398	269
155 PLANT OPERATI	4,589	4,535	-54				28	36	8	4,617	4,571	-46
SPONSORED RES							1,078	1,079	1	1,078	1,079	1
156 MASTERS FROG		296	296								296	296
* TOTAL MW	54,447	54,061	-386				6,885	8,516	1,631	61,332	62,577	1,245
157 INSTRUCT SERV	31,980	33,105	1,125				1,195	844	-351	33,175	33,949	774
158 LIBRARIES	3,788	4,221	433				60	163	103	3,848	4,384	536
159 STUDENT SERVI	4,228	4,173	-55				50		-50	4,278	4,173	-105
160 INSTITUTIONAL	6,922	6,727	-195				90	436	346	7,012	7,163	151
161 PLANT OPERATI	7,529	5,835	-1,694				90	1,673	1,583	7,619	7,508	-111
SPONSORED RES							5,400	5,400		5,400	5,400	
	610,841	602,274	-8,567				457,368	478,421	21,053	1068,209	1080,695	12,486

-49-

APPENDUM

2875

WASHINGTON STATE 1979-81 BIENNIAL OPERATING BUDGET

(DOLLARS IN THOUSANDS)

TIME 14:50 PAGE 10 OF 10 GENERAL EDUCATION OTHER DATE 05/29/79

--OPERATING BUDGET-- -SEC	---GENERAL FUND STATE---			---GENERAL FUND FEDERAL---			---ALL OTHER FUNDS---			---TOTAL ALL FUNDS---		
	HOUSE	SEN-R2	DIFF	HOUSE	SEN-R2	DIFF	HOUSE	SEN-R2	DIFF	HOUSE	SEN-R2	DIFF
162 COMPACT FOR EDU	53	53								53	53	
163 CNCL POSTSEC ED	13,922	13,836	-86	2,889	3,515	626				16,811	17,351	540
164 COM1 FOR VOC ED	3,243	3,243		21,416	21,416					24,659	24,659	
165 HE PERSONNEL BR							1,154	1,151	-3	1,154	1,151	-3
166 STATE LIBRARY	6,323	6,343	20	2,057	2,057		8,336	8,336		16,716	16,736	20
167 STATE ARTS COMM	1,013	1,218	205	907	907		1,000	1,000		2,920	3,125	205
168 ST HIST SOCIETY	536	531	-5				33	33		569	564	-5
169 E MA ST HIST SO	495	495					66	65	-1	561	560	-1
170 ST CAPITOL HIST	434	436	2				49	49		483	485	2
* TOT EDUCAT OTHE	26,019	26,155	136	27,269	27,895	626	10,638	10,634	-4	63,926	64,684	758
SUNY/BLTD CLAIMS	5,355	5,342	-13	4,100	4,100		561	598	17	10,036	10,040	4

-50-

150 GENERAL ADMINISTRATION SEC. 174

DATE 05/29/79

PAGE 1

PRJ COD	AGY SEQ	PROJECT NAME & LOCATION	RE-APPROP 1979-81	AGENCY NEW-APPROP 1979-81	GOV RAY NEW-APPROP 1979-81	HOUSE NEW-APPROP 1979-81	SEN-R2 NEW-APPROP 1979-81
05	01	REMODEL INSURANCE BLDG PHASE II	936,000				
05	02	AIR COND WEST CAMPUS BLDGS	687,000				
11	03	CAPITOL CAMPUS CEN CONT MONITORING	300,000				
11	04	COMPLETE CONST OFF BLDG NO 2	35,000				
11	05	REHABILITATE CAPITOL LAKE	176,000				
11	06	REMODEL LEGISLATIVE FACILITIES	12,000				
11	07	REMODEL CAMPUS BLDG ACCESS HANDICAP	60,000				
11	08	MODULAR OFFICE SPACE		9,878,700	10,618,000	2,900,000	7,000,000
11	09	OLD CAPITOL BUILDING REPAIRS	3,558,000	712,300	713,000	713,000	713,000
05	10	INSURANCE BLDG RENOVATION	554,000		834,000	834,000	834,000
10	11	CAP CAMPUS SAF/CIR/MASTER PLAN IMPL	532,000	277,000	277,000	277,000	277,000
11	12	OFF BLDG #2, CONTR CLAIM DEFENSE		250,000	250,000	250,000	250,000
11	13	OMNIBUS REQ (20) MISC PROJECTS	300,000	1,427,400	1,215,000	810,000	885,000
11	14	CLEAN, SEAL LEGISLATIVE BLDG		357,000	357,000	357,000	357,000
11	15	OMNIBUS REQ MECH & ELEC (14) PROJS		1,051,100	1,051,000	927,000	951,000
05	16	MAJOR ELECTRICAL RENIRE OLD BLDGS		5,444,000	5,444,000	3,049,000	2,722,000
04	17	ELEVATOR & ESCALATOR REPRS & MODIF		1,920,000	506,000	506,000	506,000
05	18	OFF BLDG #2, COMPUTER AREA REQUIRE		3,610,000	3,610,000	3,610,000	
11	19	REPLACE POWER HOUSE EQUIPMENT		545,400	126,000	126,000	126,000
11	20	REPLACE AIR COND UNITS IN ARCHIVES		357,000			
01	21	CORR GARAGE & PLAZA LEAKS PHASE I		590,000	590,000	590,000	590,000
10	22	CAPITOL LAKE RECREATION AREA		344,000			60,000

- 51 -

PRJ COD	AGY SEQ	PROJECT NAME & LOCATION	RE-APPROP 1979-81	AGENCY NEW-APPROP 1979-81	GOV RAY NEW-APPROP 1979-81	HOUSE NEW-APPROP 1979-81	SEN-R2 NEW-APPROP 1979-81
06	23	REDUCE LIGHTING LEVELS - ENERGY SAV		543,000	543,000	543,000	
07	24	EXEC OFF BLDG - OFF/PARKING		33,812,000			
11	25	GENERAL OFFICE BUILDING		1,800,000			1,800,000
07	26	SPOKANE STATE OFFICE BLDG		4,307,000			
07	27	STUDY - SEATTLE OFFICE BLDG		250,000			
07	28	STATE LIBRARY ADDITION - PHASE I		4,708,240	1,905,000		
07	29	CAPITOL VISITOR CENTER				266,000	266,000
11	30	DEVEL OF CAPITOL CAMPUS MASTER PLAN				300,000	
03	31	SECTION 504 HANDICAP COMPLIANCE			615,000	615,000	290,000
03	32	LEGISLATIVE CHAMBERS ART WORK					200,000
*TOTAL PROJECTS			7,200,000	72,184,140	28,654,000	16,673,000	17,827,000

-52-

245 MILITARY DEPARTMENT SEC. 175

DATE 05/29/79
PAGE 4

PRJ COD	AGY SEQ	PROJECT NAME & LOCATION	RE-APPROP 1979-81	AGENCY NEW-APPROP 1979-81	GOV PAY NEW-APPROP 1979-81	HOUSE NEW-APPROP 1979-81	SEN-R2 NEW-APPROP 1979-81
11	1	PRE-CONSTR FED FUNDED PROJECTS	10,000				
11	2	CONST CAMP MURRAY ARMORY, TACOMA	225,000				
11	3	LAND ACQUISITION VANCOUVER ARMORY	100,000				
04	B1	MINOR REHABILITATION OF FACILITIES	92,000	70,000	70,000	70,000	70,000
07	C1	SCHEMATIC PLANNING		20,000	20,000	20,000	20,000
04	F1	REPLACE FURNACE BURNERS (ARMORIES)		58,900	59,000	59,000	59,000
07	G1	NEW ADD HDQ BLDG AT CAMP MURRAY		336,600			
09	H1	ACQUISITION SITE WALLA-WALLA ARMORY		138,000	138,000	138,000	138,000
11	I1	HEATING/REPAIRS TACOMA ARMORY					200,000
*TOTAL PROJECTS			427,000	623,500	287,000	287,000	487,000

-53-

300XX DSHS-HEADQUARTERS SEC. 176

DATE 05/29/79
PAGE 5

PRJ COD	AGY SEQ	PROJECT NAME & LOCATION	RE-APPROP 1979-81	AGENCY NEW-APPROP 1979-81	GOV RAY NEW-APPROP 1979-81	HOUSE NEW-APPROP 1979-81	SEN-R2 NEW-APPROP 1979-81
11	01	CONSTR,EQUIP COMM SOC & HEALTH FACL	4,200,000				
11	02	CONTIG EXFRNSES DSHS CONSTR PROJECT	5,000				
11	03	ENERGY CONSERV & SOLAR HEATING	130,000				
11	04	CONVERT EXISTING NORTHERN ST HOSP	1,000,000				
01	05	UTILITIES & FACILITIES OMIBUS	300,000	3,000,000	3,000,000	2,911,900	2,458,000
11	06	CONTINGENCIES		1,022,800			
11	07	PREPLAON FUNDS FUTURE CONSTR PROJ	103,000	1,206,900	750,000	750,000	750,000
11	08	MEDICAL LAKE NEW WELL & TRANSM LINE		576,300	520,000	520,000	520,000
03	09	SECTION 504 HANDICAP COMPLIANCE			1,124,000	1,124,000	562,000
*TOTAL PROJECTS			5,738,000	5,806,000	5,394,000	5,305,900	4,290,000

-54-

30010 DSHS-ADULT CORRECTION SEC. 177

DATE 05/29/79

PAGE 6

PRJ COD	AGY SEQ	PROJECT NAME & LOCATION	RE-APPROP 1979-81	AGENCY NEW-APPROP 1979-81	GOV RAY NEW-APPROP 1979-81	HOUSE NEW-APPROP 1979-81	SEN-R2 NEW-APPROP 1979-81
07	1	CONST,EQUIP 500-BED MED SEC FAC		5,379,100	5,379,100	5,379,100	5,429,000
11	2	CONST,EQUIP ONE 100-BED HONOR CAMP	3,260,000				
11	3	WORK TRAINING FACIL GEIGER FIELD	600,000				
11	4	FOOD SERV & KITCHEN AREAS (WSP)	1,993,000				
11	5	REMODEL DENTAL AREAS (M.S.P)	145,000				
05	6	IMPRV SEC/FAC/UTIL (WSP)		6,186,100	5,923,800	5,923,800	5,924,000
05	7	MED.CUSTODY CONVERS 300 BEDS (WSP)	100,000	5,525,400	5,275,200	5,275,200	5,275,000
05	8	CONVERT TO MIN.CUSTODY 100BEDS(WSP)	321,000	1,137,300	1,072,600	1,072,600	1,073,000
02	9	CORR FIRE & SAFETY DEFIC II (WSP)	23,000	749,400	749,400	749,400	749,000
05	10	RENOVATE & EXPAND INDUST BLDG (WSP)		719,000	719,000	719,000	719,000
04	11	REMODEL SHOWERS WINGS 6 & 8 (WSP)		401,600	401,600	401,600	402,000
07	12	MAX SECURITY FACILITY (WSR)	8,342,000	1,754,200	1,654,200	1,654,200	1,654,000
02	13	CORR FIRE & SAFETY DEFIC II (WSR)	350,000	1,303,600	1,303,600	1,303,600	1,304,000
07	14	RENOVATE VIST/DINE/RECREATION (WSR)		1,524,300	1,524,300	1,524,300	1,524,000
05	15	RESTORATION PERIMETER WALLS (WSR)		607,900	617,400	617,400	617,000
11	16	PURCHASE PRE-FABRICATED BLDG (WSR)		459,200	386,300	386,300	306,000
11	17	ELECTR PERIMETER SECURITY SYS WCC	300,000				
07	18	CONST,EQUIP 120-BED MED CUST (WCC)	42,000	3,488,600	3,361,300	3,361,300	3,361,000
04	19	REEROOFING AT WCC & PTC (WCC & PTC)	528,000	346,300	457,867	457,900	458,000
07	20	CONST,EQUIP MULTIPURP BLDG (PLCC)		310,700	247,800	247,800	248,000
		*TOTAL PROJECTS	16,004,000	29,892,700	29,073,467	29,073,500	29,123,000

- 55 -

ADDENDUM

2881

SENATE WAYS AND MEANSWASHINGTON STATE
CAPITAL BUDGET

30020 DSHS-JUVENILE PEHABIL SEC. 178

DATE 05/29/79

PAGE 7

PRJ COD	AGY SEQ	PROJECT NAME & LOCATION	RE-AFFROP 1979-81	AGENCY NEW-APPROP 1979-81	GOV PAY NEW-APPROP 1979-81	HOUSE NEW-APPROP 1979-81	SEN-R2 NEW-APPROP 1979-81
07	A	CONST,EQUIP TWO GROUP HOMES		980,100	988,600		423,000
11	01	EXPAND & UPGRADE WATER SYSTEM(MCYC)	44,000				
05	02	REMODEL DCRMITORY (MCYC)	13,000	251,200	292,900	292,900	293,000
05	03	RENV STEAM PLANT,REPLC BOILER(MLS)	24,000	3,646,200	2,964,800	2,964,800	2,965,000
07	04	MULTI-SERVICE BLDG (MLS)		3,298,400	2,640,300	2,640,300	2,640,000
04	05	REPAIR ROOF, MAPLE LANE SCHOOL		321,000	321,000	321,000	321,000
02	06	FIRE & SAFETY IMPROV MAPLE LANE SCH		318,400	318,400	318,400	318,000
04	07	SECURITY WINDOWS, MAPLE LANE SCHOOL		231,100	231,000	231,000	231,000
04	08	REPAIR ROOF, GREEN HILL SCHOOL		502,200	502,200	502,200	502,000
07	09	ACADEMIC/VOCAT/GYM BLDG (NYC)		1,322,300	1,850,700	1,850,700	1,851,000
*TOTAL PROJECTS			81,000	10,870,900	10,109,900	9,121,300	9,544,000

-56-

30030 DSHS-MENTAL HEALTH SEC. 179

DATE 05/29/79
PAGE 8

PRJ COD	AGY SEQ	PROJECT NAME & LOCATION	RE-APPROP 1979-81	AGENCY NEW-APPROP 1979-81	GOV RAY NEW-APPROP 1979-81	HOUSE NEW-APPROP 1979-81	SEN-R2 NEW-APPROP 1979-81
11	1	CONSTR,EQUIP MH WING C.O. HOSPITAL	466,000				
11	2	IMPRV SEC MENTALLY ILL FACIL (ESH)	50,000				
07	3	CNSTR,EQUIP 130-NON-OFFNDRS BED(ESH)	100,000	12,225,700	12,034,900	12,034,900	12,035,000
02	4	RENOVATE FOR ACCREDITATION (ESH)		486,000	486,800	486,800	487,000
02	5	RENOVATE FOR ACCREDITATION (KSH)	1,200,000				
11	6	PREL DESGN ELEVATED WATER TWR (WSH)	40,000				
04	7	CONSTR FUEL STOR & CONVEYER (WSH)	350,000	230,000	230,200	230,200	230,000
07	8	CNSTR,EQUIP 225-NON-OFFNDRS BED(WSH)	372,000	21,776,900	21,292,700	21,171,800	21,293,000
04	9	REPAIR ROOFS (WSH)		1,030,500	1,030,500	1,030,500	1,031,000
*TOTAL PROJECTS			2,578,000	35,749,100	35,075,100	34,954,200	35,076,000

- 57 -

305 VETERANS AFFAIRS SEC. 181

DATE 05/29/79
 PAGE 10

FRJ COD	AGY SEQ	PROJECT NAME & LOCATION	RE-APPROP 1979-81	AGENCY NEW-APPROP 1979-81	GOV RAY NEW-APPROP 1979-81	HOUSE NEW-APPROP 1979-81	SEN-R2 NEW-APPROP 1979-81
11	1	FIRE, SAFETY & HEALTH IMPROVEMENTS	2,557,000				
05	2	SOLDIERS HOME, REPL COAL BOILERS	119,000	811,000	758,300	758,300	758,000
02	3	FREPLAN GARFIELD BARRACKS, SH		6,400			
11	4	SOLDIERS HOME SPRINKLER SYSTEM			222,400		222,000
07	5	VETERANS HOME LAUNDRY FACILITY		1,093,600	1,093,600	25,000	1,094,000
07	6	ACTIVITIES THERAPY FACILITIES, VM		347,400	347,400	347,400	347,000
11	7	REPAIR & IMPRV FACILITIES OMNIBUS		752,100	704,700	704,700	705,000
*TOTAL PROJECTS			2,676,000	3,011,300	3,126,400	1,835,400	3,126,000

- 59 -

PRJ COD	AGY SEQ	PROJECT NAME & LOCATION	RE-APPROP 1979-81	AGENCY NEW-APPROP 1979-81	GOV RAY NEW-APPROP 1979-81	HOUSE NEW-APPROP 1979-81	SEN-R2 NEW-APPROP 1979-81
01	01	CONSTRUCT & RENOVATE JAILS					106,000,000
*TOTAL PROJECTS							106,000,000

461 DEPT OF ECOLCGY SFC. 183

DATE 05/29/79
PAGE 29

PRJ COD	AGY SEQ	PROJECT NAME & LOCATION	RE-APPROP 1979-81	AGENCY NEW-APPROP 1979-81	GOV RAY NEW-APPROP 1979-81	HOUSE NEW-APPROP 1979-81	SEN-R2 NEW-APPROP 1979-81
11	01	WATER SUPPLY FACILITIES STATE PARKS	490,000				
11	02	WASTE TREATMENT FACILITIES	2,928,000				181,000
02	03	ALTA LAKE SEWER SYSTEM IMPROVEMENT			112,800	112,800	
02	04	FORT SIMCOE SEPTIC TANK/DRAINFIELD			11,200	11,200	
02	05	ILLAHEE NEW PUMP/DRAINFIELD			8,300	8,300	
04	06	LAKE CHELAN SEPTIC TANK/DRAINFIELD			25,400	25,400	
04	07	FORT COLUMBIA STORM SEWER/SEWER SYS			17,000	17,000	
04	08	FIELDS SPRING SEPTIC TANK/DRAIN SYS			6,000	6,000	
11	09	DISPOSAL SITE				27,000	
07	10	FOUR TEST OBSERVATION WELLS		400,000	400,000	400,000	400,000
*TOTAL PROJECTS			3,418,000	400,000	580,700	607,700	581,000

-61-

FRJ COD	AGY SEQ	PROJECT NAME & LOCATION	RE-APPROP 1979-81	AGENCY NEW-APPROP 1979-81	GOV RAY NEW-APPROP 1979-81	HOUSE NEW-APPROP 1979-81	SEN-R2 NEW-APPROP 1979-81
11	01	MODERNIZE & IMPRINT PARKS STATEWIDE	2,290,000				
11	02	ACQUIS AND DEV REC SITES	2,691,000				
01	03	EMERGENCY CONTINGENCY		300,000	300,000	300,000	300,000
09	04	DASH POINT ACQUISITION	375,000	235,000	235,000	235,000	235,000
09	05	OCEAN BEACH CONSERVATION AREA ACQU		1,000,000		750,000	
09	06	MERCER SLOUGH STAGED ACQUISITION		813,500	813,500		
09	07	MOUNT SI STAGED ACQUISITION		1,800,000			
09	08	HORSEHEAD BAY ACQUISITION		91,300			
09	09	SEATTLE URBAN AREA ACQUISITION		750,000			
06	10	STATEWIDE RESIDENCE INSULATION		180,900	150,000		150,000
02	11	CORNET BAY ELECTRIC KITCHEN RENOV		46,800			
02	12	MILLERSYLVANIA RESTOR CCC KITCHEN		131,500		131,500	
04	13	DECEPTION PASS LOW WATER FIXTURES		13,000			
04	14	BAY VIEW LOW WATER FIXTURES		9,100			
05	15	BIRCH BAY RELOCATE 25 CAMPSITES		121,800			
04	16	CAMP WOOTEN RECREA HALL ADDITION		85,100		85,100	
05	17	FORT COLUMBIA BLDGS RENOVATION		191,800			
02	18	MILLERSYLVANIA CCC BLDG RESTORAT		180,200			
05	19	WENBERG DAY USE RENOVATION		123,600			
05	20	KITSAP MEMORIAL RENOV 43 CAMPSITES		279,900			
04	21	BIRCH BAY CONSTR 6 CAMPSITES		55,600			
05	22	LAKE SAMMAMISH PRODUCTS SHOP		151,900			

- 62 -

455 PARKS & RECREATION

DATE 05/29/79
PAGE 31

PRJ COO	AGY SEQ	PROJECT NAME & LOCATION	RE-APPROP 1979-81	AGENCY NEW-APPROP 1979-81	GOV RAY NEW-APPROP 1979-81	HOUSE NEW-APPROP 1979-81	SEN-R2 NEW-APPROP 1979-81
02	23	WENBERG COMPLETE SHOP BLDG		18,500			
05	24	FORT CASEY INTERPRETIVE CENTER		346,500			
07	25	STATEWIDE TEMP EMPLOYEE HOUSING		208,700			
07	26	STATEWIDE PERM EMPLOYEE HOUSING		550,700			
04	27	REGION III HEADQUARTERS ACQUISITION		235,000			
02	28	MOUNT PILCHUCK SHOP BLDG		42,100			
02	29	ALTA LAKE LIFT STATION		20,100			
02	30	ALTA LAKE SEWER SYSTEM IMPROVEMENT		112,800			
02	31	SEQUIM BAY RENOVATE TRAILER AREA		205,200			
02	32	FORT SIMCOE SEPTIC TANK/DRAINFIELD		11,200			
02	33	ILLAHEE NEW PUMP/DRAINFIELD		8,300			
05	34	TWIN HARBORS RENOVATE TRLR CAMPSITE		218,100			
04	35	LAKE CHELAN SEPTIC TANK/DRAINFIELD		25,400			
04	36	FORT COLUMBIA STORM SEWER/SEWER SYS		17,000			
04	37	BLAKE ISLAND SHOP BLDG		60,500			
04	38	FIELDS SPRING SEPTIC TANK/DRAIN SYS		6,000			
04	39	WESTHAVEN MUNICIPAL WATER SYSTEM		51,100			
05	40	MOUNT SPOKANE SHOP 4 BAY		178,900			
04	41	DECEPTION PASS MARINE MAINT SHOP		98,500			
04	42	PALOUSE FALLS COMFORT STAT		35,100			
04	43	BEACON ROCK RENOV CAMP/BOAT AREAS		12,800			
04	44	FORT CASEY RENOV OLD BOAT LAUNCH ARE		67,200			

- 63 -

PRJ COD	AGY SEQ	PROJECT NAME & LOCATION	RE-APPROP 1979-81	AGENCY NEW-AFFROP 1979-81	GOV RAY NEW-AFFROP 1979-81	HOUSE NEW-APPROP 1979-81	SEN-R2 NEW-APPROP 1979-81
07	69	FIELDS SPRINGS PUFFER BUTTE ELC		288,400		283,400	
04	70	CENTRAL FERRY SHOP BUILDING		83,900			
05	71	BROOKS MEMORIAL SHOW SHOP		103,700			
07	72	SUN LAKES SMALL DAY CAMP STATION		76,600			
04	73	BROOKS MEMORIAL WELL & RESERVOIR		48,200			
04	74	JACKSON HOUSE FIRE PROT & HEATING		25,100			
04	75	PENROSE POINT CONF STAT/CAMPSITES		43,300			
04	76	BOGACHIEL PARK ENTRANCE ROADS		93,900			
09	77	BIRCH BAY TIDELAND ACQUISITION		48,400	48,400	48,400	
09	78	HALEY PROPERTY STAGED AQUIS PH II		300,000	300,000	300,000	300,000
09	79	LOWER COLUMBIA STAGED AQUISITION		300,000		300,000	300,000
09	80	CLALLAM COUNTY SHORELANDS ACQUIST		500,000			
09	81	PUGET SOUND BOATING ACCESS		500,000		300,000	
09	82	SAN JUAN ISLANDS AUGST (BOAT DESTN)		500,000			
09	83	UNDERWATER PARKS AQUISITIONS		150,000			
09	84	GREEN RIVER GORGE STAGED ACQUISIT		1,031,800	1,031,800	1,031,800	1,032,000
09	85	PEARRYGIN LAKE STAGED ACQUISITION		374,000	374,000	374,000	374,000
09	86	SPOKANE AREA LAKE ACCESS ACQUISITN		450,000			
09	87	HILLERSYLVANIA INHOLDING ACQUISITN		36,500	36,500	36,500	
09	88	CONCOMULLY INHOLDING ACQUISITION		15,700	15,700	15,700	16,000
07	89	SY. EDWARD BLDG REHODEL		850,000	850,000	503,700	
09	90	SNOQUALMIE RAILROAD ACQUISITION		157,300			

- 55 -

PRJ COD	AGY SEQ	PROJECT NAME & LOCATION	RE-APPROP 1979-81	AGENCY NEW-APPROP 1979-81	GOV PAY NEW-APPROP 1979-81	HOUSE NEW-APPROP 1979-81	SEN-R2 NEW-APPROP 1979-81
10	13	SPENCER SPIT CAMPGROUND DAY USE		638,300	638,300	638,300	638,000
07	14	WOLFE PROPERTY INITIAL DEVELOPMENT		1,038,600			
07	15	HORSEHEAD BAY SIX MOORAGE BUOYS		15,600			
10	16	LOWER COLUMBIA DEVELOPMENT		21,100			
07	17	SADDLE BAG ISLAND DEVELOPMENT		93,100			
07	18	UNDERWATER PARKS IDENTIFY PARK SITE		41,400			
07	19	DISCOVERY PARK DEV NATURE TRAIL		40,000	40,000		
09	20	SQUAK MOUNTAIN STAGED ACQUISITION		78,000	78,000	78,000	78,000
07	21	SQUAK MOUNTAIN DEVELOPMENT		107,700			
10	22	SEAQUEST CONSTR FIRE & HIKING TRAIL		22,200		22,200	
09	23	STATEWIDE TRAILS ACQUISITION		350,000			
07	24	STATEWIDE TRAILS DEVELOPMENT		470,100	50,000	50,000	
07	26	SCENIC & RECR HGHWY (YAKIMA CANYON)		583,900			
09	27	BRADLEY ACQUISITION		1,200,000		1,200,000	1,200,000
09	28	SCENIC BEACH ACQUISITION		350,000		350,000	350,000
09	29	PENROSE POINT ACQUISITION		350,000		350,000	350,000
09	30	HATELYCH ACQUISITION		300,000		300,000	300,000
09	31	GOLDENDALE OBSERVATORY ACQUISITION		100,000		100,000	100,000
09	32	SALTWATER STATE PARK EQUIPMENT				20,000	
09	33	FORT WARDEN INTERP CENTER				32,000	32,000
11	34	CHIEF TIMOTHY INTERPRETIVE CENTER					160,000
11	36	KUBOTA GARDENS ACQUISITION					250,000

-67-

FRJ COD	AGY SEQ	PROJECT NAME & LOCATION	RE-APPROP 1979-81	AGENCY NEW-APPROP 1979-81	GOV RAY NEW-APPROP 1979-81	HOUSE NEW-APPROP 1979-81	SEN-R2 NEW-APPROP 1979-81
11	01	PACIFIC NW FESTIVAL FACILITY				5,000,000	5,000,000
11	02	WASHINGTON CENTER/PANTAGES THEATRE				3,000,000	3,000,000
*TOTAL PROJECTS						8,000,000	8,000,000

480 DEPARTMENT FISHERIES

DATE 05/29/79
 PAGE 39

PRJ COD	AGY SEQ	PROJECT NAME & LOCATION	RE-APPROP 1979-81	AGENCY NEW-APPROP 1979-81	GOV RAY NEW-APPROP 1979-81	HOUSE NEW-APPROP 1979-81	SEN-R2 NEW-APPROP 1979-81
11	23	CEDAR RIVER GRAVEL INCUBATORS		2,057,000	2,117,500	2,117,500	2,012,000
11	24	RECREATION PROJECTS (IAC)	1,869,000				
10	25	COMPLETE SEATTLE & TACOMA PIER				489,500	490,000
07	26	SHELLFISH PROJECTS (RESEARCH)	103,000				
04	27	FOX ISLAND REARING PENS ADDITION		70,600	70,600	70,600	71,000
10	28	ARTIFICIAL REEFS PUGET SOUND		410,400	410,400	410,400	410,000
03	29	WESTHAVEN SHORE FISHING ACCESS		123,500	123,500	123,500	124,000
10	30	NAHCOTTA FISHING PIER		120,500	120,500	120,500	121,000
09	31	LAND PURCHASEE FOR FUTURE SITES		1,404,000			
07	32	EXPLORE/SURVEY/DESIGN FOR NEW PROD		350,000			
08	33	RAZOR CLAM HATCHERY		59,500			
07	34	SHELLFISH HATCHERY		421,200			
11	35	CLAM BEACH ENHANCEMENT		228,000			
07	36	LITTLE QUILCENE SALMON FACILITY		935,400			
07	37	NASELLE HATCHERY PHASE II		291,600			
10	38	SPANNING HABITAT IMPROVEMENTS		258,000			
04	39	CENTRAL SHOP/STORES/WAREHOUSE		533,800			
07	40	HUMPTULIPS ADULT COLLECTION SYSTEM		317,800			
09	41	SURF SHEL BEACH ACQUISITION		473,000			
07	42	ELWAH SPANNING FACILITY		71,500			
07	43	ELWAH EGG INCUBATION BUILDING		34,100			
11	44	RESURV EXIST HATCHERY TIDELND PROP		114,000			

- 71 -

SENATE WAYS AND MEANS

WASHINGTON STATE
CAPITAL BUDGET

485 DEPARTMENT OF GAME SEC. 187

DATE 05/29/79
PAGE 41

PRJ COD	AGY SEQ	PROJECT NAME & LOCATION	RE-APPROP 1979-81	AGENCY NEW-APPROP 1979-81	GOV RAY NEW-APPROP 1979-81	HOUSE NEW-APPROP 1979-81	SEN-R2 NEW-APPROP 1979-81
11	01	CRITICAL RESOURCE ACQUISITION	70,000				
11	02	CRITICAL RESOURCE DEVELOPMENT	186,000				
11	03	FRESHWATER SHORELANDS DEVELOPMENT	121,000				
11	04	NACHES HATCHERY WATER SUPPLY DEV	107,000				
11	05	BEAVER CREEK POLLUTION ABATEMENT	561,000				
11	06	WELLS W R A CONT EQUIP/STORAGE SHOP	14,000				
11	07	HCHARY W R A CONT SEED STORAGE FAC	1,000				
11	08	WRA BOUNARY FENCING	139,000				
11	09	CONST SHOP/STORAGE AREA HCHARY	9,000				
11	10	REMODEL OLYMPIA WAREHOUSE	100,000				
11	11	SELL AUBURN GAME FARM FACILITIES	235,000				
11	12	RELOCATE AUBURN SHOP ACTIVITIES	200,000				
01	13	MAJOR REPAIR OR REPLACEMENT		100,000	100,000	100,000	100,000
01	14	ACCESS AREA TOILET REPLACEMENT		162,900	162,900	162,900	163,000
02	15	HATCHERY POLLUTION ABATEMENT		240,400	240,400	240,400	240,000
01	16	TOKUL CREEK HATCHERY/BROODSTOCK PND		10,800	10,800	10,800	11,000
09	17	LAND ACQUISITION WELLS DAM FISH MIGR		69,400	69,400	69,400	69,000
05	18	SHERMAN CREEK WRA IRRI SYS PHASE I		11,100	11,100	11,100	
07	19	WELLS WRA HEADQUARTERS DEVELOP		107,700	107,700	107,700	108,000
01	20	BELLINGHAM HATCHERY WATER INTAKE		36,000	36,000	36,000	36,000
10	21	BOUNDARY SURVEY & FENCING STATEWIDE		195,000	195,000	195,000	195,000
01	22	LAKE WHATCOM HATCHERY - TROUGH REPL		38,300	38,300	38,300	38,000

-73-

ADDENDUM

PRJ COD	AGY SEQ	PROJECT NAME & LOCATION	RE-APPROP 1979-81	AGENCY NEW-APPROP 1979-81	GOV RAY NEW-APPROP 1979-81	HOUSE NEW-APPROP 1979-81	SEN-R2 NEW-APPROP 1979-81
10	46	BURKE LAKE - PUBLIC ACCESS FAC		29,600	29,600	29,600	30,000
10	47	BADGER LAKE - PUBLIC ACCESS FAC		71,600	71,600	71,600	72,000
10	48	DEEP LAKE - PUBLIC ACCESS FAC		52,900	52,900	52,900	
10	49	LOON LAKE - PUBLIC ACCESS FAC		46,600	46,600	46,600	47,000
10	50	SNOHOMISH RIVER/SNOHOMISH CITY		87,000	87,000	87,000	
10	51	HUMPTULIPS RIVER - MORLEY BOAT LNCH		74,200	74,200	74,200	74,000
10	52	CHAMBERS LAKE - PUBLIC ACCESS FAC		49,700	49,700	49,700	50,000
10	53	TOKUL CREEK CONSTR PARKING AREA		24,400	24,400	24,400	24,000
09	54	ALTOONA PIGEON AREA		27,000	27,000	27,000	
09	55	FRWATER SHORELANDS ACQUISITN REG 1		20,000			
09	56	FRWATER SHORELANDS ACQUISITN REG 2		40,000			
09	57	FRWATER SHORELANDS ACQUISITN REG 3		50,000			
09	58	FRWATER SHORELANDS ACQUISITN REG 4		90,000			
09	59	FRWATER SHORELANDS ACQUISITN REG 5		40,000			
09	60	FRWATER SHORELANDS ACQUISITN REG 6		50,000			
09	61	FRWATER SHORELANDS ACQUISITN REG 7		20,000			
09	62	FRWATER SHORELANDS ACQUISITN REG 8		30,000			
09	63	FRWATER SHORELANDS ACQUISITN REG 9		20,000			
09	64	FRWATER SHORELANDS ACQUISITN REG 13		40,000			
10	65	CLEAR LAKE INSTALL FLOAT THURSTON		12,400	12,400	12,400	
10	66	DOLLOFF LAKE INSYALL FLOYD KING CTY		16,400	16,400	16,400	
07	67	SNOWMOBILERS WARMING HUT		33,400	33,400	33,400	33,000

-75-

SENATE WAYS AND MEANS

WASHINGTON STATE
CAPITAL BUDGET

485 DEPARTMENT OF GAME

DATE 05/29/79

PAGE 44

PRJ COD	AGY SEQ	PROJECT NAME & LOCATION	RE-APPROP 1979-81	AGENCY NEW-APPROP 1979-81	GOV RAY NEW-APPROP 1979-81	HOUSE NEW-APPROP 1979-81	SEN-R2 NEW-APPROP 1979-81
07	68	SNOWMOBILE PARKING WOOTEN NRA		13,800	13,800	13,800	14,000
07	69	SNOWMOBILE PARKING SHERMAN CREEK		18,500	18,500	18,500	19,000
07	70	DELFELD PROPERTY ACQUISITION				318,000	318,000
*TOTAL PROJECTS			1,743,000	4,403,100	2,707,600	3,025,600	2,370,000

-76-

PRJ COD	AGY SEQ	PROJECT NAME & LOCATION	RE-APPROP 1979-81	AGENCY NEW-APPROP 1979-81	GOV RAY NEW-APPROP 1979-81	HOUSE NEW-APPROP 1979-81	SEN-R2 NEW-APPROP 1979-81
05	A	LAND RECLAMATION WEBSTER NURS	50,000				
09	B	CONSTRUCT LATH HOUSE FOR SEEDLINGS	30,000				
02	01	WATER SYSTEMS RENOVATION UPGRADE		78,450	78,500	78,500	78,000
01	02	OLYMPIC AREA HEADQUARTERS BASMNT EX		6,400	6,400	6,400	6,000
09	03	MARINE RESERVE SITE ACQUISITION "		227,500	227,500	227,500	228,000
09	04	NAT RESOURCES LAND BANK		1,000,000	1,000,000	1,000,000	1,000,000
10	05	MANAGEMENT ROADS CONSTR & IMPRV	2,240,000	1,465,500	1,465,500	1,465,500	1,466,000
11	06	IRRIGATION DEVELOPMENT	3,770,000	4,015,000	1,940,000	1,940,000	1,940,000
10	07	BLOCK 26 TURNKEY UNITS IRRIGATION		780,000			
07	08	CRAZY RAPIDS TURNKEY UNITS IRRIGATI		650,000			
09	09	RIGHTS OF WAY ACQUISITION		866,000	866,000	866,000	866,000
07	10	SHOP FACILITIES ALDER CREEK		536,300	536,300	536,300	536,000
07	11	LOOKOUT REPLACEMENT		15,000	15,000	15,000	15,000
05	12	CHEHALIS COMPOUND IMPROVEMENTS		16,700	16,700	16,700	17,000
04	13	AIR CONDITIONING SOUTHWEST AREA HDQ		7,100	7,100	7,100	7,000
10	14	CAVANAUGH BLOCK ACCESS CONSTR		475,000	475,000	475,000	475,000
07	15	LARCH MOUNTAIN WAREHOUSE		46,800	46,800	46,800	47,000
11	16	LAND DEVELOPMENT FOR COMMERCIAL LS	1,570,000	2,449,000	2,449,000	2,449,000	2,449,000
11	17	BEAVER & SEKIU FIRE CREWQUARTERS		46,000	46,000	46,000	46,000
10	18	RECREATION PROJECTS		2,025,093	2,025,100	2,025,100	1,800,000
10	19	RECREATION PROJECTS	1,351,000	1,670,200	2,230,200	2,230,200	2,037,000
11	20	BLACK ROCK IRRIGATION PROJECT		290,000	290,000	290,000	290,000

-77-

ADDENDUM

2903

PRJ COD	AGY SEQ	PROJECT NAME & LOCATION	RE-APPROP 1979-81	AGENCY NEW-APPROP 1979-81	GOV RAY NEW-APPROP 1979-81	HOUSE NEW-APPROP 1979-81	SEN-R2 NEW-APPROP 1979-81
05	A	BAGLEY HALL RENOVATION PHASE III	4,350,000				
11	B	HEALTH SCIENCES BLDG RENV PHASE V	2,800,000				
11	C	EDMUNDSON PAVILION EXPANSION	395,000				
11	D	SOCIAL WORK/SPEECH & HEARING SC BLD	5,200,000				
11	E	UTILITIES/SERV/REPR & IMPROVEMENTS	1,450,000				
11	G	UNIVERSITY HOSPITAL EXPANSION	180,000				
01	01	REPAIRS & IMPROVEMENTS		6,745,000	5,743,000	5,743,000	9,934,000
11	02	DECENTRALIZATION & TRAFFIC IMPRVHNT		790,000			
11	03	UTILITIES & SERVICE MISC		2,248,300	2,248,300	2,248,300	2,248,000
01	04	EAGLESON HALL REMODEL		536,800	536,800	536,800	537,000
05	05	KATY HALL RENOVATION & REMODEL		3,024,000	3,024,000		3,024,000
05	06	DRAMA THEATERS IMPROVEMENTS		300,000	300,000		300,000
05	07	MEDICINE HSB WING D RENOVATIONS		1,805,900	1,805,900	1,805,900	1,806,000
04	08	DENTISTRY INTRAMURAL CLINIC REMODEL		437,000	437,000	437,000	437,000
05	09	STAFF PERSONNEL OFFICE RENOVATION		645,600	645,600		646,000
05	10	HUTCHINSON HALL RENOVATION & REMODL		153,000	153,000	153,000	153,000
05	11	MEDICINE HSB WINGS E & F RENOVATION		360,000	360,000	360,000	360,000
07	12	FRIDAY HARBOR HOUSING REPLACEMENT		716,500	716,500	716,500	717,000
07	13	PACK FOREST LABORATORY & HOUSING		544,000		544,000	544,000
07	14	JOINT CENTER FOR GRAD STUDY ADDITN		1,670,000			
07	15	BIG BEEF CREEK LABORATORY IMPROVHNT		200,000		200,000	200,000
07	16	BIOLOGICAL SCIENCES FACILITIES		10,978,300		10,978,300	10,978,000

- 79 -

ADDENDUM

2905

SENATE WAYS AND MEANS

WASHINGTON STATE
CAPITAL BUDGET

360 UNIVERSITY OF WASH

DATE 05/29/79
PAGE 18

PRJ COD	AGY SEQ	PROJECT NAME & LOCATION	RE-APPROP 1979-81	AGENCY NEW-APPROP 1979-81	GOV RAY NEW-APPROP 1979-81	HOUSE NEW-APPROP 1979-81	SEN-R2 NEW-APPROP 1979-81
07	17	MARINE STUDIES FACILITY		3,590,500		3,590,500	
07	18	PHYSICAL PLANT OFF BLDG ADDITION		433,900			434,000
07	19	PURCHASING & ACCTNG BLDG ADDITION		1,003,300			1,003,000
05	20	HSB WING E MECHANICAL ROOM & CRT AD		1,580,000	1,580,000	1,580,000	1,580,000
07	21	NEW ART BUILDING		810,000			
07	22	AUXILIARY STACKS/SERVICE FACILITY		250,000			
07	23	ROBERTS HALL ADDITION		270,000			
07	24	PUBLIC HEALTH/PHARMACY/ EH & S BLDG		970,000			
07	25	PHYSICS AUDITORIUM ADDITION		110,000			
07	26	CONTINUING EDUCATION BUILDING		482,000		482,000	483,000
07	27	MEDICINE RR/CDMR TOWER COMPLETION		142,000		142,000	
05	28	CANOEHOUSE RESTORATION		270,000			
05	29	JOHNSON ANNEX B RESTORATION		250,000	250,000	250,000	250,000
07	30	IHA LOCKER ROOM ADDITION		54,800		54,800	
07	31	UNION BAY VILLAGE REPLACEMENT		4,320,100			
04	32	HOUSING & FOOD SERVICE SYSTEM REHAB		5,953,000	5,953,000	5,953,000	5,953,000
05	33	UNIVERSITY HOSPITAL REPAIRS & IMPRV		1,625,000	1,625,000	1,625,000	1,625,000
11	34	ACCELERATOR		200,000		200,000	
11	35	EQUIPMENT		11,225,500		8,855,500	5,000,000
03	99	SECTION 504 HANDICAP COMPLIANCE			3,505,000	3,505,300	1,538,000
*TOTAL PROJECTS			14,375,000	64,694,500	28,883,100	49,960,900	49,750,000

-30-

SENATE WAYS AND MEANS

WASHINGTON STATE
CAPITAL BUDGET

365 WASHINGTON STATE UNI SEC. 190

DATE 05/29/79
PAGE 19

PRJ COD	AGY SEQ	PROJECT NAME & LOCATION	RE-APPROP 1979-81	AGENCY NEW-APPROP 1979-81	GOV RAY NEW-APPROP 1979-81	HOUSE NEW-APPROP 1979-81	SEN-R2 NEW-APPROP 1979-81
11	A	NURSING CENTER	3,031,000				
11	B	UTILITIES EXTENSIONS & EXPANSION	2,830,000				
11	C	COMPUTER SCIENCES/MATH BLDG PHASE I	1,812,000				
11	D	BUILD/EQUIP ROOM FOR VETER.SCIENCE	193,000				
02	01	MINOR CAPITAL IMPROVEMENT	1,905,000	6,044,200	6,044,200	6,044,200	6,531,000
05	02	HEGNER HALL REMODELING & ADDITION		8,727,400		8,727,400	8,728,000
07	03	CHEMICAL PHYSICS LABORATORY		239,300			
05	04	MORRILL HALL REMODELING		1,952,400	1,952,400	1,952,400	1,952,000
07	05	MULTIPURPOSE ANIMAL HOLDING FACILIT		2,018,100		2,018,100	2,018,000
05	06	FULMER HALL REMODELING PHASE II		844,200	844,200	844,200	
07	07	GENERAL SERV PHASE III RECV/DELV		653,100			653,000
07	08	ARCHITECTURE FACILITIES		432,200		432,200	
05	09	COLLEGE HALL REMODELING		203,300	203,300	203,300	
07	10	FARM SRV SHOP & STORAGE FACILITY		561,500			
07	11	ARCHEOLOGY PRESERVATION/RESR CENTER		2,054,100			
05	12	SCIENCE HALL REMODELING PHASE 1		3,078,900	3,078,900	3,078,900	
07	13	POWER & ENGINE LABORATORY		1,041,000			
05	14	WHITE HALL REMODELING & ADDITION		140,500			
07	15	FOOD PROCESSING & NUTRITIONAL FACIL		272,600			
07	16	KIMBROUGH MUSIC BUILDING ADDITION		986,700			
05	21	REGENTS DINING HALL REMODELING		839,600	839,600	839,600	840,000
07	22	RECREATION BUILDING		300,000	300,000	300,000	300,000

- 81 -

PRJ COD	AGY SEQ	PROJECT NAME & LOCATION	RE-APPROP 1979-81	AGENCY NEW-APPROP 1979-81	GOV RAY NEW-APPROP 1979-81	HOUSE NEW-APPROP 1979-81	SEN-R2 NEW-APPROP 1979-81
11	A	HPERA PHASE IV FIELDHOUSE	365,000				
11	B	HEALTH, SAFETY, HANDICAP IMPROVEMENTS	178,000				
11	C	BUILDING ALTERATIONS	360,000				
11	D	UTILITY LOOP SYSTEM	163,000				
11	E	RADIO TV EQUIPMENT					
05	01	MARTIN HALL REMODELING		3,100,000	3,100,000	3,100,000	3,100,000
07	02	AQUATICS BUILDING		1,765,000		1,765,000	1,765,000
02	03	SCIENCE BLDG-REPLACE HVAC SYSTEMS		1,723,000	1,723,000	1,723,000	
01	04	KENNEDY/SCIENCE TUNNEL EXTENSION		737,000		737,000	
04	05	MINOR CAPITAL IMPROVEMENTS		3,247,100	2,417,700	3,247,100	3,247,000
07	06	MAINTENANCE/WAREHOUSE BUILDING		1,240,000			
04	07	REPLACE WINDOWS, CASEMENTS		392,600			
06	08	CENTRAL PROCESS UNIT		389,900			
01	09	LIFE CYCLE REPLACEMENT		666,800			
01	10	ELECTRIC PRIMARY CHANGE 4KV TO 12KV		566,600			
07	11	PENCE UNION ADDITION		110,000	110,000	110,000	110,000
03	99	SECTION 504 HANDICAP COMPLIANCE			1,009,000	1,008,600	441,000
*TOTAL PROJECTS			1,066,000	13,938,000	8,359,700	11,690,700	8,663,000

- 83 -

PRJ COD	AGY SEQ	PROJECT NAME & LOCATION	RE-APPROP 1979-81	AGENCY NEW-APPROP 1979-81	GOV RAY NEW-APPROP 1979-81	HOUSE NEW-APPROP 1979-81	SEN-R2 NEW-APPROP 1979-81
11	A	MODIFICATION FOR HANDICAPPED	120,000				
11	B	MINOR ALTERATIONS	40,000				
11	C	REMODEL BOUILLON	450,000				
11	D	MAJOR RENOVATIONS	160,000				
11	E	UTILITIES EXTENSIONS	230,000				
11	F	SAFETY CORRECTIONS-RANDALL	70,000				
00	G	WISHA SAFETY CORRECTIONS	100,000				
05	01	REMODEL MCCONNELL HALL/WILDCAT SHOP	40,000	3,498,700		3,498,700	3,499,000
07	02	NICHOLSON ADDITION & REMODEL		672,200			
05	03	BARGE HALL RENOVATION	10,000	376,700		376,700	
05	04	REMODEL FOR POWER TECH LABORATORY		176,100	176,100	176,100	
02	05	MINOR CAPITAL IMPROVEMENTS		2,217,400	1,894,500	1,772,200	2,217,000
11	06	CONSTRUCT BOTANY GREENHOUSE		281,300			481,000
04	07	UTILITIES IMPROVEMENT		1,025,600	1,025,600	1,025,600	1,026,000
11	08	CAPITAL PLANNING		30,000			
06	09	ENERGY SAVINGS - BOILER HOUSE		569,800	569,800	569,800	
06	10	ENERGY SAVINGS - SUPRV CONTL SYSTE		1,244,900	1,244,900	1,244,900	
11	11	FIRE PUMPER TRUCK		40,000	40,000	40,000	40,000
07	12	DEAN SCIENCE - BIOLOGY ANNEX		351,600			
07	13	STEAM LINE-BOILER HOUSE TO CHESTNUT		1,301,000			
08	14	HOUSING ALTERATIONS & IMPROVEMENTS	66,000				
03	99	SECTION 504 HANDICAP COMPLIANCE			1,730,000	1,730,500	532,000

-84-

PRJ COD	AGY SEQ	PROJECT NAME & LOCATION	RE-APPROP 1979-81	AGENCY NEW-APPROP 1979-81	GOV RAY NEW-APPROP 1979-81	HOUSE NEW-APPROP 1979-81	SEN-R2 NEW-APPROP 1979-81
*TOTAL PROJECTS			1,286,000	11,785,300	6,680,900	10,434,500	7,795,000

PRJ COD	AGY SEQ	PROJECT NAME & LOCATION	RE-APPROP 1979-81	AGENCY NEW-APPROP 1979-81	GOV RAY NEW-APPROP 1979-81	HOUSE NEW-APPROP 1979-81	SEN-R2 NEW-APPROP 1979-81
11	A	OLD MAIN PHASE II	103,000				
11	B	APPLIED ARTS & SCIENCES	25,000				
10	C	ART ACQUISITION FUND	17,000				
03	01	SOUTH CAMPUS FLDS & GROUNDS IMPRV		3,015,300	3,015,300	3,015,300	2,300,000
02	02	BUSINESS & ECON BLDG		3,980,900		4,493,100	4,500,000
07	03	MILLER HALL PARTIAL REMOD & ADDITN		103,700			
03	04	PHY ED/RECR/ATH BLDG & CARVER GYM		7,624,800			
08	05	INITIAL CAP EQUIP/ACADEM & SERV CEN		169,800			
04	06	COMPL SURGE SPACE ENV STUD CENTER		201,200		201,200	
04	07	MINOR CAPITAL IMPROVEMENTS BLDGS	100,000	213,400	213,400	213,400	214,000
05	08	MAJ CAP IMPRV BLDG, ARTS/TECHNOLOGY		1,049,400			
02	09	CONSL RECEV, WAREH & HAZARD MAT STOR	21,000	1,878,700			
03	10	MINOR CAPITAL IMPROVEMENTS GROUNDS	35,000	216,500	216,500	216,500	217,000
11	11	COMPREHENSIVE PLAN UPDATE		30,000			
09	12	LAND ACQUISITION		250,000			30,000
05	13	MAJ IMPRV BLDGS & HAGGARD HALL		139,700			
06	14	ENERGY CONSERVATION		81,130			81,000
08	15	SECURITY IMPROVEMENTS		72,000			72,000
02	16	FIRE & PHYSICAL SAFETY IMPROVEMENTS	100,000	185,980			186,000
04	17	MINOR CAPITAL IMPROVEMENTS UTILITIE	104,000	193,000			193,000
07	21	FIRE STAY WITH CITY OF BELLINGHAM		807,750	1,615,500	807,800	808,000
07	22	SHANNON POINT MARINE CENTER HOUSING		225,000			

- 87 -

PRJ COD	AGY SEQ	PROJECT NAME & LOCATION	RE-APPROP 1979-81	AGENCY NEW-APPROP 1979-81	GOV RAY NEW-APPROP 1979-81	HOUSE NEW-APPROP 1979-81	SEN-R2 NEW-APPROP 1979-81
11		CONTINUING COMM COLL PROJECTS	5,290,000				
01	A	ROOF REPAIR/RECONSTRUCT (6)		2,082,900	2,082,000	2,082,000	2,083,000
02	B	COMPLETION 1977 PROJECTS (3)		2,208,500	2,208,500	2,208,500	2,209,000
11	C	REPAIR/MINOR IMPROVEMENT FUND		2,200,000	2,200,000	2,200,000	1,949,000
11	D	EMERG CAP REPAIR FUND		500,000	500,000	500,000	500,000
11	E	EMERGEN ROOF REPAIR FUND		800,000	800,000		800,000
11	F	CAMPUS MASTER PLANNING FUND		200,000	200,000	200,000	200,000
11	G	ADMINISTER RELOCATABLE POOL FUND		500,000			
11	H	FACILITY QUALITY SURVEY		50,000			
11	I	SAFETY PROJECTS (3)		538,300	538,300	538,300	538,000
11	J	MINOR PROJECTS (18)		2,382,000	2,237,000	2,237,000	2,305,000
11	K	MINOR UTILITY PROJECTS (4)		250,000	250,000	250,000	250,000
05	L	MAJOR UTILITY PROJECTS (5)		2,005,300	2,348,876	2,348,900	2,005,000
11	M	FEASIBILITY STUDIES (3)		103,500	103,500	103,500	104,000
07	11	TECH-SCIENCE COMPLEX-SHORELINE CC		2,042,600	2,061,897	2,061,900	2,043,000
07	12	INDUSTRIAL ELECTRON LAB-PENINSULA C		499,600	499,600	499,600	500,000
07	13	PHASE I ADDITION-OTCC		651,600	652,000	652,000	652,000
07	14	PE FACILITY-N SEATTLE CC		3,714,700		3,714,700	267,000
07	15	DUMWISH VOC - SO SEATTLE		3,069,600	3,069,600	3,069,600	3,070,000
07	16	VOC/MAINT FACILITY-CENTRALIA COLL		3,527,600	3,466,000	3,527,600	3,528,000
07	17	VOC/OFFICE COMPLEX-LOW COLUMB COLL		5,835,400		5,835,400	4,331,000
07	18	BUSINESS/OCCUPATIONS-SPOKANE		4,704,900		4,704,900	

- 89 -

 SENATE WAYS AND MEANS WASHINGTON STATE
 CAPITAL BUDGET

352 ST BD COMM COLL EDUC

DATE 05/29/79
 PAGE 15

PRJ COD	AGY SEQ	PROJECT NAME & LOCATION	RE-APPROP 1979-81	AGENCY NEW-APPROP 1979-81	GOV RAY NEW-APPROP 1979-81	HOUSE NEW-APPROP 1979-81	SEN-R2 NEW-APPROP 1979-81
07	41	STUDENT CENTER ADDIT/REMODEL-OLYMPI		98,600		98,600	
07	42	MAINT/STORAGE BLDG-TACOMA CC		346,700		18,600	
11	43	PURCHASE DORM-YAKIMA VALLEY COLLEGE		610,000			
11	80	PREPLANN 1981 PROJECTS		111,000	111,000	111,000	
11	85	PE FACILITY - BIG BEND					2,500,000
11	90	MINOR PROJECTS - OLYMPIC					375,000
03	99	SECTION 504 HANDICAP COMPLIANCE			8,657,000	8,657,000	4,329,000
*TOTAL PROJECTS			5,290,000	83,762,400	31,985,273	50,867,400	34,538,000

-91-

SENATE WAYS AND MEANS

WASHINGTON STATE
CAPITAL BUDGET

345 STATE BOARD OF EDUC SEC. 19f

DATE 05/29/79
PAGE 12

PRJ COD	AGY SEQ	PROJECT NAME & LOCATION	RE-APPROP 1979-81	AGENCY NEW-APPROP 1979-81	GOV RAY NEW-APPROP 1979-81	HOUSE NEW-APPROP 1979-81	SEN-R2 NEW-APPROP 1979-81
11	A1	PUBLIC SCH BLDG 1975 CONSTRUCTION	6,000,000				
11	B1	PUBLIC SCH BLDG 1977 CONSTRUCTION	70,000,000				
11	C1	SCHOOL COST STABILIZATION 1977 PROG	123,000				
11	D1	PUBLIC SCHOOL BUILDING		250,000,000	149,000,000	310,000,000	310,000,000
03	01	SECTION 504 HANDICAP COMPLIANCE			14,905,000	14,905,000	8,000,000
*TOTAL PROJECTS			76,123,000	250,000,000	163,905,000	324,905,000	318,000,000

PRJ COD	AGY SEQ	PROJECT NAME & LOCATION	RE-APPROP 1979-81	AGENCY NEW-APPROP 1979-81	GOV RAY NEW-APPROP 1979-81	HOUSE NEW-APPROP 1979-81	SEN-R2 NEW-APPROP 1979-81
07	01	DIST V HEADQUARTERS-VANCOUVER	150,000	56,400	56,400	56,400	56,000
07	02	MULTI-PURPOSE BLDG - SHELTON		490,400	490,400	490,400	
07	03	PORT ENTRY WEIGH STA, I-82 PLYMOTH		320,400	320,400	320,400	320,000
07	04	VIN INSPECTION BLDG - KENNEWICK		102,200	102,200	102,200	102,000
07	05	DIST VI HEADQUARTERS-MENACHEE		1,004,000			
07	06	THIRD DORMITORY - SHELTON		525,700			
05	07	MINOR CAPITAL IMPROVEMENTS		165,000	165,000	165,000	165,000
04	08	MOB RADIO RELAY-REPAIR, MAINTAIN EXI		31,500			
07	09	MOB RADIO RELAY SITES-NEW		3,200	3,200	3,200	3,000
07	10	MOB RADIO RELAY-GARD, PULL, BL. MTN.		1,800	1,800	1,800	2,000
10	11	MOB RAD RELAY-IMPROVEMENTS		26,700	26,700	26,700	27,000
07	12	WEIGH STAT RELOCAT - MT. VERNON		82,000	82,000	82,000	82,000
07	13	FIRING RANGE - TRAINING ACADAHEY		197,300			
07	14	DETACHMENT OFFICE - PORT ANGELES		56,000			
07	15	DETACHMENT OFFICE - MT. VERNON		56,000			
07	16	GAS DISPENS, LANDSCAP, PAV-MOSES LAKE		61,300			
07	17	WEIGH STAT RELOCAT - BUCKLEY		82,000			
10	18	PURSUIT DRIV TRNG CRSE-ACADEMY		20,000			
*TOTAL PROJECTS			150,000	3,281,900	1,248,100	1,248,100	757,000

-93-

ADDENDUM

K12
SALARY SCHEDULE

DATE: 05/09/79
TIME: 09:14

EDUCATION EXPERIENCE

Years of Service	BA	BA+15	BA+30	BA+45	BA+90	BA+135	MA	MA+45	MA+90	PHD	PHD+45
0	1.000	1.027	1.055	1.083	1.173	1.231	1.173	1.244	1.305	1.305	1.368
1	1.037	1.065	1.094	1.124	1.217	1.276	1.217	1.290	1.353	1.353	1.419
2	1.075	1.104	1.134	1.167	1.262	1.323	1.262	1.338	1.403	1.403	1.471
3	1.115	1.145	1.176	1.211	1.308	1.372	1.308	1.387	1.455	1.455	1.526
4	1.156	1.188	1.220	1.257	1.357	1.423	1.357	1.438	1.509	1.509	1.582
5	1.199	1.232	1.265	1.305	1.407	1.476	1.407	1.492	1.564	1.564	1.641
6	1.244	1.277	1.312	1.355	1.459	1.530	1.459	1.547	1.622	1.622	1.701
7	1.290	1.324	1.360	1.406	1.513	1.587	1.513	1.604	1.682	1.682	1.764
8	1.337	1.373	1.410	1.460	1.562	1.646	1.569	1.663	1.745	1.745	1.830
9		1.424	1.463	1.515	1.627	1.707	1.627	1.725	1.809	1.809	1.897
10			1.517	1.573	1.687	1.770	1.687	1.789	1.876	1.876	1.968
11				1.633	1.750	1.835	1.750	1.855	1.945	1.945	2.040
12					1.815	1.903	1.815	1.924	2.017	2.017	2.116
13					1.882	1.973	1.882	1.995	2.092	2.092	2.194
14						2.046	1.951	2.069	2.169	2.169	2.275

Table is referenced in Sec. 101 for salary distribution purposes.

-95-

Washington State Senate
 Senate Committee on Ways and Means
 May 8, 1979

SALARY THREE STEP PROPOSAL AS ADOPTED

	<u>7-1-79</u>	<u>9-1-79</u>	<u>10-1-79</u>	<u>10-1-80</u>	<u>Biennial Increase</u>
DOP	5.0%	--	6.4%	6.0%	17.4%
HEPB	5.0%	--	9.0%	6.0%	20.0%
FACULTY					
U of W	--	5.0%	5.6%	6.0%	16.6%
WSU	--	5.0%	5.6%	6.0%	16.6%
EWU	--	5.0%	5.6%	6.0%	16.6%
CWU	--	5.0%	5.6%	6.0%	16.6%
WWU	--	5.0%	5.6%	6.0%	16.6%
TESC	--	5.0%	5.6%	6.0%	16.6%
CC	--	5.0%	5.6%	6.0%	16.6%
WSP	5.0%	--	6.0%	6.0%	17.0%

Washington State Senate
Senate Committee on Ways and Means
May 6, 1979

SALARY PROPOSALS (1979-81)

Estimated Fiscal Impact
All Funds (000's)

<u>Jurisdictions</u>	<u>--EMPLOYEE GROUPS--</u>		<u>---GOVERNOR---</u>		<u>-----HOUSE-----</u>		<u>-----SENATE-----</u>		<u>-----COMPROMISE-----</u>	
	<u>%</u>	<u>\$ Amount</u>	<u>%</u>	<u>\$ Amount</u>	<u>%</u>	<u>\$ Amount</u>	<u>%</u>	<u>\$ Amount</u>	<u>%</u>	<u>\$ Amount</u>
State Personnel Board	14.7/7	\$187,067	6.2/6.4	\$ 95,959	5/6.4/6	\$133,887	9/9	\$139,030	5/6.4/6	\$133,887
Higher Education Personnel Board	17.2/7	49,868	6.2/6.4	22,474	5/9/6	37,093	9/9	32,561	5/9/6	37,093
Faculty & Higher Education Exempt	12/7	79,784	6.2/6.4	48,139	5/5.6/6	63,347	9/9	69,694	5/5.6/6	63,347
Washington State Patrol	8.2/7	4,743	6.2/6.4	3,798	5/6/6	5,151	9/9	5,502	5/6/6	5,151
Students & Graduate Assistants	-0-	-0-	6.2/6.4	4,372	7/7	4,069	-0-	-0-	-0-	-0-
Other	-0-	-0-	6.2/6.4	577	-0-	-0-	-0-	-0-	-0-	-0-
SUBTOTAL		\$321,462		\$175,319		\$243,547		\$246,787		\$239,478
Public School Employees	9/9	237,478	6.2/6.4	172,546	7.1/7.2	191,591	7/7	192,115	7.1/7.2	197,327
TOTAL		\$558,940		\$347,865		\$435,138		\$438,902		\$436,805
<u>Health Life & Disability Benefits</u>	<u>Monthly Increase</u>	<u>\$ Amount</u>	<u>Monthly Increase</u>	<u>\$ Amount</u>	<u>Monthly Increase</u>	<u>\$ Amount</u>	<u>Monthly Increase</u>	<u>\$ Amount</u>	<u>Monthly Increase</u>	<u>\$ Amount</u>
All Jurisdictions - Excluding K-12	20/10	\$ 29,438	10.50/9	\$ 18,524	10.50/9	\$ 17,537	12.50/10	\$ 20,460	12.50/10	\$ 20,460
K-12 Certificated & Classified	93/10	121,247	83/9	108,130	83/9	104,936	85/10	111,333	85/10	111,333
TOTAL BENEFITS		\$150,685		\$126,654		\$122,473		\$131,793		\$131,793
TOTAL SALARY AND BENEFITS		\$709,625		\$474,519		\$557,611		\$570,695		\$568,598

-96-

SALARY PROPOSALS (1979-81)

Estimated Fiscal Impact

General Fund-State (000)

Jurisdictions	-----HOUSE-----		-----SENATE-----		----COMPROMISE----		DIFFERENCE --(COMP - HOUSE)--		DIFFERENCE --(CGMP - SENATE)--	
	%	\$ Amount	%	\$ Amount	%	\$ Amount	\$ Amount	%	\$ Amount	%
State Personnel Board	5/6.4/6	\$-61,119	9/9	\$ 63,425	5/6.4/6	\$ 61,079	\$ (40)	(0.07)%	\$ (2,346)	(3.84)%
Higher Education Personnel Board	5/9/6	36,930	9/9	32,414	5/9/6	36,924	(6)	(0.02)	4,510	12.21
Faculty & Higher Education Exempt	5/5.6/6	63,208	9/9	69,530	5/5.6/6	63,194	(14)	(0.02)	(6,336)	(10.03)
Washington State Patrol	5/6/6	225	9/9	245	5/6/6	229	4	1.75	(16)	(6.99)
Students & Graduate Assistants	7/7	3,588	-0-	-0-	-0-	-0-	(3,588)	100.00	-0-	-0-
Other	-0-	-0-	-0-	-0-	-0-	-0-	-0-	-0-	-0-	-0-
SUBTOTAL		\$165,070		\$165,614		\$161,426	\$ (3,644)	(2.26)%	\$ (4,188)	(2.59)%
Public School Employees	7.1/7.2	191,654	7/7	192,115	7.1/7.2	197,329	5,675	2.88	5,214	2.64
TOTAL		<u>\$356,724</u>		<u>\$357,729</u>		<u>\$358,755</u>	<u>\$ 2,031</u>	<u>0.57 %</u>	<u>\$ 1,026</u>	<u>0.29 %</u>
		<u>Monthly Increase</u>		<u>Monthly Increase</u>		<u>Monthly Increase</u>	<u>\$ Amount</u>	<u>%</u>	<u>\$ Amount</u>	<u>%</u>
All Jurisdictions - Excluding K-12	10.5/9	\$ 11,296	12.5/10	\$ 13,178	12.5/10	\$ 13,178	\$ 1,882	14.28 %	\$ -0-	-0 %
K-12 Certificated & Classified	83/9	103,761	85/10	111,333	85/10	111,333	7,572	6.80	-0-	-0-
TOTAL BENEFITS		\$115,057		\$124,511		\$124,511	\$ 9,454	7.59 %	\$ -0-	-0 %
TOTAL SALARY AND BENEFITS		<u>\$471,781</u>		<u>\$482,240</u>		<u>\$483,266</u>	<u>\$11,485</u>	<u>2.38 %</u>	<u>\$ 1,026</u>	<u>0.21 %</u>

-97-

ADDENDUM

GOVERNOR'S MESSAGES ON SENATE BILLS VETOED AND PARTIALLY VETOED

-1979-

FORTY-SIXTH LEGISLATURE REGULAR AND FIRST EXTRAORDINARY SESSIONS

Office of the Governor, May 24, 1979.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

LADIES AND GENTLEMEN:

I am returning herewith without my approval as to Section 6, SUBSTITUTE SENATE BILL NO. 2095 entitled:

"An Act relating to superior court judges."

Substitute Senate Bill No. 2095 creates a number of additional superior court judgeships throughout the state. Section 6 of the bill was added as a House amendment to the original Senate bill and provides an elective procedure for the selection of judges in several of the newly created positions. I cannot support the provision of Section 6 for several reasons but principally for the reason that such procedure destroys the Governor's historic constitutional and statutory right to appoint judges to the newly created positions. Those appointed must then stand for election as provided by the election laws.

The provisions of Article 4, Section 5 of the constitution provide the framework within which newly created judgeships must be filled. The applicable provision provides:

If a vacancy occurs in the office of judge of the superior court, the governor shall appoint a person to hold the office until the election and qualification of a judge to fill the vacancy, which election shall be at the next succeeding general election. . .

This constitutional principle was tested just two years ago in the supreme court case of *Fain v. Chapman*, 89 Wn.2d 48 and I recommend that decision to the readers of this message.

RCW 2.08.069 Judges—Filling vacancies resulting from creation of additional judgeships. Unless otherwise provided, upon the taking effect of any act providing for additional judges of the superior court and thereby creating a vacancy, the governor shall appoint a person to hold the office until the election and qualification of a judge to fill the vacancy, which election shall be at the next succeeding general election, and the judge so elected shall hold office for the remainder of the unexpired term.

As far as I am able to determine, the elective procedure as set forth in Substitute Senate Bill No. 2095 on newly created judgeships is the first departure from the long-established constitutional and statutory right of the executive to fill those judgeships by appointment. If the Legislature is truly serious about relieving all Governors of this long-established right, then I suggest a change in the constitution would be required.

For these reasons, I have determined to veto Section 6 of Substitute Senate Bill No. 2095.

Respectfully submitted,
DIXY LEE RAY
Governor.

Office of the Governor, April 26, 1979.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

LADIES AND GENTLEMEN:

I am returning herewith without my approval as to two sections of SUBSTITUTE SENATE BILL NO. 2161 entitled:

"An Act relating to public works contracts for cities and towns."

This bill provides cities and towns the needed flexibility to award low valued contracts. It provides for the establishment of small public works contractor rosters, and for second and third class cities and towns it increases from five to fifteen thousand dollars the value of a contract that may be let for public works projects and maintenance without competitive bids.

Sections 4 and 5 would permit the combining of municipal work forces with those of private contractors. These two sections fail to define the "dollar value of the city's or town's share" except in amount. This may create substantial confusion in the future with regard to labor and material costs, and equipment and overhead charges. Although the dollar amount is limited and places a significant constraint on this activity, there is a potential for future problems. There may be difficulties in finding fault, with possible protracted litigation, in the event of an accident during construction or finding of error upon completion of the project. Problems in employee relations could easily develop by having both public and private sector employees working side by side on the same job, because the wages, working hours, holiday schedules and working conditions are considerably different in the two sectors. My intention is to preclude such problems.

With the exceptions of Sections 4 and 5, which I have vetoed, the remainder of Substitute Senate Bill NO. 2161 is approved.

Respectfully submitted,
DIXY LEE RAY
Governor.

Office of the Governor, March 29, 1979.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

LADIES AND GENTLEMEN:

I am returning herewith without my approval SENATE BILL NO. 2179 entitled:

"An Act relating to state parks and recreation commission law enforcement and training; adding a new section to chapter 43.51 RCW; prescribing penalties; and making an appropriation."

The problem this bill addresses, that of protection of our outdoor recreational resources, can be met by the regular budget process.

Further, dedicated funds do not provide sufficient public accountability for the expenditure of public money.

Another problem with this bill is that the relationship between justice and fines must be related to the crime, not to the need for public revenue. Our criminal justice system is presently overloaded with this type of assessment.

For these reasons, I have vetoed Senate Bill No. 2179.

Respectfully submitted,
DIXY LEE RAY
Governor.

Office of the Governor, March 29, 1979.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

LADIES AND GENTLEMEN:

I am returning herewith without my approval as to one section SUBSTITUTE SENATE BILL NO. 2254 entitled:

"An Act relating to agriculture;"

I am aware of the problems concerning the necessary and adequate control of brucellosis. I am also cognizant of the differences of opinion expressed by some members of the legislature trying to determine how best to assure effective control of this disease. Additionally two vital industries are involved, both the dairy and beef cattle interests. This administration recognizes their different and legitimate concerns.

Even so, I have reservations about the need to include Section 23 in this comprehensive omnibus agricultural bill, Substitute Senate Bill No. 2254. The language of this section could be construed to require the Director of Agriculture to establish a mandatory test for infections, contagious, communicable, and dangerous diseases at each change of ownership of all eligible animals in intrastate commerce. This section originated as an amendment in the House of Representatives, and I understand that it was developed in an effort to address the current problem of brucellosis.

There are two points I wish to make here. First, the amendment failed to recognize the ongoing brucellosis control program of the Department, and the importance of vaccination as the cornerstone of that program. Second, Section 23 could be construed as eliminating departmental discretion and causing the perpetuation of an expensive and difficult program of full testing for brucellosis and other diseases whether necessary or not and beyond the time when the current brucellosis outbreak is brought under control.

I believe that powers conferred upon the Director of the Department of Agriculture as set forth in RCW 16.36.040, RCW 16.40.010 and RCW 16.65.340, properly exercised and with sufficient resources of personnel and funding are adequate to assure that the state will be free of this serious disease.

With the exception of Section 23, which I have vetoed, the remainder of Substitute Senate Bill No. 2254 is approved.

Sincerely,
DIXY LEE RAY
Governor.

Office of the Governor, June 25, 1979.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

LADIES AND GENTLEMEN:

I am returning herewith without my approval as to two sections SUBSTITUTE SENATE BILL NO. 2308 entitled:

"An Act relating to emergency medical services;"

I have vetoed Sections 4 and 7 of Substitute Senate Bill No. 2308 which would have established regional Emergency Medical Services governing councils and delegated to them certain administrative duties. Existing state law already gives the Secretary of the Department of Social and Health Services sufficient authority to establish program advisory bodies where necessary to fulfill programmatic or federal funding requirements. Since federal funding for emergency medical services will be exhausted during the ensuing 1979/81 biennium, it is inadvisable to saddle the state with a bureaucracy of regional Emergency Medical Services governing councils with delegated responsibilities to establish patient care guidelines, disburse grant funds and submit regional budget requests. It is more appropriate for the state agency (i.e. DSHS) to be responsible for producing statewide plans for Emergency Medical Services training and equipment after consultation with appropriate advisory bodies, including locally elected public officials.

With the exception of Sections 4 and 7, which I have vetoed, the remainder of Substitute Senate Bill No. 2308 is approved.

Respectfully submitted,
DIXY LEE RAY
Governor.

Office of the Governor, June 25, 1979.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

LADIES AND GENTLEMEN:

I am returning herewith without my approval as to Section 3, SUBSTITUTE SENATE BILL NO. 2451 entitled:

"An Act relating to institutions of higher education."

Section 3 allows fee waivers for students of exceptional educational ability or potential. This is a laudable idea, and one which I support in concept, but without a limiting clause it is subject to both abuse and unequal application. Therefore I feel that the only prudent course is to veto the section.

With the exception of Section 3, which I have vetoed, the remainder of SSB 2451 is approved.

Respectfully submitted,
DIXY LEE RAY
Governor.

Office of the Governor, June 25, 1979.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

LADIES AND GENTLEMEN:

I am returning herewith, without my approval as to an item contained in Section 2, SUBSTITUTE SENATE BILL NO. 2504 entitled:

"An Act relating to agricultural water supply facilities; amending Section 1, Chapter 1, Laws of 1977 ex. sess., and RCW 43.8313.300; making an appropriation; creating new sections; adding a new section to Chapter 87.03 RCW; and declaring an emergency."

Section 2 of this bill delineates certain sums of money to be expended for loans and grants to various agencies. A proviso, however, added to the bill by House amendment adopted 5/12/79 and being part of line 7 and continuing through line 12 of page 3, Section 2 is a dramatic change from the legislative intent of the 1977 Act which stated "the grant portion for any single project shall not exceed fifteen percent of the total single project cost."

Changing the maximum grants amount to fifteen percent of "the total state funds" is a dramatic change in policy and appears to nullify earlier commitments arrived at between urban and agricultural interests.

Consequently, I have determined to veto the language contained in the last sentence of Section 2, page 3 of the bill.

With the exception of that portion of the bill that I have vetoed, the remainder of Substitute Senate Bill 2504 is approved.

Respectfully submitted,
DIXY LEE RAY
Governor.

Office of the Governor, June 15, 1979.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

LADIES AND GENTLEMEN:

I am returning herewith without my approval as to one section SUBSTITUTE SENATE BILL NO. 2709 entitled:

"An Act relating to education;"

I have vetoed Section 9 of Substitute Senate Bill No. 2709 which amends the Basic Education Act. Section 9 contains an appropriation of \$10,000. Sufficient funding was included in the biennial appropriation for the administration of this bill.

With the exception of Section 9, which I have vetoed, the remainder of Substitute Senate Bill No. 2709 is approved.

Respectfully submitted,
DIXY LEE RAY
Governor.

Office of the Governor, March 29, 1979.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

LADIES AND GENTLEMEN:

I am returning herewith without my approval as to Subsections 3 and 4 of Section 77 of SUBSTITUTE SENATE BILL NO. 2768 entitled:

"An Act relating to juveniles; amending section 9A.76.010, chapter 260, Laws of 1975 1st ex. sess. as amended by section 53, chapter 291, Laws of 1977 ex. sess. and RCW 9A.76.010; amending section 2, chapter 291, Laws of 1977 ex. sess. and RCW 13.04.011; amending section 3, chapter 291, Laws of 1977 ex. sess. and RCW 13.04.021; amending section 2, chapter 160, Laws of 1913 as last amended by section 4, chapter 291, Laws of 1977 ex. sess. and RCW 13.04.030; amending section 5, chapter 291, Laws of 1977 ex. sess. and RCW 13.04.033; amending section 6, chapter 291, Laws of 1977 ex. sess. and RCW 13.04.035; amending section 3, chapter 160, Laws of 1913 as last amended by section 8, chapter 291, Laws of 1977 ex. sess. and RCW 13.04.040; amending section 2, chapter 132, Laws of 1945 and RCW 13.04.130; amending section 14, chapter 291, Laws of 1977 ex. sess. and RCW 13.04.278; amending section 31, chapter 291, Laws of 1977 ex. sess. and RCW 13.34.030; amending section 33, chapter 291, Laws of 1977 ex. sess. and RCW 13.34.050; amending section 34, chapter 291, Laws of 1977 ex. sess. and RCW 13.34.060; amending section 6, chapter 160, Laws of 1913 as amended by section 35, chapter 291, Laws of 1977 ex. sess. and RCW 13.34.070; amending section 7, chapter 160, Laws of 1913 as last amended by section 36, chapter 291, Laws of 1977 ex. sess. and RCW 13.34.080; amending section 37, chapter 291, Laws of 1977 ex. sess. and RCW 13.34.090; amending section 38, chapter 291, Laws of 1977 ex. sess. and RCW 13.34.100; amending section 5, chapter 302, Laws of 1961 as amended by section 39, chapter 291, Laws of 1977 ex. sess. and RCW 13.34.110; amending section 40, chapter 291, Laws of 1977 ex. sess. and RCW 13.34.120; amending section 41, chapter 291, Laws of 1977 ex. sess. and RCW 13.34.130; amending section 46, chapter 291, Laws of 1977 ex. sess. and RCW 13.34.180; amending section 47, chapter 291, Laws of 1977 ex. sess. and RCW 13.34.190; amending section 49, chapter 291, Laws of 1977 ex. sess. and RCW 13.34.210; amending section 56, chapter 291, Laws of 1977 ex. sess. and RCW 13.40.020; amending section 57, chapter 291, Laws of 1977 ex. sess. and RCW 13.40.030; amending section 58, chapter 291, Laws of 1977 ex. sess. and RCW 13.40.040; amending section 59, chapter 291, Laws of 1977 ex. sess. and RCW 13.40.050; amending section 60, chapter 291, Laws of 1977 ex. sess. and RCW 13.40.060; amending section 61, chapter 291, Laws of 1977 ex. sess. and RCW 13.40.070; amending section 62, chapter 291, Laws of

1977 ex. sess. and RCW 13.40.080; amending section 64, chapter 291, Laws of 1977 ex. sess. and RCW 13.40.100; amending section 65, chapter 291, Laws of 1977 ex. sess. and RCW 13.40.110; amending section 66, chapter 291, Laws of 1977 ex. sess. and RCW 13.40.120; amending section 67, chapter 291, Laws of 1977 ex. sess. and RCW 13.40.130; amending section 68, chapter 291, Laws of 1977 ex. sess. and RCW 13.40.140; amending section 69, chapter 291, Laws of 1977 ex. sess. and RCW 13.40.150; amending section 70, chapter 291, Laws of 1977 ex. sess. and RCW 13.40.160; amending section 73, chapter 291, Laws of 1977 ex. sess. and RCW 13.40.190; amending section 74, chapter 291, Laws of 1977 ex. sess. and RCW 13.40.200; amending section 75, chapter 291, Laws of 1977 ex. sess. and RCW 13.40.210; amending section 77, chapter 291, Laws of 1977 ex. sess. and RCW 13.40.230; amending section 1, chapter 170, Laws of 1975 1st ex. sess. and RCW 13.40.300; amending section 17, chapter 172, Laws of 1967 as last amended by section 22, chapter 291, Laws of 1977 ex. sess. and RCW 74.13.031; amending section 9, chapter 291, Laws of 1955 as amended by section 1, chapter 172, Laws of 1971 ex. sess. and RCW 26.32.090; amending section 3, chapter 30, Laws of 1965 as last amended by section 21, chapter 291, Laws of 1977 ex. sess. and RCW 74.13.020; amending section 2, chapter 172, Laws of 1967 as amended by section 71, chapter 80, Laws of 1977 ex. sess. and RCW 74.15.020; adding a new section to chapter 291, Laws of 1977 ex. sess. and to chapter 13.04 RCW; adding a new section to chapter 13.24 RCW; adding new sections to chapter 13.34 RCW; adding new sections to chapter 291, Laws of 1977 ex. sess. and to chapter 13.40 RCW; adding new chapters to Title 13 RCW; adding new sections to chapter 74.13 RCW; adding a new section to chapter 74.15 RCW; creating new sections; repealing section 10, chapter 291, Laws of 1977 ex. sess. and RCW 13.04.270; repealing section 11, chapter 291, Laws of 1977 ex. sess. and RCW 13.04.272; repealing section 12, chapter 291, Laws of 1977 ex. sess. and RCW 13.04.274; repealing section 16, chapter 291, Laws of 1977 ex. sess. and RCW 13.30.010; repealing section 17, chapter 291, Laws of 1977 ex. sess. and RCW 13.30.020; repealing section 18, chapter 291, Laws of 1977 ex. sess. and RCW 13.30.030; repealing section 19, chapter 291, Laws of 1977 ex. sess. and RCW 13.30.040; repealing section 23, chapter 291, Laws of 1977 ex. sess. and RCW 13.32.010; repealing section 24, chapter 291, Laws of 1977 ex. sess. and RCW 13.32.020; repealing section 25, chapter 291, Laws of 1977 ex. sess. and RCW 13.32.030; repealing section 26, chapter 291, Laws of 1977 ex. sess. and RCW 13.32.040; repealing section 27, chapter 291, Laws of 1977 ex. sess. and RCW 13.32.050; repealing section 42, chapter 291, Laws of 1977 ex. sess. and RCW 13.34.140; repealing section 71, chapter 291, Laws of 1977 ex. sess. and RCW 13.40.170; repealing section 54, chapter 291, Laws of 1977 ex. sess. and RCW 26.09.400; making an appropriation; prescribing penalties; and declaring an emergency."

Substitute Senate Bill 2768 represents many long hours of work aimed at improving the Juvenile Justice Act of 1977. Individuals and groups representing all aspects of the State's juvenile system participated in the development of this legislation. State agencies, prosecutors offices, public defenders, law enforcement officers, juvenile court directors, judges, and

local youth service agencies, all helped address the problems that have arisen since the implementation of the 1977 law.

Passage of Substitute Senate Bill 2768 will help the State to maintain control over the problem of runaways by allowing police to pick up runaway juveniles and transport them to semi-secure Crisis Residential Centers until the family can be successfully reunited. This law will also improve the day to day performance of the juvenile system by more clearly defining roles and responsibilities of those agencies involved with juveniles. The law will also put Washington in conformance with the Interstate Compact on Runaways.

Subsections (3) and (4) of Section 77 of the Act require the Department of Social and Health Services to contract for Crisis Intervention Services, I would prefer that the Department of Social and Health Services management be allowed the option of determining the most cost-effective way of providing these services. This would assure the best use of taxpayer funds. This is a far better policy than is the establishment of rigid rules that inhibit management efficiency. Allowing the Department of Social and Health Services the authority to provide the intake portion of Crisis Intervention Services means that the Department of Social and Health Services can be held fully accountable for the performance of the program. For these reasons I have vetoed Subsections (3) and (4) of Section 77 of Substitute Senate Bill 2768.

I will expect the Department of Social and Health Services to test the cost-effectiveness of the contracting concept by carefully evaluating the benefits and costs of the different modes of service delivery.

In making the decision to veto Subsections of Substitute Senate Bill 2768 I am fully aware that Amendment 62 of the Washington State Constitution provides that the Governor "may not object to less than an entire section." The combined subsections I am vetoing do comprise a "section" as defined in Apartment Associations vs. Evans 88 W2d 553, 564 P. 2d 788 (1977). Although Apartment Associations interpreted the meaning of "section" as it existed before Amendment 62, the definition is still applicable. Amendment 62 abrogated the Governor's power to veto an "item". The intent of the Legislature and the people was to prohibit the Governor from vetoing a word, a comma, or other integrated segment of a proposal by the Legislature. The Legislature did not address the definition of the word "section." Therefore the definition set out in Apartment Associations (supra) appears valid.

The court, in testing several vetoes, reveals that a section is determined by its severability from other parts of the bill, and its ability to stand alone as a complete concept. In the present situation, Section 77 of Substitute Senate Bill 2768 delegates duties to the Department of Social and Health Services. The subsections within section 77 set out individual duties. Subsections (3) and (4) embody one duty separate and distinct from the other duties, clearly this duty is severable from the others and is a complete "section" as defined in Apartment Associations.

It is not my intent to change the remainder of the bill. My objection is toward the single concept of mandating contracts for services.

With the exception of Subsection (3) and (4) of Section 77, which I have vetoed, the remainder of Substitute Senate Bill 2768 is approved.

Respectfully submitted,

DIXY LEE RAY

Governor.

**GOVERNOR'S MESSAGES ON SENATE BILLS SIGNED
AFTER ADJOURNMENT**

-1979-

**FORTY-SIXTH LEGISLATURE
REGULAR AND FIRST EXTRAORDINARY SESSIONS**

Office of the Governor, June 4, 1979.

TO THE HONORABLE, THE SENATE OF THE STATE OF
WASHINGTON.

LADIES AND GENTLEMEN:

I have the honor to advise that on June 4, 1979, Governor Ray approved the following Senate bills entitled:

SUBSTITUTE SENATE BILL NO. 2097: Relating to mopeds.

SUBSTITUTE SENATE BILL NO. 2374: Relating to revenue and taxation.

SUBSTITUTE SENATE BILL NO. 2415: Relating to civil commitment.

SUBSTITUTE SENATE BILL NO. 2794: Relating to water and water rights.

SENATE BILL NO. 3117: Relating to education.

Sincerely,
H.B. HANNA
Legal Counsel.

Office of the Governor, June 15, 1979.

TO THE HONORABLE, THE SENATE OF THE STATE OF
WASHINGTON.

LADIES AND GENTLEMEN:

I have the honor to advise that on June 15, 1979, Governor Ray approved the following Senate bills entitled:

SENATE BILL NO. 2062: Relating to performing and visual arts center facilities.

SUBSTITUTE SENATE BILL NO. 2243: Relating to institutions of higher education.

SUBSTITUTE SENATE BILL NO. 2244: Relating to the support of state government.

SUBSTITUTE SENATE BILL NO. 2249: Relating to the commission for vocational education.

SUBSTITUTE SENATE BILL NO. 2250: Relating to community colleges.

SUBSTITUTE SENATE BILL NO. 2273: Relating to the clerk of the superior court's trust funds.

SENATE BILL NO. 2338: Relating to nursing homes.

SUBSTITUTE SENATE BILL NO. 2357: Relating to state government.

SUBSTITUTE SENATE BILL NO. 2361: Relating to state government.

SENATE BILL NO. 2402: Relating to industrial insurance.

SUBSTITUTE SENATE BILL NO. 2505: Relating to the support of state government.

SENATE BILL NO. 2508: Relating to the taxation of insurance premiums.

SUBSTITUTE SENATE BILL NO. 2639: Relating to financing water supply facilities.

SUBSTITUTE SENATE BILL NO. 2744: Relating to the state student financial aid program.

SENATE BILL NO. 2763: Relating to civil procedure.

SENATE BILL NO. 2765: Relating to education.

SUBSTITUTE SENATE BILL NO. 2791: Relating to agriculture.

SUBSTITUTE SENATE BILL NO. 2976: Relating to energy conservation.

SUBSTITUTE SENATE BILL NO. 2993: Relating to public utility districts.

SUBSTITUTE SENATE BILL NO. 3101: Relating to the common schools and the support thereof.

SUBSTITUTE SENATE BILL NO. 3126: Relating to cosmetology.

Sincerely,
H.B. HANNA
Legal Counsel.

Office of the Governor, June 21, 1979.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

LADIES AND GENTLEMEN:

I have the honor to advise that on June 21, 1979, Governor Ray approved the following Senate bills entitled:

SUBSTITUTE SENATE BILL NO. 2071: Relating to motor vehicle dealer fees.

SUBSTITUTE SENATE BILL NO. 2251: Relating to social/health service bonds.

SUBSTITUTE SENATE BILL NO. 2964: Relating to higher education facilities bond issue.

SUBSTITUTE SENATE BILL NO. 2979: Relating to energy site permits.

SUBSTITUTE SENATE BILL NO. 3008: Relating to elected officials salaries.

Sincerely,
H.B. HANNA
Legal Counsel.

Office of the Governor, July 12, 1979.

MR. SID SNYDER, SECRETARY
WASHINGTON STATE SENATE
LEGISLATIVE BUILDING
OLYMPIA, WASHINGTON 98504

DEAR MR. SNYDER:

I had intended the attached letter to accompany the signing of Substitute Senate Bill 3008 which was signed June 21, 1979.

Please make my letter a part of the legislative record.

Sincerely,
DIXY LEE RAY
Governor.

Office of the Governor, July 12, 1979.

TO THE HONORABLE, THE SENATE OF THE STATE OF
WASHINGTON.

LADIES AND GENTLEMEN:

In reviewing Substitute Senate Bill 3008, I was distressed to learn that a House amendment concurred in by the Senate in the waning hours of the extraordinary session of the Forty-Sixth Legislature, reduced proposed salaries to District Court judges to a sum much less than a cost of living increase. This occurring even though the Legislature had added to the responsibility of this court system by increasing their jurisdictional limits and had accorded all other levels of the judiciary requested increases. Perhaps those legislators who approved such a prejudicial approach were not aware that the District Court judges' salaries are not paid by state funds or perhaps they were otherwise influenced.

In any event, I consider the treatment accorded the District Court judges by the Legislature as to salary increases to be highly questionable and the salary limits totally inadequate. I strongly suggest that this error or intentional action be rectified at the earliest possible time.

Respectfully submitted,
DIXY LEE RAY
Governor.

Office of the Governor, June 26, 1979.

TO THE HONORABLE, THE SENATE OF THE STATE OF
WASHINGTON.

LADIES AND GENTLEMEN:

I have the honor to advise that on June 25, 1979, Governor Ray approved the following Senate bills entitled:

SENATE BILL NO. 2466: Relating to civil actions, proceedings.

SUBSTITUTE SENATE BILL NO. 2685: Relating to financial reporting officials.

SUBSTITUTE SENATE BILL NO. 2929: Relating to mobile home taxation.

SUBSTITUTE SENATE BILL NO. 3129: Relating to performing arts center.

Sincerely,
H.B. HANNA
Legal Counsel.

Office of the Governor, June 25, 1979,
TO THE HONORABLE, THE SENATE OF THE STATE OF
WASHINGTON.

LADIES AND GENTLEMEN:

Today I have signed SUBSTITUTE SENATE BILL NO. 3129 authorizing the sale of up to three million dollars in state bonds for performing arts facilities in Olympia and Tacoma.

Although the facilities are needed to provide improved cultural resource opportunities for citizens in the lower Puget Sound region and despite my continuing interest in and support of the arts, I signed this bill reluctantly. My reluctance is for the piecemeal approach to state support and financing of local capital projects. I would far prefer a comprehensive approach to statewide cultural facility planning with clear mandate from the taxpayers of the state.

I encourage your consideration of a referendum approach to any further actions on state participation in the financing of cultural resource facilities.

Respectfully submitted,
DIXY LEE RAY
Governor.

1979 SENATE ROSTER

FORTY-SIXTH LEGISLATURE—REGULAR AND FIRST EXTRAORDINARY SESSIONS

JOHN A. CHERBERG, President

SIDNEY R. SNYDER, Secretary

AL HENRY, President Pro Tempore
JAMES E. KEEFE, Vice President Pro Tempore

NAME OF MEMBER	District	County	Mailing Address	Age	Birthplace	Political Party	Occupation	Legislative Sessions Served
BAUSCH, DEL	22	Thurston, part	P.O. Box 1546 Olympia 98507	43	Washington	D	Safety Engineer, Seattle Stevedore Co.	S—1977-77 Ex. ; 79-79 Ex. H—1973-73 Ex., 73 2nd Ex. ; 74 Ex. ; 75-75 1st Ex., 75-76 2nd Ex.
BENITZ, MAX E.	8	Yakima, part Benton	Rt. 2, Box 181 Prosser 99350	62	Kansas	R	Agri-Business	S—1975-75 Ex., 75-76 2nd Ex. ; 77-77 Ex. ; 79-79 Ex. H—1969-69 Ex. ; 70 Ex. ; 71-71 Ex. ; 72 Ex. ; 73-73 1st Ex., 73 2nd Ex. ; 74 Ex.
BLUECHEL, ALAN	45	King, part	9901 N.E. 124th, No. 505 Kirkland 98033	54	Alberta, Can.	R	President, Loctwall Corporation	S—1975-75 Ex., 75-76 2nd Ex. ; 77-77 Ex. ; 79-79 Ex. H—1967-67 Ex. ; 69-69 Ex. ; 70 Ex. ; 71-71 Ex. ; 72 Ex. ; 73-73 1st Ex., 73 2nd Ex. ; 74 Ex.
BOTTIGER, R. TED	2	Pierce, part Thurston, part	8849 Pacific Ave. Tacoma 98444	46	Washington	D	Attorney	S—1973-73 1st Ex., 73 2nd Ex. ; 74 Ex. ; 75-75 Ex., 75-76 2nd Ex. ; 77-77 Ex. ; 79-79 Ex. H—1965-65 Ex. ; 67-67 Ex. ; 69-69 Ex. ; 70 Ex. ; 71-71 Ex. ; 72 Ex.
CLARKE, GEORGE W.	41	King, part	1111 Hoge Bldg. Seattle 98104	72	Iowa	R	Attorney	S—Appointed 1/8/71 1971 Ex. ; 72 Ex. ; 73-73 1st Ex., 73 2nd Ex. ; 74 Ex. ; 75-75 Ex., 75-76 2nd Ex. ; 77-77 Ex. ; 79-79 Ex. H—1967-67 Ex. ; 69-69 Ex. ; 70 Ex.
CONNER, PAUL H.	24	Clallam-Mason- Jefferson- Thurston, part	Rt. 4, Box 655 Sequim 98382	53	Washington	D	Self-employed	S—Appointed 1957. 79-79 Ex. H—1959-59 Ex. ; 61-61 Ex. ; 63-63 Ex. ; 65-65 Ex. ; 67-67 Ex. ; 70 Ex. ; 71-71 Ex. ; 72 Ex. ; 73-73 Ex., 73 2nd Ex. ; 74 Ex. ; 75-75 Ex., 75-76 2nd Ex. ; 77-77 Ex.

Senate Roster—1979, Forty-Sixth Legislature—Regular and First Extraordinary Sessions—Continued

NAME OF MEMBER	District	County	Mailing Address	Age	Birthplace	Political Party	Occupation	Legislative Sessions Served
DAY, WILLIAM S.	4	Spokane, part Whitman, part	2721 E. Sorague Spokane 99202	56	Illinois	D	Chiropractor	S—1969-69 Ex. ; 70 Ex. ; 71-71 Ex. ; 72 Ex. ; 73-73 1st Ex., 73 2nd Ex. ; 74 Ex. ; 75-75 Ex., 75-76 2nd Ex. ; 77-77 Ex. ; 79-79 Ex. H—1959-59 Ex. ; 61-61 Ex. ; 63-63 Ex. ; 65-65 Ex. ; 67-67 Ex.
DONOHUE, HUBERT F.	9	Adams-Asotin- Garfield-Columbia, part-Grant, part- Whitman, part	Rt. 2, Box 13 Dayton 99328	57	Washington	D	Farmer	S—1969-69 Ex. ; 70 Ex. ; 71-71 Ex. ; 72 Ex. ; 73-73 1st Ex., 73 2nd Ex. ; 74 Ex. ; 75-75 Ex., 75-76 2nd Ex. ; 77-77 Ex. ; 79-79 Ex.
FLEMING, GEORGE	37	King, part	1100 Lk. Wash. Blvd. So. Seattle 98144	40	Texas	D	Economic Devel. Mgr., Pacific N.W. Bell	S—1971-71 Ex. ; 72 Ex. ; 73-73 1st Ex., 73 2nd Ex. ; 74 Ex. ; 75-75 Ex., 75-76 2nd Ex. ; 77-77 Ex. ; 79-79 Ex. H—1969-69 Ex. ; 70 Ex.
GALLAGHAN, ART	26	Kitsap, part Pierce, part	3911 - 55th St. Ct. N.W. Gig Harbor 98335	56	California	R	Consultant— Fisheries	S—1979-79 Ex.
GASPARD, MARCUS S.	25	King, part Pierce, part	8220 - 191st Ave. E. Sumner 98390	30	Washington	D	Accountant	S—1977-77 Ex. ; 79-79 Ex. H—1973-73 Ex., 73 2nd Ex. ; 74 Ex. ; 75-75 1st Ex., 75-76 2nd Ex.
GOLTZ, H. A. "BARNEY" ...	42	Whatcom, part	3003 Vallette St. Bellingham 98225	54	Minnesota	D	College Administrator	S—1975-75 Ex., 75-76 2nd Ex. ; 77-77 Ex. ; 79-79 Ex. H—1973-73 1st Ex., 73 2nd Ex. ; 74 Ex.
GOULD, SUSAN E.	21	Snohomish, part	19225 - 92nd W. Edmonds 98020	49	Washington	R	.....	S—1975-75 Ex., 75-76 2nd Ex. ; 77-77 Ex. ; 79-79 Ex.
GUESS, SAM C.	6	Spokane, part	W. 408 - 33rd Ave. Spokane 99203	69	Mississippi	R	Civil Engineer	S—1963-63 Ex. ; 65-65 Ex. ; 67-67 Ex. ; 69-69 Ex. ; 70 Ex. ; 71-71 Ex. ; 72 Ex. ; 73-73 1st Ex., 73 2nd Ex. ; 74 Ex. ; 75-75 Ex., 75-76 2nd Ex. ; 77-77 Ex. ; 79-79 Ex.
HANSEN, FRANK "TUB" ...	13	Kittitas Grant, part Yakima, part	Star Route, Box 73 Moses Lake 98837	65	Washington	D	Retired Rancher	S—1979-79 Ex. H—1973-73 Ex., 73 2nd Ex. ; 74 Ex. ; 75-75 Ex., 75-76 2nd Ex. ; 77-77 Ex.

Senate Roster—1979, Forty-Sixth Legislature—Regular and First Extraordinary Sessions—Continued

NAME OF MEMBER	District	County	Mailing Address	Age	Birthplace	Political Party	Occupation	Legislative Sessions Served
HAYNER, JEANNETTE ....16		Franklin-Walla Walla-Columbia, part	Box 1757 Walla Walla 99362	59	Oregon	R	Homemaker	S—1977-77 Ex. ; 79-79 Ex. H—1973-73 Ex., 73 2nd Ex. ; 74 Ex. ; 75-75 1st Ex., 75-76 2nd Ex.
HENRY, AL .....17		Clark, part- Klickitat- Skamania	Rio Vista White Salmon 98672	67	Kansas	D	Telephone Executive	S—1957-59-59 Ex. ; 61-61 Ex. ; 63-63 Ex. ; 65-65 Ex. ; 67-67 Ex. ; 69-69 Ex. ; 70 Ex. ; 71-71 Ex. ; 72 Ex. ; 73-73 1st Ex., 73 2nd Ex. ; 74 Ex. ; 75-75 Ex., 75-76 2nd Ex. ; 77-77 Ex. ; 79-79 Ex. H—1941-45-51-51 Ex., 51 2nd Ex. ; 55-55 Ex.
JONES, JOHN D. ....48		King, part	18 Bridlewood Circle Kirkland 98033	55	Wales	R	Manager, Pacific N.W. Bell	S—Appointed 1/8/73 1973 1st Ex., 73 2nd Ex. ; 74 Ex. ; 75-75 Ex., 75-76 2nd Ex. ; 77-77 Ex. ; 79-79 Ex. H—1971-71 Ex. ; 72 Ex.
KEEFE, JAMES EDWARD... 3 (Deceased 6/15/79)		Spokane, part	412 W. Glass Ave. Spokane 99205	70	New York	D	Sales Manager Consultant	S—1949-50 Ex. ; 51-51 Ex., 51 2nd Ex. ; 53-53 Ex. ; 55-55 Ex. ; 57-59-59 Ex. ; 61-61 Ex. ; 63-63 Ex. ; 65-65 Ex. ; 67-67 Ex. ; 69-69 Ex. ; 70 Ex. ; 71-71 Ex. ; 72 Ex. ; 73-73 1st Ex., 73 2nd Ex. ; 74 Ex. ; 75-75 Ex., 75-76 2nd Ex. ; 77-77 Ex. ; 79-79 Ex.
LEE, ELEANOR .....33		King, part	Box 66274 Burien 98166	47	Illinois	R	Business Manager	S—1979-79 Ex. H—1975-75 Ex., 75-76 2nd Ex. ; 77-77 Ex.
LEWIS, R. H. "BOB"..... 5		Spokane, part	3308 Columbia Circle Spokane 99205	53	Washington	R	Vice Pres., Public Relations, Lincoln Mutual Savings Bank	S—1973-73 1st Ex., 73 2nd Ex. ; 74 Ex. ; 75-75 Ex., 75-76 2nd Ex. ; 77-77 Ex. ; 79-79 Ex.
LYSEN, KING .....31		King, part	12864 Shorecrest Dr. SW Seattle 98146	36	Minnesota	D	Real Estate and Investments	S—1979-79 Ex. H—1971-71 Ex. ; 72 Ex. ; 73-73 Ex., 73 2nd Ex. ; 74 Ex. ; 75-75 Ex., 75-76 2nd Ex. ; 77-77 Ex.

Senate Roster—1979, Forty-Sixth Legislature—Regular and First Extraordinary Sessions—Continued

NAME OF MEMBER	District	County	Mailing Address	Age	Birthplace	Political Party	Occupation	Legislative Sessions Served
MARSH, DAN	49	Clark, part	P.O. Box 1086 Vancouver 98660	41	Oregon	D	Attorney	S—1973-73 1st Ex., 73 2nd Ex.; 74 Ex.; 75-75 Ex., 75-76 2nd Ex.; 77-77 Ex.; 79-79 Ex. H—1965-65 Ex.; 67-67 Ex.; 69-69 Ex.; 70 Ex.; 71-71 Ex.; 72 Ex.
MATSON, JIM	14	Yakima, part	Rt. 2, Box 2311 Selah, 98942	51	Washington	R	Fruit Grower, Shipper	S—1969-69 Ex.; 70 Ex.; 71-71 Ex.; 72 Ex.; 73-73 1st Ex., 73 2nd Ex.; 74 Ex.; 75-75 Ex., 75-76 2nd Ex.; 77-77 Ex.; 79-79 Ex.
McDERMOTT, JAMES A.	43	King, part	1650 - 22nd Ave. East Seattle 98112	42	Illinois	D	Physician	S—1975-75 Ex., 75-76 2nd Ex.; 77-77 Ex.; 79-79 Ex. H—1971-71 Ex.
MOORE, RAY	36	King, part	1722 Bigelow Ave. N. Seattle 98109	67	Washington	D	Businessman	S—1979-79 Ex.
MORRISON, SID W.	15	Yakima, part	Rt. 1, Box 220-AA Zillah 98953	45	Washington	R	Farmer	S—1975-75 Ex., 75-76 2nd Ex.; 77-77 Ex.; 79-79 Ex. H—1967-67 Ex.; 69-69 Ex.; 70 Ex.; 71-71 Ex.; 72 Ex.; 73-73 1st Ex., 73 2nd Ex.; 74 Ex.
NEWSCHWANDER, CHARLES E.	28	Pierce, part	2140 Bridgenort Way Tacoma 98466	58	Washington	R	Dentist	S—1969-69 Ex.; 70 Ex.; 71-71 Ex.; 72 Ex.; 73-73 1st Ex., 73 2nd Ex.; 74 Ex.; 75-75 Ex., 75-76 2nd Ex.; 77-77 Ex.; 79-79 Ex. H—1961-61 Ex.; 63-63 Ex.; 65-65 Ex.; 67-67 Ex.
NORTH, LOIS	44	King, part	10126 Radford Ave. N.W. Seattle 98177	57	California	R	Adm. Asst., King Co. Dept. of Budget & Prog. Dev.	S—1975-75 Ex., 75-76 2nd Ex.; 77-77 Ex.; 79-79 Ex. H—1969-69 Ex.; 70 Ex.; 71-71 Ex.; 72 Ex.; 73-73 1st Ex., 73 2nd Ex.; 74 Ex.
ODEGAARD, GARY M.	20	Lewis-Wahkiakum- Cowlitz, part- Pacific, part- Thurston, part	3415 Ives Rd. Centralia 98531	38	Washington	D	Teacher	S—1969-69 Ex.; 70 Ex.; 71-71 Ex.; 72 Ex.; 73-73 1st Ex., 73 2nd Ex.; 74 Ex.; 75-75 Ex., 75-76 2nd Ex.; 77-77 Ex.; 79-79 Ex.

Senate Roster—1979, Forty-Sixth Legislature—Regular and First Extraordinary Sessions—Continued

NAME OF MEMBER	District	County	Mailing Address	Age	Birthplace	Political Party	Occupation	Legislative Sessions Served
PETERSON, LOWELL	40	San Juan-Skagit-Whatcom, part	Box 249 Concrete 98237	57	Washington	D	Oil Distributor	S—1965-65 Ex.; 67-67 Ex.; 69-69 Ex.; 70 Ex.; 71-71 Ex.; 72 Ex.; 73-73 1st Ex., 73 2nd Ex.; 74 Ex.; 75-75 Ex., 75-76 2nd Ex.; 77-77 Ex.; 79-79 Ex.
PULLEN, KENT	47	King, part	22844 - 172nd Ave. S.E. Kent 98031	36	Texas	R	Chemist	S—1975-75 Ex., 75-76 2nd Ex.; 77-77 Ex.; 79-79 Ex. H—1973-73 1st Ex., 73 2nd Ex.; 74 Ex.
QUIGG, J. T.	19	Grays Harbor, part Pacific, part	613 North K St. Aberdeen 98520	31	Washington	R	Construction/ Transportation	S—1979-79 Ex.
RASMUSSEN, A. L. "SLIM"	29	Pierce, part	5415 A St. Tacoma 98408	69	Washington	D	Real Estate	S—1961-61 Ex.; 63-63 Ex.; 65-65 Ex.; 67-67 Ex. Appointed 10/1/71 72 Ex.; 73-73 1st Ex., 73 2nd Ex.; 74 Ex.; 75-75 Ex., 75-76 2nd Ex.; 77-77 Ex. 79-79 Ex. H—1945-47-49-50 Ex.; 51-51 Ex., 51 2nd Ex.; 53-53 Ex.; 55-55 Ex.; 57-59-59 Ex.
RIDDER, RUTHE B.	35	King, part	5809 S. Roxbury Seattle 98118	49	Washington	D	Housewife	S—1974 Ex.; 75-75 Ex., 75-76 2nd Ex.; 77-77 Ex.; 79-79 Ex.
SCOTT, GEORGE W.	46	King, part	9530 N.E. 105th Pl. Seattle 98125	41	Washington	R	V.P. & Mgr., Social Policy Dept., Rainier Bancorp.	S—1971-71 Ex.; 72 Ex.; 73-73 1st Ex., 73 2nd Ex.; 74 Ex.; 75-75 Ex., 75-76 2nd Ex.; 77-77 Ex.; 79-79 Ex. H—1969-69 Ex.; 70 Ex.
SELLAR, GEORGE L.	12	Chelan-Douglas-Grant, part- Okanogan, part	1324 Terrace Dr. E. Wenatchee 98801	49	Illinois	R	Manager, Eye and Ear Optical	S—Appointed 1/7/72 1973-73 1st Ex., 73 2nd Ex.; 74 Ex.; 75-75 Ex., 75-76 2nd Ex.; 77-77 Ex.; 79-79 Ex.
SHINPOCH, A. N. "BUD"	11	King, part	361 Maple Ave. N.W. Renton 98055	54	Oklahoma	D	Manager, The Boeing Company	S—Appointed 12-7-77; 1979-79 Ex. H—1970 Ex.; 71-71 Ex.; 72 Ex.; 73-73 Ex., 73 2nd Ex.; 74 Ex.; 75-75 Ex., 75-76 2nd Ex.; 77-77 Ex.

Senate Roster—1979, Forty-Sixth Legislature—Regular and First Extraordinary Sessions—Continued

NAME OF MEMBER	District	County	Mailing Address	Age	Birthplace	Political Party	Occupation	Legislative Sessions Served
TALLEY, DON L.	18	Clark, part Cowlitz, part	1583 Mt. Pleasant Rd. Kelso 98626	60	Washington	D	Supervisor, Port of Longview	S—1957-59-59 Ex.; 61-61 Ex.; 63-63 Ex.; 65-65 Ex.; 67-67 Ex.; 69-69 Ex.; 70 Ex.; 71-71 Ex.; 72 Ex.; 73-73 1st Ex., 73 2nd Ex.; 74 Ex.; 75-75 Ex., 75-76 2nd Ex.; 77-77 Ex.; 79-79 Ex.
TALMADGE, PHIL	34	King, part	4006 - 53rd S.W. Seattle 98116	27	Washington	D	Attorney	S—1979-79 Ex.
VAN HOLLEBEKE, RAY ...	1	King, part Snohomish, part	18735 - 53rd N.E. Seattle 98155	49	Illinois	D	Businessman	S—1973-73 1st Ex., 73 2nd Ex.; 74 Ex.; 75-75 Ex., 75-76 2nd Ex.; 77-77 Ex.; 79-79 Ex.
VOGNILD, LARRY L.....	38	Snohomish	1710 - 32nd Everett 98201	47	Washington	D	Self-employed	S—1979-79 Ex.
von REICHBAUER, PETER	30	King, part	427 Public Lands Bldg. Olympia 98504	34	Washington	D	Self-employed, Synergistic Investments	S—1974 Ex.; 75-75 Ex., 75-76 2nd Ex.; 77-77 Ex.; 79-79 Ex.
WALGREN, GORDON L.	23	Kitsap, part	Five/10 Bldg. 510 Washington Bremerton 98310	45	Washington	D	Attorney	S—1969-69 Ex.; 70 Ex.; 71-71 Ex.; 72 Ex.; 73-73 1st Ex., 73 2nd Ex.; 74 Ex.; 75-75 Ex., 75-76 2nd Ex.; 77-77 Ex.; 79-79 Ex. H—1967-67 Ex.
WANAMAKER, F. "PAT"....	10	Island-Snohomish, part	519 W. Wanamaker Rd. Coupeville 98239	68	Washington	R	Retired Farmer	S—1973-73 1st Ex., 73 2nd Ex.; 74 Ex.; 75-75 Ex., 75-76 2nd Ex.; 77-77 Ex.; 79-79 Ex. H—1967-67 Ex.; 69-69 Ex.; 70 Ex.; 71-71 Ex.; 72 Ex.
WILLIAMS, AL	32	King, part	4801 Fremont N. Seattle 98103	48	North Dakota	D	Architect	S—Appointed 2/4/78, 1979-79 Ex. H—1970 Ex.; 71-71 Ex.; 72 Ex.; 73-73 Ex., 73 2nd Ex.; 74 Ex.; 75-75 Ex., 75-76 2nd Ex.; 77-77 Ex.

Senate Roster—1979, Forty-Sixth Legislature—Regular and First Extraordinary Sessions—Continued

NAME OF MEMBER	District	County	Mailing Address	Age	Birthplace	Political Party	Occupation	Legislative Sessions Served
WILSON, BRUCE A.	7	Ferry-Lincoln-Pend Oreille-Stevens-Okanogan, part-Spokane, part	P.O. Box F Omak 98841	57	Illinois	D	Retired Newspaper Publisher	S—1969-69 Ex.; 70 Ex.; 71-71 Ex.; 72 Ex.; 75-75 Ex.; 75-76 2nd Ex.; 77-77 Ex.; 79-79 Ex.
WOJAHN, R. LORRAINE..	27	Pierce, part	3592 East Kay St. Tacoma 98404	58	Washington	D	Housewife	S—1977-77 Ex.; 79-79 Ex. H—1969-69 Ex.; 70 Ex.; 71-71 Ex.; 72 Ex.; 73-73 1st Ex., 73 2nd Ex.; 74 Ex.; 75-75 1st Ex., 75-76 2nd Ex.
WOODY, DIANE H.	39	King, part Snohomish, part	24328 - 47th Woodinville 98072		Washington	D	.....	S—Appointed 9/27/77, 1979-79 Ex.

NAME	Position	Mailing Address	Age	Birthplace	Political Party	Occupation	Legislative Sessions Served
LIEUTENANT GOVERNOR CHERBERG, JOHN A.	President of the Senate	Legislative Bldg. Olympia 98504	68	Florida	D	Lieutenant Governor	S—Elected 1957 1959-59 Ex.; 61-61 Ex.; 63-63 Ex.; 65-65 Ex.; 67-67 Ex.; 69-69 Ex.; 70 Ex.; 71-71 Ex.; 72 Ex.; 73-73 1st Ex., 73 2nd Ex.; 74 Ex.; 75-75 Ex., 75-76 2nd Ex.; 77-77 Ex.; 79-79 Ex.
SNYDER, SIDNEY R.	Secretary of the Senate	P.O. Box 531 Long Beach 98631	52	Washington	D	Owner, Operator Supermarket	S—Elected 5/12/69 69-70 Ex.; 71-71 Ex.; 72 Ex.; 73-73 1st Ex., 73 2nd Ex.; 74 Ex.; 75-75 Ex., 75-76 2nd Ex.; 77-77 Ex.; 79-79 Ex. H—Served as Asst. Chief Clerk or Acting Chief Clerk 1957 to May, 1969.
JOHNSON, CHARLES L. R..	Sergeant at Arms	624 Carlyon Olympia 98501	67	Washington	D	Merchant	S—Elected 1957-59-61-63-65-67-69- 70-71-72-73-74-75-76-77-79 H—House Member 1951 Served as Sergeant at Arms 1955

**STANDING COMMITTEES OF THE SENATE
FORTY-SIXTH LEGISLATURE
REGULAR AND FIRST
EXTRAORDINARY SESSIONS**

—1979—

JOHN A. CHERBERG, President
AL HENRY, President Pro Tempore
JAMES E. KEEFE, Vice President Pro Tempore
SIDNEY R. SNYDER, Secretary

AGRICULTURE (6)—HANSEN, CHAIRMAN; Benitz, Day, Gaspard, Wanamaker, Wilson.

COMMERCE (5)—VAN HOLLEBEKE, CHAIRMAN; WOJAHN, VICE CHAIRMAN; Morrison, Quigg, Williams.

CONSTITUTION AND ELECTIONS (8)—WOODY, CHAIRMAN; Bottiger, Hayner, Henry, Lewis, Marsh, Peterson, Pullen.

ECOLOGY (7)—WILLIAMS, CHAIRMAN; Donohue, Goltz, Guess, Hansen, North, Scott.

EDUCATION (7)—McDERMOTT, CHAIRMAN; GASPARD, VICE CHAIRMAN; Gould, Hayner, Morrison, Ridder, Talmadge.

ENERGY AND UTILITIES (9)—BOTTIGER, CHAIRMAN; Benitz, Hayner, Lewis, Lysen, North, Williams, Wilson, Woody.

FINANCIAL INSTITUTIONS AND INSURANCE (8)—BAUSCH, CHAIRMAN; Bluechel, Clarke, Day, Donohue, Jones, von Reichbauer, Walgren.

HIGHER EDUCATION (7)—GOLTZ, CHAIRMAN; Benitz, Guess, Odegaard, Scott, Shinpoch, von Reichbauer.

JUDICIARY (9)—MARSH, CHAIRMAN; TALMADGE, VICE CHAIRMAN; Bottiger, Clarke, Gallagher, Hayner, Jones, Van Hollebeke, Woody.

LABOR (7)—LYSEN, CHAIRMAN; VOGNILD, VICE CHAIRMAN; Matson, McDermott, Moore, Morrison, Sellar.

LOCAL GOVERNMENT (9)—WILSON, CHAIRMAN; Bluechel, Fleming, Henry, Lee, Moore, North, Sellar, Talley.

NATURAL RESOURCES (11)—PETERSON, CHAIRMAN; CONNER, VICE CHAIRMAN; Lee, Lysen, Newschwander, Odegaard, Pullen, Quigg, Rasmussen, Talley, Vognild.

PARKS AND RECREATION (7)—von REICHBAUER, CHAIRMAN; Bausch, Lewis, Quigg, Wanamaker, Wojahn, Woody.

RULES (14)—LIEUTENANT GOVERNOR JOHN A. CHERBERG, CHAIRMAN; Clarke, Conner, Fleming, Gaspard, Keefe, Matson, Newschwander, Odegaard, Ridder, Sellar, Talley, Walgren, Wojahn.

SOCIAL AND HEALTH SERVICES (8)—DAY, CHAIRMAN; MOORE, VICE CHAIRMAN; Gould, Keefe, Pullen, Quigg, Talmadge, Vognild.

STATE GOVERNMENT (7)—RASMUSSEN, CHAIRMAN; SHINPOCH, VICE CHAIRMAN; Day, Gallagher, Gould, McDermott, Wanamaker.

TRANSPORTATION (13)—HENRY, CHAIRMAN; TALLEY, VICE CHAIRMAN; Bluechel, Conner, Gallagher, Guess, Hansen, Keefe, Lee, Peterson, Van Hollebeke, von Reichbauer, Wanamaker.

WAYS AND MEANS (20)—DONOHUE, CHAIRMAN; McDERMOTT, VICE CHAIRMAN; Bausch, Clarke, Fleming, Gaspard, Goltz, Jones, Marsh, Matson, Morrison, Newschwander, Odegaard, Rasmussen, Ridder, Scott, Sellar, Shinpoch, Walgren, Wojahn.

**INDIVIDUAL COMMITTEE ASSIGNMENTS
OF THE SENATE
FORTY-SIXTH LEGISLATURE
REGULAR AND FIRST
EXTRAORDINARY SESSIONS**

—1979—

- BAUSCH (Del)—Chairman: Financial Institutions and Insurance; Parks and Recreation; Ways and Means.
- BENITZ (Max E.)—Agriculture; Energy and Utilities; Higher Education.
- BLUECHEL (Alan)—Financial Institutions and Insurance; Local Government; Transportation.
- BOTTIGER (R. Ted)—Chairman: Energy and Utilities; Constitution and Elections; Judiciary.
- CLARKE (George)—Financial Institutions and Insurance; Judiciary; Rules; Ways and Means.
- CONNER (Paul)—Vice Chairman: Natural Resource; Rules; Transportation.
- DAY (William S. "Bill")—Chairman: Social and Health Services; Agriculture; Financial Institutions and Insurance; State Government.
- DONOHUE (Hubert F.)—Chairman: Ways and Means; Ecology; Financial Institutions and Insurance.
- FLEMING (George)—Local Government; Rules; Ways and Means.
- GALLAGHAN (Art)—Judiciary; State Government; Transportation.
- GASPARD (Marcus S.)—Vice Chairman: Education; Agriculture; Rules; Ways and Means.
- GOLTZ (H.A. "Barney")—Chairman: Higher Education; Ecology; Ways and Means.
- GOULD (Susan E.)—Education; Social and Health Services; State Government.
- GUESS (Sam C.)—Ecology; Higher Education; Rules; Transportation.
- HANSEN (Frank "Tub")—Chairman: Agriculture; Ecology; Transportation.
- HAYNER (Jeannette)—Constitution and Elections; Education; Energy and Utilities; Judiciary.
- HENRY (Al)—Chairman: Transportation; Constitution and Elections; Local Government.
- JONES (John D.)—Financial Institutions and Insurance; Judiciary; Ways and Means.
- KEEFE (James E.)—Rules; Social and Health Services; Transportation.
- LEE (Eleanor)—Local Government; Natural Resources; Transportation.
- LEWIS (R.H. "Bob")—Constitution and Elections; Energy and Utilities; Parks and Recreation.
- LYSEN (King)—Chairman: Labor; Energy and Utilities; Natural Resources.
- MARSH (Dan)—Chairman: Judiciary; Constitution and Elections; Ways and Means.
- MATSON (Jim)—Labor; Rules; Ways and Means.
- McDERMOTT (James A.)—Chairman: Education; Vice Chairman: Ways and Means; Labor; State Government.
- MOORE (Ray)—Vice Chairman: Social and Health Services; Labor; Local Government.
- MORRISON (Sid W.)—Commerce; Education; Labor; Ways and Means.
- NEWSCHWANDER (Charles E.)—Natural Resources; Rules; Ways and Means.
- NORTH (Lois)—Ecology; Energy and Utilities; Local Government.

- ODEGAARD (Gary M.)—Higher Education; Natural Resources; Rules; Ways and Means.
- PETERSON (Lowell)—Chairman: Natural Resources; Constitution and Elections; Transportation.
- PULLEN (Kent)—Constitution and Elections; Natural Resources; Social and Health Services.
- QUIGG (J. T.)—Commerce; Natural Resources; Parks and Recreation; Social and Health Services.
- RASMUSSEN (A.L. "Slim")—Chairman: State Government; Natural Resources; Ways and Means.
- RIDDER (Ruthe)—Education; Rules; Ways and Means.
- SCOTT (George W.)—Ecology; Higher Education; Ways and Means.
- SELLAR (George L.)—Labor; Local Government; Rules; Ways and Means.
- SHINPOCH (A. N. "Bud")—Vice Chairman: State Government; Higher Education; Ways and Means.
- TALLEY (Don L.)—Vice Chairman: Transportation; Local Government; Natural Resources; Rules.
- TALMADGE (Phil)—Vice Chairman: Judiciary; Education; Social and Health Services.
- VAN HOLLEBEKE (Ray)—Chairman: Commerce; Judiciary; Transportation.
- VOGNILD (Larry)—Vice Chairman: Labor; Natural Resources; Social and Health Services.
- von REICHBAUER (Peter)—Chairman: Parks and Recreation; Financial Institutions and Insurance; Higher Education; Transportation.
- WALGREN (Gordon L.)—Financial Institutions and Insurance; Rules; Ways and Means.
- WANAMAKER (F. "Pat")—Agriculture; Parks and Recreation; State Government; Transportation.
- WILLIAMS (Al)—Chairman: Ecology; Commerce; Energy and Utilities.
- WILSON (Bruce A.)—Chairman: Local Government; Agriculture; Energy and Utilities.
- WOJAHN (R. Lorraine)—Vice Chairman: Commerce; Parks and Recreation; Rules; Ways and Means.
- WOODY (Dianne H.)—Chairman: Constitution and Elections; Energy and Utilities; Judiciary; Parks and Recreation.

COMMITTEE APPOINTMENTS

—1979—

STATUTORY AND SELECT

ACTUARY, OFFICE OF, SPECIAL COMMITTEE
(RCW 44.44.010)

SENATORS

Marcus Gaspard
John D. Jones
Ruthe Ridder

REPRESENTATIVES

Scott Blair
Helen Sommers
Frank J. Warnke

ARTS COMMISSION, WASHINGTON STATE
(RCW 43.46.020)

SENATOR

James A. McDermott

REPRESENTATIVE

Joan Houchen

BUDGET COMMITTEE, LEGISLATIVE
(RCW 44.28.010)

SENATORS

George W. Clarke
Hubert F. Donohue
George Fleming
Jim Matson
Sid W. Morrison
Gary M. Odegaard
A. L. "Slim" Rasmussen
George L. Sellar

REPRESENTATIVES

Otto Amen
John A. Bagnariol
Scott Blair
Wayne Ehlers
S. E. "Sid" Flanagan
William Polk
Alan Thompson
Frank J. Warnke

COLUMBIA INTERSTATE COMPACT COMMISSION
(RCW 43.57.010)

SENATORS

Al Henry
Jim Matson

REPRESENTATIVES

Dennis L. Heck
Rolland Schmitt

CRIME INTELLIGENCE ADVISORY BOARD
(RCW 43.43.858)

SENATORS

Del Bausch
George W. Clarke
Jim Matson
A. L. "Slim" Rasmussen

REPRESENTATIVES

Alex A. Deccio
Wayne Ehlers
Walt O. Knowles
Earl F. Tilly

EDUCATION COMMISSION OF THE STATES
(RCW 28A.92.020)

SENATOR

Ruthe Ridder

REPRESENTATIVES

Rod Chandler
Phyllis K. Erickson

**ENERGY AND UTILITIES, JOINT COMMITTEE ON
(RCW 44.39.010)**

SENATORS

Max E. Benitz
R. Ted Bottiger
King Lysen

REPRESENTATIVES

R. M. "Dick" Bond
Ted Haley
Geraldine McCormick
Marion Kyle Sherman

**ETHICS BOARD, JOINT LEGISLATIVE
(RCW 44.60.020)**

SENATORS

Art Gallagher
H. A. "Barney" Goltz
George L. Sellar
Bruce A. Wilson

REPRESENTATIVES

W. H. "Bill" Fuller
William J. S. "Bill" May
Paul Pruitt
Roger Van Dyken

**GAMBLING COMMISSION, WASHINGTON STATE
(RCW 9.46.040)**

SENATORS

Ray Van Hollebeke
F. "Pat" Wanamaker

REPRESENTATIVES

Brad Owen
Gene Struthers

**HOME RULES COMMITTEE, JOINT
(SHB 76, CH. 194X, Laws of 1979)**

SENATORS

Paul Conner
Art Gallagher
Sam C. Guess
George L. Sellar
Bruce A. Wilson
Dianne H. Woody

REPRESENTATIVES

Donn Charnley
Avery Garrett
Frances C. North
Wilma Rosbach
Roger Van Dyken
Hal Zimmerman

**INSURANCE BOARD, STATE EMPLOYEES
(RCW 41.05.020)**

SENATOR

R. Lorraine Wojahn

REPRESENTATIVE

Jeff Douthwaite

**JAIL COMMISSION
(SSB 2505, CH. 232X, Laws of 1979)**

SENATORS

Jeannette Hayner
Bruce A. Wilson

REPRESENTATIVES

Mary Kay Becker
Eric J. Rohrbach

**JUDICIAL COUNCIL
(RCW 2.52.010)**

SENATORS

George W. Clarke
Dan Marsh
Ray Van Hollebeke
R. Lorraine Wojahn

REPRESENTATIVES

Irving Newhouse
Rick Smith
Earl F. Tilly
Chief Justice to appoint

**LEAP COMMITTEE
(RCW 44.48)**

SENATORS

Hubert F. Donohue
John D. Jones
Sid W. Morrison
A. L. "Slim" Rasmussen

REPRESENTATIVES

John A. Bagnariol
Gary A. Nelson
Joe Taller
Alan Thompson

**MUNICIPAL RESEARCH COUNCIL
(RCW 43.110.010)**

SENATORS

George Fleming
R. H. "Bob" Lewis
Lois North
Gordon L. Walgren

REPRESENTATIVES

Donn Charnley
Frances C. North
Eric J. Rohbach
Hal Zimmerman

**OCEANOGRAPHIC COMMISSION OF WASHINGTON
(RCW 43.94.020)**

SENATORS

Art Gallagher
A. L. "Slim" Rasmussen
Don L. Talley

REPRESENTATIVES

Mary Kay Becker
Ellen Craswell
Jerry L. Vrooman

**PERFORMING FESTIVAL ARTS STEERING COMMISSION —
INTERNATIONAL
(HB 376, CH. 197X - Laws of 1979)**

SENATORS

Alan Bluechel
A. N. "Bud" Shinpoch

REPRESENTATIVES

Duane Berentson
Frank J. Warnke

**SALMON ADVISORY COUNCIL
(RCW 75.18.110)**

SENATOR

Lowell Peterson

REPRESENTATIVE

John Martinis

APPENDIX
 STATUTE LAW COMMITTEE
 (RCW 1.08.001)

SENATORS

George W. Clarke
 Phil Talmadge

REPRESENTATIVES

Walt O. Knowles
 Irving Newhouse
 Rick Smith

SUNSET ACT, SELECT JOINT COMMITTEE, WASHINGTON
 (RCW 43.131.120)

SENATORS

William S. "Bill" Day
 Susan E. Gould
 F. "Pat" Wanamaker
 Bruce A. Wilson
 R. Lorraine Wojahn

REPRESENTATIVES

Otto Amen
 Wayne Ehlers
 Richard "Dick" King
 Earl F. Tilly
 George W. Walk

TRADE FAIRS, ADVISORY COUNCIL ON, INTERNATIONAL
 (RCW 43.31.090)

SENATORS

Hubert F. Donohue
 R. H. "Bob" Lewis

REPRESENTATIVES

John A. Bagnariol
 Duane Berentson

TRANSPORTATION COMMITTEE, LEGISLATIVE
 (RCW 44.40.010)

SENATORS

Paul Conner
 Sam C. Guess
 Frank "Tub" Hansen
 Lowell Peterson
 J. T. Quigg
 George L. Sellar
 Don L. Talley
 Ray Van Hollebeke
 Peter von Reichbauer
 Gordon L. Walgren
 F. "Pat" Wanamaker

LIAISON:

Del Bausch
 Marcus Gaspard
 Phil Talmadge

REPRESENTATIVES

Duane Berentson
 Donn Charnley
 Harold Clayton
 P. J. "Jim" Gallagher
 John Martinis
 Geraldine McCormick
 E. G. "Pat" Patterson
 Marion Kyle Sherman
 Gene Struthers
 Earl F. Tilly
 George W. Walk
 Simeon R. "Slim" Wilson

WASHINGTON/BRITISH COLUMBIA GOVERNMENTAL COOPERATION,
 JOINT LEGISLATIVE COMMITTEE ON
 (SCR 106)

SENATORS

George W. Clarke
 Bruce A. Wilson

REPRESENTATIVES

Helen Fancher
 Gary H. Scott

**SENATE BILLS PASSED BY SENATE AND HOUSE
SHOWING THE ACTION BY THE GOVERNOR THEREON**

—1979—

**FORTY-SIXTH LEGISLATURE
REGULAR AND FIRST EXTRAORDINARY SESSIONS**

<i>Senate Bill No.</i>	<i>Subject</i>	<i>Chapter Number</i>	<i>Date Signed</i>	<i>Effective Date</i>
2005	Liquor licenses, class H.....	87	3/23/79	9/ 1/79
Sub 2010	Housing authority senior citizen.....	187x	5/17/79	9/ 1/79
2015	Square dance, official dance.....	10x	4/17/79	9/ 1/79
Sub 2016	Handicap parking space/cards.....	26x	4/23/79	9/ 1/79
2021	Correctional institutions/contraband.....	121	3/26/79	3/26/79
2026	Public transportation, studies.....	59	3/21/79	6/ 7/79
Sub 2028	Telephone lines, police.....	28	3/13/79	3/13/79
Sub 2030	Sick leave, public employees.....	152	3/29/79	6/ 7/79
Sub 2032	Driver training schools.....	51x	4/25/79	9/ 1/79
2033	State purchasing.....	88	3/23/79	6/ 7/79
2040	Handicap parking license plates.....	27x	4/23/79	9/ 1/79
Sub 2042	Students/consular parents.....	19x	4/19/79	9/ 1/79
2045	Salmon guides exclusion.....	60	3/21/79	3/21/79
2053	Joint park, recreation districts.....	11x	4/17/79	4/17/79
Sub 2058	Public lands sale or lease.....	109x	5/ 2/79	9/26/79
2060	Health officers, vital statistics.....	52x	4/25/79	9/ 1/79
2062	Performing/visual arts centers.....	222x	6/15/79	9/ 1/79
2065	Urban arterial bonds.....	5	1/26/79	1/26/79
2066	Travel trailers, campers tax.....	123	3/26/79	6/ 7/79
2067	Driver licensing changes.....	61	3/29/79	6/ 7/79
2068	Habitual traffic offenders.....	62	3/21/79	6/ 7/79
2069	Vehicle license fees/refunds.....	120	3/26/79	6/ 7/79
Sub 2071	Motor vehicle dealer license.....	251x	6/21/79	9/ 1/79
2077	Utility service reduced rate.....	116	3/26/79	6/ 7/79
2078	Accident records—fee.....	34	3/16/79	6/ 7/79
2094	Motor vehicle operator instruction permit.....	120	3/26/79	6/ 7/79
Sub 2095	Superior court judges.....	202x	5/24/79	* **
	*Part, 1-1-80; part, 1-1-81			
Sub 2097	Mopeds.....	213x	6/ 4/79	9/ 1/79
2101	Veterans, size of estates.....	64	3/21/79	6/ 7/79
2102	State soldiers' home.....	65	3/21/79	6/ 7/79
2106	Personal property exemption.....	65x	4/26/79	9/ 1/79
2111	Timber taxation.....	6	3/ 1/79	3/ 1/79
Sub 2117	Sewage improvement district.....	35	3/16/79	3/16/79
Sub 2118	Agency/interlocal cooperation.....	36	3/16/79	6/ 7/79
2119	Business corporation act.....	16	3/ 7/79	6/ 7/79
2121	Embalmers eye removal.....	37	3/16/79	6/ 7/79
2124	Food fish, shellfish sellers.....	66	3/21/79	6/ 7/79
2130	ESD's services to schools.....	66x	4/26/79	9/ 1/79
2131	Food commodities appropriation.....	20x	4/19/79	9/ 1/79
Sub 2132	Funds, school buildings.....	89	3/23/79	6/ 7/79
2136	Multistate dental license.....	38	3/16/79	6/ 7/79
2138	Counterfeit controlled substance unlawful.....	67	3/21/79	3/21/79
Sub 2140	Scholarships/performing arts.....	1x	4/13/79	9/ 1/79
Sub 2141	Practice of pharmacy.....	90	3/23/79	6/ 7/79
Sub 2142	Physical damage to animals.....	145	3/27/79	6/ 7/79
2143	School district directors.....	183x	5/14/79	9/ 1/79
Sub 2144	Rewards/counties, state.....	53x	4/25/79	9/ 1/79
2147	Food donations liability.....	115	3/26/79	6/ 7/79

**Partial veto

Senate Bill No.	Subject	Chapter Number	Date Signed	Effective Date
Sub 2148	Supplemental budget	15	3/ 2/79	3/ 2/79
Sub 2149	Bilingual instruction	95	3/23/79	6/ 7/79
2155	Schools nonprofit meals.....	58	3/19/79	6/ 7/79
Sub 2158	Conservation rights/conveyances	21x	4/19/79	4/19/79
2159	DNR sales exchanges.....	54	3/19/79	3/19/79
Sub 2161	Small public works projects.....	89x	4/26/79	9/ 1/79**
2173	Superior court commissioners.....	54x	4/25/79	9/ 1/79
2175	Criminal justice commission.....	55x	4/25/79	9/ 1/79
2176	State debts—limitations	204x	5/25/79	9/ 1/79
2178	Standby guardians	32	3/16/79	6/ 7/79
2179	Law enforcement, parks.....			Vetoed
2180	Agricultural activities	122	3/26/79	6/ 7/79
Sub 2181	Inheritance taxes	209x	5/29/79	5/29/79
Sub 2182	Gift taxes	210x	5/29/79	1/ 1/80
Sub 2184	Recycling facilities bonds.....	68	3/21/79	6/ 7/79
2186	Utility pole attachments.....	33	3/16/79	6/ 7/79
2191	Geothermal resources rights.....	2x	4/13/79	9/ 1/79
Sub 2192	Sick leave remuneration.....	150x	5/10/79	9/ 1/79
Sub 2194	Higher education public works bids	12x	4/17/79	9/ 1/79
Sub 2197	Uranium/thorium milling	110x	5/ 2/79	9/ 1/79
2206	Commercial feed inspections.....	91	3/23/79	1/ 1/80
2218	DNR—local government—planning	56x	4/25/79	9/ 1/79
2221	Medical malpractice records.....	17	3/ 7/79	6/ 7/79
2224	Volunteer firemen's pensions.....	157x	5/11/79	9/ 1/79
Sub 2226	Port district—property	72	3/21/79	3/24/79
2233	Small loan companies.....	18	3/ 7/79	6/ 7/79
2242	State boards/governor membership.....	57x	4/25/79	9/ 1/79
Sub 2243	Higher education facilities bond issue.....	223x	6/15/79	6/15/79
Sub 2244	Fisheries facilities, bond issue.....	224x	6/15/79	6/15/79
Sub 2249	Fire service training center bonds.....	225x	6/15/79	6/15/79
Sub 2250	Community colleges bond issue.....	226x	6/15/79	6/15/79
Sub 2251	Social/health services bonds.....	252x	6/21/79	6/21/79
Sub 2252	Transportation supplemental budget.....	30	3/13/79	3/13/79
Sub 2254	Agriculture laws update.....	154	3/29/79	6/ 7/79**
Sub 2255	Pesticide control law update.....	146	3/27/79	6/ 7/79
2256	Investments, custody/funds.....	119	3/26/79	6/ 7/79
Sub 2265	Pesticides application revision.....	92	3/23/79	6/ 7/79
Sub 2273	Trust funds superior court.....	227x	6/15/79	9/ 1/79
Sub 2274	County treasurers investing.....	57	3/19/79	6/ 7/79
Sub 2275	Horse racing—revisions	31	3/16/79	3/16/79
2277	Bus stop signs.....	69	3/21/79	6/ 7/79
Sub 2284	Harbor areas leasing.....	97x	4/30/79	4/30/79
2290	DOT, powers, duties.....	58x	4/25/79	9/ 1/79
Sub 2291	State highway fund expenditure.....	39	3/16/79	6/ 7/79
2295	Obsolete funds, accounts.....	67x	4/26/79	9/ 1/79
2296	Department of veterans affairs.....	59x	4/25/79	9/ 1/79
2297	Higher education assistance authority.....	60x	4/25/79	9/ 1/79
Sub 2301	Personal services contracts.....	61x	4/25/79	9/ 1/79
Sub 2304	Special fuel tax, regulation.....	40	3/16/79	6/ 7/79
2305	Escrow agents, bond/insurance.....	70	3/21/79	6/ 7/79
Sub 2306	Franchise investment protection.....	13x	4/17/79	9/ 1/79
Sub 2308	Emergency medical services.....	261x	6/25/79	9/ 1/79**
Sub 2310	State treasurer wage payments to financial institutions	93	3/23/79	6/ 7/79
2311	Credit unions certain powers.....	98x	4/30/79	9/ 1/79
2314	Securities act modified.....	68x	4/26/79	9/ 1/79
Sub 2317	Workers compensation	151x	5/10/79	5/10/79
2321	Game department materials fee.....	56	3/19/79	6/ 7/79

**Partial veto

<i>Senate Bill No.</i>	<i>Subject</i>	<i>Chapter Number</i>	<i>Date Signed</i>	<i>Effective Date</i>
Sub 2336	Nursing home resident care..... *Part, 5-30-79; part, 1-1-80	211x	5/30/79	*
Sub 2337	Medical care claims fraud.....	152x	5/10/79	9/ 1/79
2338	Nursing home patients.....	228x	6/15/79	9/ 1/79
2339	Nursing homes assistants.....	114	3/26/79	6/ 7/79
2354	Bids, highway projects.....	69x	4/26/79	9/ 1/79
2355	Osteopaths regulations.....	117	3/26/79	6/ 7/79
Sub 2357	Outdoor recreation facility bonds.....	229x	6/15/79	6/15/79
Sub 2361	State government projects bonds.....	230x	6/15/79	6/15/79
2362	Rentals/condominium, child status.....	70x	4/26/79	9/ 1/79
2366	Lake Forest park harbor line.....	19	3/ 7/79	6/ 7/79
Sub 2374	Residential property tax exemption.....	214x	6/ 4/79	9/ 1/79
Sub 2375	Sheriffs—civil service.....	153x	5/10/79	9/ 1/79
Sub 2376	Local improvement guaranty fund.....	55	3/19/79	6/ 7/79
2378	Pensions court-ordered payments.....	205x	5/25/79	5/25/79
2385	Funeral costs disclosure.....	62x	4/25/79	9/ 1/79
Sub 2388	Food, shellfish privilege fees.....	203x	5/24/79	9/ 1/79
Sub 2393	Noxious weeds spread prevention.....	118	3/26/79	3/26/79
2398	Expense payment/lost warrants.....	71x	4/26/79	9/ 1/79
2399	County prisoners and reimbursement.....	147	3/27/79	3/27/79
2402	Industrial insurance payment recovery.....	231x	6/15/79	6/15/79
2403	Municipal corporation services rendered.....	71	3/21/79	6/ 7/79
2406	Displaced homemaker act.....	73	3/21/79	6/ 7/79
Sub 2411	Counties/actions for damages.....	72x	4/26/79	9/ 1/79
Sub 2415	Mental illness/commitment.....	215x	6/ 4/79	9/ 1/79
2417	Victims of crimes restitution.....	29	3/13/79	6/ 7/79
Sub 2422	Professional discipline.....	111x	5/ 2/79	9/ 1/79
2430	PERC/DOT labor disputes.....	73x	4/26/79	9/ 1/79
Sub 2434	Educational services registration act.....	188x	5/17/79	1/ 1/80
Sub 2439	Fisheries violations.....	99x	4/30/79	9/ 1/79
Sub 2442	Governor's energy emergency powers.....	158x	5/11/79	9/ 1/79
Sub 2451	Tuition, fee waivers higher education.....	262x	6/25/79	9/ 1/79**
2462	Investments state funds.....	154x	5/10/79	9/ 1/79
2466	Civil actions, procedures.....	264x	6/25/79	9/ 1/79
2467	Driver's license, revocation, suspension.....	74x	4/26/79	9/ 1/79
2468	Drivers—police stop orders.....	75x	4/26/79	9/ 1/79
2474	State building code updated.....	76x	4/26/79	9/ 1/79
2479	Bank investments.....	124	3/26/79	6/ 7/79
Sub 2482	Partnership regulations.....	22x	4/19/79	7/ 1/79
2486	Apple commission assessments.....	20	3/ 7/79	6/ 7/79
2492	Telephone service/the deaf.....	63x	4/25/79	9/ 1/79
2502	Medal of honor license plate.....	77x	4/26/79	9/ 1/79
Sub 2504	Water supply facilities, drought.....	263x	6/25/79	6/25/79**
Sub 2505	Jail facilities bond issue.....	232x	6/15/79	6/15/79
2506	Mandating retirement.....	159x	5/11/79	9/ 1/79
2508	Insurance premium taxes.....	233x	6/15/79	9/ 1/79
2511	Recycling litter control.....	94	3/23/79	3/23/79
Sub 2532	Hospital districts mortgages.....	155x	5/10/79	9/ 1/79
2562	Registration transfers.....	96	3/23/79	6/ 7/79
2565	Polling places/handicapped.....	64x	4/25/79	9/ 1/79
2569	Reciprocal surcharge camping.....	153	3/29/79	6/ 7/79
2602	Beer, wine distribution liquor sales.....	23x	4/19/79	9/ 1/79
2nd Sub 2610	TESC masters degree enrollment.....	78x	4/26/79	9/ 1/79
2630	Buena camp migrant housing.....	79x	4/26/79	4/26/79
Sub 2639	Water supply facilities, public..... *Effective upon approval by voters	234x	6/15/79	*
Sub 2685	Public disclosure.....	265x	6/25/79	9/ 1/79
Sub 2709	Basic education..... *Part, 5-1-79; part, 7-1-79; part, 8-15-79	250x	6/15/79	* **

**Partial veto

<i>Senate Bill No.</i>	<i>Subject</i>	<i>Chapter Number</i>	<i>Date Signed</i>	<i>Effective Date</i>
2727	Arson reporting immunity act.....	80x	4/26/79	9/ 1/79
2736	State recreation guide.....	24x	4/19/79	9/ 1/79
Sub 2744	Student financial aid program.....	235x	6/15/79	9/ 1/79
2753	Public assistance vendors.....	81x	4/26/79	9/ 1/79
2763	Judgments, effective, revival.....	236x	6/15/79	9/ 1/79
2765	Schools, funds apportionment.....	237x	6/15/79	9/ 1/79
Sub 2768	Procedures families conflict.....	155	3/29/79	6/ 7/79**
Sub 2791	Agriculture	238x	6/15/79	6/15/79
Sub 2794	Water and water rights revision.....	216x	6/ 4/79	6/ 4/79
Sub 2798	Employment agency advisory board—sunset.....	82x	4/26/79	9/ 1/79
2852	Uniformed personnel, impasse.....	184x	5/14/79	5/14/79
2905	Electricians—licensing	156x	5/10/79	9/ 1/79
2923	Vietnam veterans tuition, fees.....	83x	4/26/79	9/ 1/79
2925	Expo 74 site city of Spokane.....	25x	4/20/79	9/ 1/79
Sub 2929	Taxation revisions	266x	6/25/79	9/ 1/79
2nd Sub 2944	Vocational-technical salaries	206x	5/25/79	5/25/79
Sub 2952	Pilots/licensure	207x	5/25/79	9/ 1/79
Sub 2957	DOT, property disposal	189x	5/17/79	7/ 1/79
Sub 2958	Hood Canal bridge.....	84x	4/26/79	4/26/79
Sub 2964	Higher education facilities bond issue.....	253x	6/21/79	6/21/79
Sub 2967	Forest fire protection funds.....	208x	5/25/79	5/25/79
Sub 2976	Energy conservation program.....	239x	6/15/79	***
	***Implementing language for SSJR 120.			
	If ratified by voters, date of ratification effective date			
Sub 2979	Energy facility site permits.....	254x	6/21/79	6/21/79
Sub 2993	Public utility districts.....	240x	6/15/79	9/ 1/79
Sub 3008	State officials salaries.....	255x	6/21/79	7/ 1/79
Sub 3022	Found, unclaimed property.....	85x	4/26/79	9/ 1/79
2nd Sub 3033	Irrigation districts	185x	5/14/79	5/14/79
Sub 3034	Columbia river toll bridge.....	212x	5/30/79	5/30/79
Sub 3066	OFM, revenue, auditor duties.....	86x	4/26/79	9/ 1/79
3077	Photo ID drivers license.....	87x	4/26/79	9/ 1/79
Sub 3100	Vessels	74	3/21/79	6/ 7/79
Sub 3101	School facilities bond issue.....	241x	6/15/79	6/15/79
3115	Higher education insurance.....	88x	4/26/79	9/ 1/79
3117	Residential schools education program.....	217x	6/ 4/79	9/ 1/79
Sub 3126	Manicurists licenses	242x	6/15/79	9/ 1/79
Sub 3129	Performing arts centers.....	260x	6/25/79	6/25/79

**Partial veto

**SENATE MEMORIALS AND RESOLUTIONS PASSED
BY THE SENATE AND HOUSE**

—1979—

**FORTY-SIXTH LEGISLATURE
REGULAR AND FIRST EXTRAORDINARY SESSIONS**

SENATE JOINT MEMORIALS

<i>Number</i>	<i>Subject</i>
107	BPA pilot development plants

SENATE JOINT RESOLUTIONS

Sub 110	Annual legislative sessions
112	Legislators civil service
Sub 120	Public utilities loan money

SENATE CONCURRENT RESOLUTIONS

101	Legislature organized, governor notified
102	Bills consideration, cutoff
106	Washington/British Columbia cooperation legislative committee
110	Legislatures conference 1982
112	State transportation policy
114	Bills, transmittal, retention
115	Legislature organized, governor notified—first extraordinary session
117	Status of bills, session conclusion

HOUSE BILLS PASSED BY SENATE AND HOUSE SHOWING THE ACTION BY THE GOVERNOR THEREON

—1979—

FORTY-SIXTH LEGISLATURE REGULAR AND FIRST EXTRAORDINARY SESSIONS

House Bill No.	Subject	Chapter Number	Date Signed	Effective Date
Sub 1	Razor clamming licenses.....	243x	6/15/79	7/ 1/79
	4 Adoption birth certificate.....	101x	4/30/79	9/ 1/79
	6 Locomotive operator license.....	75	3/21/79	6/ 7/79
Sub 16	Senior citizen programs.....	109	3/26/79	6/ 7/79
	18 Uniform child custody.....	98	3/23/79	6/ 7/79
Sub 22	Power of arrest/traffic law.....	28x	4/23/79	9/ 1/79
	25 Dog bite liability.....	148	3/29/79	6/ 7/79
	26 Highways, environment repealer.....	7	3/ 2/79	6/ 7/79
Sub 29	Joint legislative, agency rules.....			Vetoed
	30 Criminal cost bills.....	129	3/26/79	6/ 7/79
	33 Secretary of state, fees.....	133x	5/ 7/79	9/ 1/79
	41 Local fire protection contracts.....	102x	4/30/79	9/ 1/79
	44 Hunt/fish license, issuing fees.....	3x	4/13/79	9/ 1/79
	48 Small irrigation districts.....	4x	4/13/79	9/ 1/79
	50 Land owners limited liability.....	53	3/19/79	6/ 7/79
Sub 56	Local government self-insurance.....	256x	6/21/79	9/ 1/79
Sub 57	Local officials, election.....	126x	5/ 4/79	9/ 1/79
	58 Motion picture exhibits, bids.....	29x	4/23/79	9/ 1/79
	65 Columbus Day recognized.....	77	3/21/79	6/ 7/79
	66 Correcting a mistake, RCW 6.36.035.....	97	3/23/79	6/ 7/79
	69 WSU, forest tree nursery.....	52	3/19/79	6/ 7/79
Sub 76	Home rule local government clarify.....	194x	5/25/79	9/ 1/79
Sub 77	Special purpose districts, inactive.....	5x	4/13/79	9/ 1/79
Sub 78	Special purpose districts.....	30x	4/23/79	9/ 1/79
Sub 79	Surplus reading material.....	134x	5/ 7/79	9/ 1/79
Sub 80	Institutional industries.....	160x	5/11/79	9/ 1/79
Sub 82	Cemetery prearranged contracts.....	21	3/13/79	6/ 7/79
	86 Regulating debt adusters.....	156	3/30/79	6/30/79
Sub 88	Screening for scoliosis.....	47	3/19/79	6/ 7/79
Sub 92	Industrial insurance eligibility.....	128	3/26/79	6/ 7/79
Sub 96	Ride sharing operations.....	111	3/26/79	6/ 7/79
Sub 97	Farm vehicles carrier exempt.....	6x	4/13/79	9/ 1/79
Sub 99	Prospective jurors selection.....	135x	5/ 7/79	9/ 1/79
	100 State route 27/Pullman.....	195x	5/25/79	9/ 1/79
	101 Traffic offenses—decriminal.....	136x	5/ 7/79	7/ 1/79
Sub 109	Insurance policy/cancel.....	133	3/28/79	6/ 7/79
Sub 112	Sunset review schedule.....	99	3/23/79	3/23/79
	113 Vocational rehabilitation purchases.....	14x	4/17/79	4/17/79
	114 Handicap parking privileges.....	7x	4/13/79	9/ 1/79
Sub 125	Dependent children support.....	171x	5/14/79	9/ 1/79
	126 Term papers sale.....	43	3/19/79	6/ 7/79
	127 Sunset Act of 1977.....	22	3/13/79	6/ 7/79
Sub 133	Special districts bids.....	137x	5/ 7/79	9/ 1/79
Sub 139	Special districts compensation plan.....	23	3/13/79	6/ 7/79
	140 Port district levy flexibility.....	76	3/21/79	6/ 7/79
	141 Proportional registration.....	134	3/28/79	6/ 7/79
Sub 144	State institution/local government reimbursement.....	108x	4/30/79	9/ 1/79
	149 County law library.....	126	3/26/79	3/26/79
	155 Financial responsibility/bankruptcy.....	78	3/21/79	6/ 7/79
Sub 156	Fiscal notes/legislation.....	112x	5/ 2/79	6/ 7/79
Sub 163	Veterinary board lay member.....	31x	4/23/79	9/ 1/79

**Partial Veto

House Bill No.	Subject	Chapter Number	Date Signed	Effective Date
164	Motor vehicles revisions.....	113x	5/ 2/79	9/ 1/79
Sub 175	Salmon licenses extended limit.....	135	3/28/79	6/ 7/79
178	DNR services available.....	100	3/23/79	6/ 7/79
Sub 186	Christmas trees, exporting.....	32x	4/23/79	9/ 1/79
187	DNR surplus land.....	24	3/13/79	6/ 7/79
Sub 188	Snag removal fire protection.....	8x	4/13/79	9/ 1/79
191	School district bonds.....	257x	6/21/79	9/ 1/79**
Sub 194	Budgets/programs/schools			Vetoed
Sub 195	Savings and loan associations.....	113	3/26/79	6/ 7/79
196	Interest proportional registration.....	149x	5/10/79	9/ 1/79
Sub 201	Students, residential status.....	15x	4/17/79	9/ 1/79
2nd Sub 204	Criminal justice division.....	79	3/21/79	3/21/79
Sub 219	Basic science law	114x	5/ 2/79	9/ 1/79
226	Tuition/fees reciprocity	80	3/21/79	6/ 7/79
Sub 227	School district levies.....	172x	5/14/79	9/ 1/79
229	Public livestock markets.....	91x	4/27/79	9/ 1/79
230	Certificated feed lots.....	81	3/21/79	3/21/79
Sub 247	Commission merchants revision	115x	5/ 2/79	9/ 1/79
Sub 248	Real estate—executive sessions.....	42	3/19/79	6/ 7/79
Sub 249	National health act—1974.....	161x	5/11/79	*
	*Part, 9-1-79; part, 1-1-80			
Sub 254	Public assistance fair hearings.....	92x	4/27/79	9/ 1/79
Sub 259	Controlled substances research.....	136	3/28/79	3/28/79
Sub 262	Death certificates	162x	5/11/79	9/ 1/79
Sub 264	Life sustaining medical procedures.....	112	3/26/79	6/ 7/79
279-	Small civil claims.....	102	3/23/79	5/ 1/79
Sub 280	Contractors requirements, penalties.....	116x	5/ 2/79	1/ 1/80
288	Nonpolluting fuel use.....	48	3/19/79	7/ 1/79
Sub 291	Tax laws miscellaneous revisions.....	95x	4/27/79	*
	*Part, 4-27-79; remainder, 9-1-79			
Sub 295	National guard scholarships.....	90x	4/27/79	9/ 1/79
Sub 298	Controlling vehicle emissions.....	163x	5/11/79	9/ 1/79
Sub 302	Tax rates, exemptions, deductions.....	196x	5/25/79	7/ 1/79
307	Crimes classification	244x	6/15/79	9/ 1/79
308	Unclaimed property modified	117x	5/ 2/79	9/ 1/79
Sub 311	Criminal justice costs/assessment.....	164x	5/11/79	7/ 1/79
Sub 319	Higher education employees tuition.....	82	3/21/79	6/ 7/79
320	106% levy limit extended.....	218x	6/ 4/79	6/ 4/79
Sub 328	Energy facilities site locations.....	41	3/16/79	3/16/79
330	Game licenses by fraud.....	127x	5/ 4/79	9/ 1/79
Sub 333	Salmon charter boat restrictions.....	101	3/23/79	1/ 1/80
335	New community college district.....			Vetoed
338	Marriage—legal requirements	128x	5/ 4/79	9/ 1/79
341	Double amendment correction RCW 18.....	25	3/13/79	3/13/79
342	Double amendment correction RCW 21.....	8	3/ 2/79	3/ 2/79
343	Double amendment correction RCW 27.....	9	3/ 2/79	3/ 2/79
344	Double amendment correction RCW 43.....	10	3/ 2/79	3/ 2/79
345	Double amendment correction RCW 46.....	11	3/ 2/79	3/ 2/79
346	Double amendment correction RCW 82.....	12	3/ 2/79	3/ 2/79
347	Double amendment correction RCW 84.....	13	3/ 2/79	3/ 2/79
348	Double amendment correction RCW 28.....	14	3/ 2/79	3/ 2/79
351	Agricultural commodity assessment fee.....	93x	4/27/79	9/ 1/79
Sub 352	Parent-child relationships	165x	5/11/79	3/11/79
358	Community colleges, fee waivers.....	148x	5/10/79	9/ 1/79
365	Credit unions satellite facilities.....	137	3/28/79	6/ 7/79
Sub 367	Education board, school boards, duties.....	173x	5/14/79	9/ 1/79
376	Pacific Northwest festival facility.....	197x	5/25/79	5/25/79
380	State highway routes.....	33x	4/23/79	9/ 1/79
Sub 398	Higher education—governance	103x	4/30/79	9/ 1/79

**Partial veto

APPENDIX

House Bill No.	Subject	Chapter Number	Date Signed	Effective Date
Sub 402	Irrigation funds	83	3/21/79	6/ 7/79
413	School district real property sales.....	16x	4/17/79	9/ 1/79
415	Local assessment, appeals	100x	4/30/79	9/ 1/79
2nd Sub 418	Sexual assault victims act.....	219x	6/ 4/79	9/ 1/79
419	U of W faculty center/liquor license.....	104x	4/30/79	9/ 1/79
424	Court filing fee negotiations.....	129x	5/ 4/79	9/ 1/79
Sub 425	Civil actions arbitration.....	103	3/23/79	7/ 1/79
433	Water pollution control.....	267x	6/25/79	9/ 1/79**
Sub 437	Educational clinic act changes.....	174x	5/14/79	9/ 1/79
Sub 438	Domestic violence law enforcement.....	105x	4/30/79	9/ 1/79
441	UTC regulation, penalty fees.....	198x	5/25/79	9/ 1/79
Sub 446	Water use permits.....	166x	5/11/79	9/ 1/79
450	Nurses continuing education.....	106x	4/30/79	9/ 1/79
455	Employee welfare trust funds.....	34x	4/23/79	9/ 1/79
Sub 459	Insurance fees, taxes refunds.....	130x	5/ 4/79	9/ 1/79
460	Specialized forest products.....	94x	4/27/79	9/ 1/79
Sub 480	Discrimination, handicaps	127	3/26/79	6/ 7/79
Sub 481	Property sale documents	107x	4/30/79	9/ 1/79
482	Savings banks certificate deposit.....	51	3/19/79	6/ 7/79
Sub 486	Shorelines second class sale.....	150	3/29/79	6/ 7/79
491	Senior citizens' services.....	147x	5/ 9/79	7/ 1/79
Sub 500	State retirement benefits.....	96x	4/30/79	4/30/79
Sub 502	Immunization of children.....	118x	5/ 2/79	9/ 1/79*
	*Part, 9-1-80			
Sub 504	Disabled veterans park passes.....	131x	5/ 4/79	9/ 1/79
516	Omnibus, capital budget.....	270x	6/25/79	7/ 1/79**
2nd Sub 527	Search and rescue compensation.....	268x	6/25/79	9/ 1/79
Sub 535	Nonprofits shipping association.....	138x	5/ 7/79	9/ 1/79
Sub 546	Examiners for insurers.....	35x	4/23/79	9/ 1/79
Sub 551	Shelters domestic violence.....	245x	6/15/79	9/ 1/79
571	Criminal records privacy act.....	36x	4/23/79	9/ 1/79
Sub 574	Bonds water supply facility.....	258x	6/21/79	9/ 1/79
576	Apprenticeship council.....	37x	4/23/79	9/ 1/79
585	Forest products institute.....	50	3/19/79	6/ 7/79
588	Limited licenses insurance	138	3/28/79	6/ 7/79
602	CPA's audit insurance examination.....	139	3/28/79	6/ 7/79
612	Permanent partial disability.....	104	3/23/79	3/23/79
Sub 617	Tax relief farmlands.....	84	3/21/79	6/ 7/79
Sub 619	Drugs	139x	5/ 7/79	5/ 7/79
622	Motor vehicle excise tax bond retirement.....	175x	5/14/79	*
	*Part, 5/14/79; part, 1-1-80			
Sub 624	Controlled substances prescription.....	119x	5/ 2/79	5/ 2/79
630	Public works reserve fund.....	38x	4/23/79	9/ 1/79
636	Aircraft noise impact.....	85	3/21/79	6/ 7/79
645	Community education programs.....	120x	5/ 2/79	9/ 1/79
650	Unemployment compensation penalties.....	190x	5/17/79	9/ 1/79
Sub 663	Remediation assistance	149	3/29/79	6/ 7/79
Sub 665	Alcohol, traffic offenders.....	176x	5/14/79	*
	*Part, 9-1-79; part, 1-1-80			
666	Student transfer food services.....	140x	5/ 7/79	5/ 7/79
668	Employment security records.....	177x	5/14/79	9/ 1/79
677	Sheriff clothing allowance.....	132	3/26/79	6/ 7/79
689	Litter control violators.....	39x	4/23/79	9/ 1/79
691	WSU extension employees.....	9x	4/13/79	4/13/79
Sub 697	Replevin law revised.....	132x	5/ 4/79	9/ 1/79
Sub 704	DWI regulations revised.....			Vetoed
Sub 706	Small claims settlement.....	167x	5/11/79	9/ 1/79
Sub 729	Panel medicine plans.....	125	3/26/79	6/ 7/79
735	Insurance contracts, nonforfeiture.....	157	3/30/79	6/ 7/79**

**Partial veto

House Bill No.	Subject	Chapter Number	Date Signed	Effective Date
Sub 740	Bond issue handicapped facilities.....	221x		*
	*Effective upon approval of voters			
Sub 749	Spokane river toll bridge.....	131	3/26/79	3/26/79
750	Trails, paths—program funds.....	121x	5/ 2/79	9/ 1/79
Sub 751	Highway priority programming.....	122x	5/ 2/79	9/ 1/79
754	Workers' compensation payments adjusting.....	108	3/26/79	6/ 7/79
Sub 755	Abandoned vehicles, removal.....	178x	5/14/79	5/14/79
759	Libraries, recruitment expenses.....	40x	4/23/79	9/ 1/79
Sub 768	Higher education retirement plans.....	259x	6/21/79	6/21/79
Sub 774	Stolen goods pawn broker, fee.....	41x	4/23/79	9/ 1/79
778	Agricultural coops voting, dissolved.....	86	3/21/79	6/ 7/79
781	Geoducks, clams, licenses.....	141x	5/ 8/79	5/ 8/79
788	Banks, trusts, fiduciaries.....	105	3/23/79	6/ 7/79
Sub 791	Retirement, public service.....	249x	6/15/79	6/15/79**
795	Charitable gift annuities.....	130	3/26/79	6/ 7/79
Sub 796	Hydroplane races admission.....	26	3/13/79	6/ 7/79
802	Debenture company definition.....	140	3/28/79	6/ 7/79
Sub 803	Guidelines issued shares.....	106	3/23/79	6/ 7/79
806	Cease and desist mutual savings banks.....	46	3/19/79	6/ 7/79
808	Trust business deposit.....	45	3/19/79	6/ 7/79
Sub 815	Prescription drugs substitutions.....	110	3/26/79	6/ 7/79
845	Insurance licenses.....	269x	6/25/79	4/ 1/80
846	Revenue department statutory references.....	107	3/23/79	3/23/79
847	DSHS, statutory references.....	141	3/28/79	3/28/79
848	OFM, statutory references.....	151	3/29/79	3/29/79**
849	Licensing department, statutory references.....	158	3/30/79	3/30/79**
860	Boundary review guidelines.....	142x	5/ 8/79	9/ 1/79
862	Hospital trustees travel reimbursement.....	17x	4/17/79	9/ 1/79
Sub 871	DOT budgets.....	168x	5/11/79	5/11/79
Sub 872	DOT/motor vehicle fund appropriations.....	169x	5/11/79	5/11/79
874	Forest fire advisory board.....	49	3/19/79	6/ 7/79
875	Banks, trust company real estate.....	142	3/28/79	6/ 7/79
888	Rehabilitation center use.....	42x	4/23/79	9/ 1/79
Sub 907	Peoples Lodge ownership.....	246x	6/15/79	9/ 1/79
Sub 912	Solar easements.....	170x	5/11/79	9/ 1/79
913	Aquaculture land/leases.....	123x	5/ 2/79	9/ 1/79
923	Public employment relations commission.....	146x	5/ 8/79	9/ 1/79**
933	Public hospital districts.....	143x	5/ 8/79	9/ 1/79
952	Adverse claim honoring.....	143	3/28/79	6/ 7/79
954	Cities—annexation debts airports.....	124x	5/ 2/79	9/ 1/79
Sub 962	Fishing vessel—buyback.....	43x	4/23/79	9/ 1/79
Sub 972	Cities, fire protection districts.....	179x	5/14/79	9/ 1/79
983	Community college leaves, costs.....	44	3/19/79	6/ 7/79
989	UTC lease approval, facility.....	125x	5/ 2/79	9/ 1/79
Sub 1013	Cogeneration tax credits.....	191x	5/17/79	9/ 1/79
Sub 1018	Group life insurance association.....	44x	4/23/79	9/ 1/79
Sub 1031	Transportation studies.....	192x	5/17/79	*
	*Part, 7-1-79; part, 1-1-80			
Sub 1032	SR 90, bonds, appropriation.....	180x	5/14/79	5/14/79
Sub 1033	Hood Canal bridge.....	27	3/13/79	3/13/79
Sub 1034	Cities, highway improvements.....	181x	5/14/79	7/ 1/79
Sub 1045	CETA, retirement eligibility.....	45x	4/23/79	7/ 1/79
Sub 1057	Service purchase contracts.....	46x	4/23/79	4/23/79
Sub 1064	Sick leave account funding.....	247x	6/15/79	9/ 1/79
Sub 1075	Thermal power plants/audits.....	220x	6/ 4/79	9/ 1/79**
1114	Sessions laws appropriation.....	144	3/28/79	3/28/79
1115	Environmental hearing office.....	47x	4/23/79	9/ 1/79
Sub 1121	Insurance revisions.....	199x	5/25/79	9/ 1/79**

**Partial veto

<i>House Bill No.</i>	<i>Subject</i>	<i>Chapter Number</i>	<i>Date Signed</i>	<i>Effective Date</i>
Sub 1126	Legislative convening dates.....	48x	4/23/79	*
	*If SJR 110 is ratified by voters			
1133	Continuing political funds.....	50x	4/23/79	9/ 1/79
1175	Claims against state settlement.....	144x	5/ 8/79	9/ 1/79
Sub 1176	Federal lands jurisdiction.....	49x	4/23/79	9/ 1/79
1207	Day care demonstration project.....	248x	6/15/79	9/ 1/79
2nd Sub 1239	Emergency medical services levy.....	200x	5/25/79	9/ 1/79
1241	Open space, parks, exemption.....	193x	5/17/79	9/ 1/79
Sub 1258	Juvenile truancy	201x	5/25/79	9/ 1/79
Sub 1281	Snowmobiles regulated	182x	5/14/79	9/ 1/79**
Sub 1308	Mobile home landlord-tenant.....	186x	5/15/79	9/ 1/79**
1325	Optional municipal code.....	18x	4/17/79	9/ 1/79
Sub 1347	Mental health services, fees.....	145x	5/ 8/79	9/ 1/79

**Partial veto

**HOUSE MEMORIALS AND RESOLUTIONS PASSED
BY THE SENATE AND HOUSE
—1979—**

**FORTY-SIXTH LEGISLATURE
REGULAR AND FIRST EXTRAORDINARY SESSIONS**

HOUSE JOINT MEMORIALS

<i>Number</i>	<i>Subject</i>
3	Sugar beet price support
16	Gasohol production

HOUSE CONCURRENT RESOLUTIONS

1	Joint session—Governor's message
5	Deceased legislator's memorial
15	Adjournment—Governor notified
16	Legislative bills—reintroduction
17	Bills consideration, cutoff
19	Amending HJR 17
20	Memorial Day recess
21	Adjournment—Governor notified

INDEX

**TITLE AND HISTORY OF SENATE AND HOUSE BILLS,
MEMORIALS AND RESOLUTIONS**

ALSO

TOPICAL INDEX

TITLE AND HISTORY OF SENATE BILLS

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
Initiative 61. Shall a system requiring a minimum five cent refund on sales of beer, malt and carbonated beverage containers be established?	522	683	.....
Initiative 62. Shall state tax revenues be limited so that increases do not exceed the growth rate of total state personal income?...	194	.....	.....
2001. Senators Rasmussen, Guess, Conner and Wojahn: Revising the retired persons' property tax exemption.	57	.....	.....
2002. Senator Talley: Electing county commissioners by district.	57	.....	.....
2003. Senators Van Hollebeke and Conner: Authorizing the governor to take office on the second Monday of December.	57	.....	.....
2004. Senator Van Hollebeke: Modifying the law on the board of prison terms and paroles.....	57	497	.....
2005. Senators Van Hollebeke, Quigg, Conner, Woody and Wojahn: Modifying the limitation on the number of class H liquor licenses.....	58	227	381
2006. Senators Van Hollebeke and Quigg: Increasing the jurisdictional limit in justice courts.....	58	.....	.....
2007. Senators Van Hollebeke and Quigg: Increasing the jurisdictional limit of small claims courts.	58	.....	.....
2008. Senator Van Hollebeke: Changing jury selection in justice court.	58	.....	.....
2009. Senators Lewis and Conner: Increasing the interest rate on delinquent taxes.....	58	.....	.....
2010. Senator Bluechel: Authorizing housing authorities to build mobile home parks for senior citizens.	58	871	.....
2010. (SUBSTITUTE) Committee on State Government (originally sponsored by Senator Bluechel): Authorizing housing authorities to build mobile home parks for senior citizens.....	.....	.....	1213
2011. Senators Rasmussen and Conner: Regulating labor-management relations.....	58	.....	.....
2012. Senators Rasmussen and Conner: Increasing jury fees.	59	610	1232

TITLE AND HISTORY OF SENATE BILLS

Third Reading	Other Action	Vote on Final Passage	House Messages	Signed by President of Senate	Signed by House Speakers	Action by the Governor
.....	131-132, 521, 690	.....	.....	.....	.....	.....
.....	191-194	.....	.....	.....	.....	.....
.....
.....
.....
.....	1299	.....	.....	.....	.....	.....
381	.....	381	1020	1031	1036	Signed p. 1150 CH. 87
.....
.....
.....
.....
.....	1213	.....	.....	.....	.....	.....
1213	1634	1213, 2308	1634, 2307	2316	2423	Signed p. 2474 CH. 187 EX.
.....
1232	1233, 1466	.....	.....	.....	.....	.....

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
2013. Senators Rasmussen, Talley and Conner: Prohibiting pornography involving children.....	59	.....	.....
2014. Senator Rasmussen: Regulating solar energy..	59	697	.....
2014. (SUBSTITUTE) Committee on Energy and Utilities (originally sponsored by Senator Rasmussen): Regulating solar energy.....	.....	.....	1330
2015. Senator Talley: Designating an official dance for the state.	59	249	335
2016. Senator Rasmussen: Prescribing penalties for unauthorized parking in spaces reserved for physically disabled.	59	610	.....
2016. (SUBSTITUTE) Judiciary Committee (originally sponsored by Senator Rasmussen): Prescribing penalties for unauthorized parking in spaces reserved for physically disabled.....	.....	.....	1214
2017. Senator Rasmussen: Allowing boards of county commissioners to expand to five members.....	59	338	.....
2018. Senators Rasmussen, Talley and von Reichbauer: Requiring consumer contracts to be written in plain English.....	59	.....	.....
2019. Senator Rasmussen: Modifying the qualifications of court reporters.....	59	.....	.....
2020. Senator Matson: Providing for birth records of adopted children.	59	610	.....
2021. Senators Hayner and Guess: Controlling contraband in state correctional institutions.....	59	249	415
2022. Senator Hayner: Authorizing certain merchandise coupons.	60	.....	.....
2023. Senators Donohue, McDermott and Odegaard: Creating a personnel appeals board and setting out its powers and duties.....	60	497	.....
2023. (SUBSTITUTE) Committee on Ways and Means (originally sponsored by Senators Donohue, McDermott and Odegaard): Creating a personnel appeals board and setting out its powers and duties. ....	.....	681, 1128	646

TITLE AND HISTORY OF SENATE BILLS—Continued

Third Reading	Other Action	Vote on Final Passage	House Messages	Signed by President of Senate	Signed by House Speakers	Action by the Governor
.....
.....	1330	.....	.....	.....	.....	.....
1330	.....	1331	SCR 117, 2813	.....	.....	.....
335, 1054	.....	336, 1054	SCR 114, 1039, 1470	1488	1607	Signed p. 1692 CH. 10 EX.
.....	1214	.....	.....	.....	.....	.....
1214	1634	1214, 1635	1634	1692	1785	Signed p. 1844 CH. 26 EX.
.....
.....
.....
416	859	416, 859	859	898	1007	Signed p. 1171 CH. 121
.....
.....	646	.....	.....	.....	.....	.....
.....	652, 1175	.....	.....	.....	.....	.....

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
2023. (SECOND SUBSTITUTE) Committee on Ways and Means (originally sponsored by Senators Donohue, McDermott and Odegaard): Creating a personnel appeals board and setting out its powers and duties.....	.....	.....	1175, 1176
2024. Senators Donohue, Matson, Odegaard, Scott and Conner: Extending the 106% limit to state levies for schools.....	60	155	.....
2024. (SUBSTITUTE) Committee on Ways and Means (originally sponsored by Senators Donohue, Matson, Odegaard, Scott and Conner): Extending the 106% limit to state levies for schools. ....	.....	.....	507
2025. Senators Donohue, Scott, Odegaard, Conner and Walgren: Limiting state leases of real property.	60	498	.....
2026. Senators Donohue, Matson, Odegaard, Scott and McDermott: Including school district needs in feasibility studies of public transportation..	61	227	380
2027. Senator Matson: Modifying the law on land development.	61	.....	.....
2028. Senators Rasmussen and Walgren: Permitting police to divert telephone lines in an emergency hostage situation.....	61	402	.....
2028. (SUBSTITUTE) Judiciary Committee (originally sponsored by Senators Rasmussen and Walgren): Permitting police to divert telephone lines in an emergency hostage situation. ....	.....	.....	523
2029. Senators Shinpoch and Bausch: Limiting automobile insurers' ability to refuse to renew automobile insurance policies.....	61	581	.....
2030. Senator Shinpoch: Modifying the method of payment for sick leave of public employees....	61	498	.....
2030. (SUBSTITUTE) Committee on State Government (originally sponsored by Senator Shinpoch): Modifying the method of payment for sick leave of public employees.....	.....	.....	644
2031. Senators Rasmussen, Newschwander, Clarke, Odegaard and Conner (by Legislative Budget Committee request): Regulating expenditure of unanticipated state receipts.....	61	.....	.....

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
2032. Senators Rasmussen, Newschwander, Clarke and Conner (by Legislative Budget Committee request): Modifying regulation of commercial driver training schools and instruction.....	61	557	.....
2032. (SUBSTITUTE) Committee on Commerce (originally sponsored by Senators Rasmussen, Newschwander, Clarke and Conner (by Legislative Budget Committee request): Modifying regulation of commercial driver training schools and instruction.....	.....	.....	576
2033. Senators Rasmussen, Bluechel, Newschwander and Conner (by Legislative Budget Committee request): Relating to state purchasing.....	62	137	416
2034. Senators Rasmussen, Odegaard, Clarke and Conner (by Legislative Budget Committee request): Repealing sections authorizing forest tree nursery at Washington State University...	62	155	222
2035. Senators Clarke, Newschwander, Bluechel, Scott, North and Conner (by Legislative Budget Committee request): Providing for merit system principles in personnel administration.	62	.....	.....
2036. Senators Bluechel, Clarke, Odegaard, Newschwander, Scott, North, Lee and Conner (by Legislative Budget Committee request): Requiring the department of social and health services to contract with local nonprofit social service agencies for crisis intervention services.	62	254, 383	.....
2037. Senator Conner: Refunding gas tax to taxicabs.	63	.....	.....
2038. Senator Conner: Revising aircraft fuel excise taxation.	63	.....	.....
2039. Senator Rasmussen: Authorizing a determination of the validity of a will before death of the testator.	63	.....	.....
2040. Senators Rasmussen and Conner: Replacing the special parking decals for disabled persons with license plates.	63	490	1216
2041. Senator Rasmussen: Prohibiting the department of transportation from authorizing motor vehicle combinations in excess of seventy-three feet in length.	63	.....	.....

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
2042. Senators McDermott and Conner: Authorizing pilot programs allowing undergraduate higher education students whose parents are assigned to consular missions to pay like fees as resident students.	63	313	.....
2042. (SUBSTITUTE) Committee on Higher Education (originally sponsored by Senators McDermott and Conner): Authorizing pilot programs allowing undergraduate higher education students whose parents are assigned to consular missions to pay like fees as resident students. ....	.....	.....	462
2043. Senator Talmadge: Lifting the threshold for awarding attorneys' fees in actions for damages.	63	468	.....
2044. Senators Lewis, Talley and Conner: Authorizing golfing organizations to conduct golfing calcuttas under the gambling laws.....	63	582	1216
2045. Senators Peterson and Conner: Excluding certain salmon guides from the laws governing charter boats.	64	250	506
2046. Senators Goltz and North: Extending length of initial involuntary treatment for mental illness.	64	.....	.....
2047. Senators Goltz and Conner: Providing penalties for driving a car over private property with resulting damages.	64	.....	.....
2048. Senator Goltz: Allowing local authorities to set certain speed limits.	64	610	.....
2049. Senator Talley: Granting relief to retired and disabled property owners.	64	.....	.....
2050. Senators Talley and Conner: Modifying the military service credit provisions of the teachers' retirement system.	64	.....	.....
2051. Senator Talley: Modifying the military service credit provisions of the public employees retirement system.	65	.....	.....
2052. Senator Talley: Regulating the compensated leave time that may be taken by elected public officers.	65	.....	.....
2053. Senator Bluechel: Authorizing the formation of park and recreation districts containing portions of two counties.....	65	167	320

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
2054. Senators Talley, Conner and Lee: Revising the law on lost and found property.....	65	.....	.....
2055. Senators Odegaard and Gould: Mandating course for teachers in how to identify children with learning/language disabilities.	65	403	.....
2055. (SUBSTITUTE) Committee on Education (originally sponsored by Senators Odegaard and Gould): Mandating course for teachers in how to identify children with learning/language disabilities. ....	.....	.....	524
2056. Senators Odegaard, Lewis and Conner: Revising laws relating to drivers' financial responsibility.	65	.....	.....
2057. Senators Odegaard and Conner: Mandating that employees be trained in first aid for injured in schools.	65	.....	.....
2058. Senators Peterson, Donohue, Benitz and Conner (by Department of Natural Resources request): Regulating leasing of public lands...	66	338	.....
2058. (SUBSTITUTE) Committee on Natural Resources (originally sponsored by Senators Peterson, Donohue, Benitz and Conner (by Department of Natural Resources request): Regulating leasing of public lands. ....	.....	.....	636
2059. Senators Hansen and Conner: Revising the formula for distribution of fuel tax revenues to counties.	66	.....	.....
2060. Senator Hansen: Revising laws relating to health officers.	66	324	1238
2061. Senator Rasmussen: Modifying procedures for formation of local improvement districts.....	67	.....	.....
2062. Senators Jones, Fleming, North, Morrison and Conner: Authorizing municipal performing and visual arts centers.	67	313	494, 1151
2063. Senator Lewis: Expanding the powers of cities.	67	.....	.....
2064. Senator Talley: Electing county commissioners from their districts in the general election.....	67	.....	.....

TITLE AND HISTORY OF SENATE BILLS—Continued

Third Reading	Other Action	Vote on Final Passage	House Messages	Signed by President of Senate	Signed by House Speakers	Action by the Governor
	524					
524, 1056		524, 1056	SCR 114, 1039, SCR 117, 2813			
	636					
636, 1056	1639, 1866	637, 1056, 1866	SCR 114, 1039, 1639, 1866	1894	2041	Signed p. 2127 CH. 109 EX.
1238		1238	1605	1629	1758	Signed p. 1892 CH. 52 EX.
494, 1151	1053, 1151, 2129, 2142, 2320, 2421	494, 1151	SCR 114, 1039, 2129, 2142, 2320, 2421, 2807	2807	2808	Signed p. 2933 CH. 222 EX.

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
2065. Senators Conner, Guess and Henry (by Joint Legislative Transportation Committee request): Reenacting authorization for certain urban arterial bonds.	67	104	136
2066. Senators Henry, Wanamaker and Conner (by Department of Licensing request): Making various changes in the taxation of travel trailers and campers.	70	104	348
2067. Senators Henry, Wanamaker and Conner (by Department of Licensing request): Making various changes in driver licensing laws.....	70	105	483
2068. Senators Henry, Wanamaker and Conner (by Department of Licensing request): Transferring jurisdiction of habitual traffic offenders to the department of licensing.....	70	403	473
2069. Senators Henry, Wanamaker, Conner and Guess (by Department of Licensing request): Permitting refund of vehicle license fees paid in advance and never used.....	71	105	322
2070. Senators Henry, Wanamaker and Conner (by Department of Licensing request): Eliminating the registered mail requirement for notification of wrecker bond cancellations.....	71	.....	.....
2071. Senators Henry, Wanamaker and Conner (by Department of Licensing request): Increasing motor vehicle dealer, subagency, and salesperson fees and correcting dealer plate provisions.	71	1183	.....
2071. (SUBSTITUTE) Committee on Transportation (originally sponsored by Senators Henry, Wanamaker and Conner (by Department of Licensing request): Increasing motor vehicle dealer, and manufacturer fees and eliminating restrictions on dealer plates.....	.....	.....	1807
2072. Senators Goltz, Wilson, Walgren, Lee, Benitz, Morrison, Hayner, Lewis and Bluechel: Excluding corporate officials from mandatory industrial insurance coverage.	71	.....	.....
2073. Senators Henry, Hansen, Wanamaker and Guess: Segregating minor speeding infractions from serious traffic violations.....	71	.....	.....

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
2074. Senators Hansen and Donohue: Mandating sale of certain surplus community college property subject to outstanding bonded indebtedness back to school district where indebtedness occurred.	72	.....	.....
2075. Senators Hansen, Donohue and Guess: Modifying the procedure for challenges under the Environmental Policy Act and the Shoreline Management Act.	72	.....	.....
2076. Senators Pullen, Hayner, Gaspard, Wojahn and Van Hollebeke: Authorizing educational service districts to loan certain instructional materials to private schools on a cost-reimbursement basis.	72	.....	.....
2077. Senators Gaspard, Benitz, North, Woody, Williams and Fleming: Permitting reduced rates for utility services to low income senior citizens.	72	144	224
2078. Senator von Reichbauer (by Washington State Patrol request): Increasing the fee required for release of accident records.....	76	137	347
2079. Senators Williams, North, Woody and Fleming: Authorizing preferential rates and services to low income elderly persons.....	76	.....	.....
2080. Senator Conner: Requiring certain precautions on walk-in lockers to prevent accidental confinement.	76	.....	.....
2081. Senator Conner: Permitting embalmers to remove eyes.....	76	.....	.....
2082. Senators Conner and Quigg: Providing for the issuance of special license plates to recipients of the Congressional Medal of Honor.....	76	.....	.....
2083. Senator Conner: Modifying the military credit provisions under the public employees' retirement system.	77	.....	.....
2084. Senator Conner: Exempting nonprofit youth organizations from the timber excise tax.....	77	498	577
2085. Senators Conner, Talley and Quigg: Requiring a personal use razor clam license.....	77	.....	.....

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
2086. Senator Conner: Permitting the use of motorized wheelchairs on sidewalks and in public places.	77	490	.....
2087. Senators Conner, Williams and Vognild: Reducing real property assessments for senior citizens.	77	.....	.....
2088. Senators Conner and Vognild: Requiring surety bonds in actions against law enforcement officers.	77	.....	.....
2089. Senators McDermott, Fleming, Newschwander and Wanamaker: Providing for and making appropriation to a Washington Youth Sports Center at the University of Washington.....	77	478	.....
2090. Senators Gould and Hayner: Authorizing in lieu payments for school directors.....	77	.....	.....
2091. Senators Donohue, Guess and Odegaard: Withdrawing authority to pledge motor vehicle excise taxes for payment of newly issued public transportation bonds.	77	.....	.....
2092. Senators Odegaard, Talley, Conner, Vognild and Quigg: Permitting the digging of clams for another person who is physically disabled.	77	254	.....
2093. Senator Conner: Requiring a specific reference to a state institution in a governor's order for a hiring freeze.	78	.....	.....
2094. Senators Conner and Henry (by Joint Legislative Transportation Committee request): Lengthening the effective period of an instruction permit for operation of a motor vehicle.	78	137	223
2095. Senators Marsh, Henry and Talley: Adding a judge to the superior court of Clark county...	78	313	.....
2095. (SUBSTITUTE) Judiciary Committee (originally sponsored by Senators Marsh, Henry and Talley): Adding a judge to the superior court of Clark county. ....	.....	.....	464
2096. Senators Day and Moore: Revising the law on liability for dog bites.....	78	.....	.....
2097. Senators Conner, Henry and Hayner (by Joint Legislative Transportation Committee request): Recognizing mopeds as motor vehicles for certain purposes.	78	188	.....

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
2097. (SUBSTITUTE) Committee on Transportation (originally sponsored by Senators Conner, Henry and Hayner) (by Joint Legislative Transportation Committee request): Recognizing mopeds as motor vehicles for certain purposes.			322
2098. Senator Conner (by Joint Legislative Transportation Committee request): Outlawing studied tires after April 1, 1981.	78		
2099. Senators Conner and Lee (by Joint Legislative Transportation Committee request): Providing that drunk drivers are ineligible for a deferred prosecution program.	78		
2100. Senator Day (by Department of Social and Health Services request): Authorizing the establishing of resource exemptions for general assistance to unemployable persons.	78		
2101. Senators Day and Moore: Increasing the maximum size of veterans' estates for which the director of veterans affairs may act as executor.	79	324	473
2102. Senators Day and Moore: Requiring the director of veterans affairs to set the value of support items furnished residents at the Colony of the State Soldiers' Home.	79	324	474
2103. Senators Pullen, Day and Hayner: Establishing a thirty-day deadline for notification by the state of a support requirement for independent children.	79		
2104. Senators Day and Moore: Extending the list of classes against which discrimination is an unfair practice.	79	403	
2105. Senator Conner (by Joint Legislative Transportation Committee request): Permitting justice court appeals to the court of appeals.	79		
2106. Senators Talmadge and Wojahn: Modifying items of personal property exempt from execution and attachment.	79	403	579
2107. Senators Talmadge and Moore: Authorizing creation of community municipal corporations within first class cities.	79		

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
2108. Senators Talley and Wanamaker (by Board of Pilotage Commissioners request): Revising laws on pilots of vessels.	79	611	1275
2109. Senators Rasmussen, Clarke and Newschwander (by Legislative Budget Committee request): Providing for agency payments into the department of personnel fund.	79	.....	.....
2110. Senators Day, Newschwander and Henry (by Department of Licensing request): Authorizing the reporting of driver medical conditions to the department of licensing.	80	.....	.....
2111. Senators Odegaard, Donohue, Morrison, Woody, Talley, Benitz, Conner and Peterson: Pertaining to taxation of timber and timber lands. ..	80	422	532, 542
2112. Senator Day (by Department of Social and Health Services request): Encouraging employment.	80	.....	.....
2113. Senator Day (by Department of Social and Health Services request): Modifying eligibility standards for public assistance.	80	.....	.....
2114. Senator Talley: Appropriating money for the improvement of state route 503.	80	.....	.....
2115. Senators Guess, Talley and Newschwander: Prohibiting contingent fees in medical malpractice cases.	80	.....	.....
2116. Senators Guess, Henry and Hansen: Making reckless flight a felony.	80	.....	.....
2117. Senators Quigg, Sellar and Talley: Changing certain sewerage improvement districts to sewer districts.	81	338	.....
2117. (SUBSTITUTE) Committee on Local Government (originally sponsored by Senators Quigg, Sellar and Talley): Changing certain sewerage improvement districts to sewer districts. ..	.....	.....	506, 510
2118. Senators Quigg, Sellar and Talley: Modifying the definition of public agency in the Interlocal Cooperation Act.	81	227	.....
2118. (SUBSTITUTE) Committee on Local Government (originally sponsored by Senators Quigg, Sellar and Talley): Modifying the definition of public agency in the Interlocal Cooperation Act. ....	.....	.....	417, 450

TITLE AND HISTORY OF SENATE BILLS—Continued

Third Reading	Other Action	Vote on Final Passage	House Messages	Signed by President of Senate	Signed by House Speakers	Action by the Governor
1277	1277
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544	532, 713	544, 713	700, 708	715	764	Signed p. 889 CH. 6
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511	507	511	854	905	1006	Signed p. 1051 CH. 35
.....	417
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452	418	452	854	905	1006	Signed p. 1051 CH. 36

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
2119. Senators Marsh, Talmadge, Clarke, Hayner, Bottiger and Woody: Revising the business corporation act.	81	105	162
2120. Senators Day, Moore, Pullen, Odegaard, Wilson, Quigg, Hayner, Morrison, Wojahn, Lee and Talmadge (by Department of Social and Health Services request): Exempting from the business and occupation tax certain nonprofit community services organizations.	97	.....	.....
2121. Senators Conner, Day, von Reichbauer and Ridder: Authorizing embalmers to remove eyes from deceased donor.	97	236	461
2122. Senators, Conner, Lee, Gould and Gallagher (by Joint Legislative Transportation Committee request): Providing for nonsuspendable sentences for persons convicted of driving under the influence of intoxicants.	97	.....	.....
2123. Senator Conner: Eliminating the regulation of rates and charges of wharfingers and warehousemen.	98	.....	.....
2124. Senators Conner and Gallagher: Consolidating food fish and shellfish sellers' and processors' licenses.	98	165	224
2125. Senators Day, Odegaard and Vognild: Establishing and regulating the occupation of denturism to perform work on dentures.....	98	582	.....
2126. Senators Conner, Henry, Lee and Hayner (by Joint Legislative Transportation Committee request): Decriminalizing certain traffic offenses.	98	.....	.....
2127. Senators Conner, McDermott, Gould and Gaspard (by State Board of Education request): Providing annual life safety and health safety inspections throughout schools of state.	98	478	.....
2128. Senators Wanamaker, Peterson, Lewis, Newschwander and Sellar: Exempting food sales in private campgrounds from retail sales and use tax.	98	.....	.....
2129. Senator Day: Limiting compensation for state employees from outside sources.	99	.....	.....

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
2130. Senators McDermott and Gaspard (by Superintendent of Public Instruction request): Implementing law relating to services of educational service districts.	99	314	635
2131. Senators McDermott, Gaspard and Morrison (by Superintendent of Public Instruction request): Appropriating moneys to surplus and donated food commodities revolving fund for 79-81 biennium.	99	105	222
2132. Senators McDermott, Gaspard and Morrison (by Superintendent of Public Instruction request): Extending date that funds for school building purposes may be used on school facilities cost stabilization program.	99	228	.....
2132. (SUBSTITUTE) Committee on Education (originally sponsored by Senators McDermott, Gaspard, Morrison (by Superintendent of Public Instruction request): Extending date that funds for school building purposes may be used on school facilities cost stabilization program. ....	.....	.....	525
2133. Senators McDermott and Gould: Allowing costs incurred relating to sale and issuance of school district bonds to be deducted from bond proceeds.	99	228	420
2134. Senators McDermott and Gould: Mandating school districts to provide students with opportunity to achieve those skills generally recognized as requisites to learning.	99	.....	.....
2135. Senator Conner (by Joint Legislative Transportation Committee request): Providing for judges to issue a temporary driver's license to a petitioner for an occupational driver's license.	99	137	223
2136. Senators Day and Van Hollebeke: Authorizing agreements for purpose of conducting multistate dental licensing examinations.	100	422	532
2137. Senator Day: Diverting offenders from the criminal process.	100	479	.....

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
2138. Senators Day, Talmadge, Van Hollebeke and Hayner: Making the sale of a counterfeit controlled substance unlawful.	100	165	462
2139. Senators Odegaard, Goltz and Wilson: Modifying procedures for the certification of energy facility sites.	100	.....	.....
2140. Senators Odegaard and Goltz: Permitting funds for scholarships for performing arts students so long as moneys from performing arts events go into fund therefor.	100	314	.....
2141. (SUBSTITUTE) Committee on Higher Education (originally sponsored by Senators Odegaard and Goltz): Permitting funds for scholarships for performing arts students so long as moneys from performing arts events goes into fund therefor. ....	.....	.....	533
2141. Senators Day and Moore: Revising the regulations of the practice of pharmacy.	100	325	.....
2141. (SUBSTITUTE) Committee on Social and Health Services (originally sponsored by Senators Day and Moore): Revising the regulations of the practice of pharmacy. ....	.....	.....	516
2142. Senators Gaspard, Bottiger, Goltz and Woody: Changing the penalty for causing physical damage to animals.	101	277	.....
2142. (SUBSTITUTE) Committee on Agriculture (originally sponsored by Senators Gaspard, Bottiger, Goltz and Woody): Changing the penalty for causing physical damage to animals. ....	.....	.....	504
2143. Senators McDermott, Talmadge, North and Fleming: Changing descriptive designation of certain first class districts in class AA counties.	101	105	250
2144. Senators Bottiger, Gaspard, Goltz and Woody: Modifying the reward statutes.	101	468	.....
2144. (SUBSTITUTE) Judiciary Committee (originally sponsored by Senators Bottiger, Gaspard, Goltz and Woody): Modifying the reward statutes. ....	.....	.....	1088
2145. Senators Guess, Matson, Rasmussen, Pullen and Hayner: Limiting property assessments...	102	.....	.....

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
2146. Senators Rasmussen, Donohue, Guess, Henry, Van Hollebeke, Shinoch and Talley: Extending the renewal period for drivers' licenses from two to four years and increasing the fee.	102	.....	.....
2147. Senators Williams, Lee, Talmadge and Conner: Limiting liability of persons donating food items to nonprofit organizations.	102	255	418
2148. Senators Donohue, McDermott and Scott (by Governor Ray request): Adopting a supplemental budget.	102	205	.....
2148. (SUBSTITUTE) Committee on Ways and Means (originally sponsored by Senators Donohue, McDermott and Scott (by Governor Ray request): Adopting a supplemental budget. ....	.....	.....	234
2149. Senators McDermott, Matson, Ridder and Talmadge: Providing for bilingual instruction in the common schools.	102	498	.....
2149. (SUBSTITUTE) Committee on Education (originally sponsored by Senators McDermott, Matson, Ridder and Talmadge): Providing for bilingual instruction in the common schools... ..	.....	.....	616, 640
2150. Senators Henry, Bausch and Jones: Requiring disclosure of motor vehicle insurance underwriting criteria.	102	.....	.....
2151. Senators Goltz and Morrison: Allowing certain employers to qualify as self-insurers for industrial insurance purposes.	106	.....	.....
2152. Senators Donohue and Matson: Deducting from B&O tax funds derived from sales of prescription drugs furnished as an integral part of services rendered to patients by a hospital. ..	106	.....	.....
2153. Senator Van Hollebeke: Regulating rental agencies.	106	.....	.....
2154. Senators Goltz and Benitz: Limiting use of funds received for community college military programs.	106	368	1239
2155. Senators McDermott, Ridder, Gaspard and Gould (by Superintendent of Public Instruction request): Allowing school districts to provide certain nonprofit meal programs for certain children.	106	314	634

TITLE AND HISTORY OF SENATE BILLS—Continued

Third Reading	Other Action	Vote on Final Passage	House Messages	Signed by President of Senate	Signed by House Speakers	Action by the Governor
418	129	419	854	905	1006	Signed p. 1172 CH. 115
	234					
235	763	235, 763	757	780	855	Signed p. 889 CH. 15
	581, 615					
616, 643	616, 618, 630, 639, 864	617, 643, 864	863	905	1006	Signed p. 1150 CH. 95
1239		1239	SCR 117, 2814			
635		635	854	905	1006	Signed p. 1051 CH. 58

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
2156. Senators McDermott, Gaspard, Ridder and Wajahn (by Superintendent of Public Instruction request): Making miscellaneous changes in basic education act.	106	.....	.....
2157. Senators Bausch and Bluechel: Revising laws relating to savings and loan associations.	107	422	.....
2158. Senators Wilson, North, Bluechel, Bottiger, Williams, Gaspard, Gould, Goltz and Hansen: Providing for the classification and conveyance of conservation rights as real property.	107	236	.....
2158. (SUBSTITUTE) Committee on Local Government (originally sponsored by Senators Wilson, North, Bluechel, Bottiger, Williams, Gaspard, Gould, Goltz and Hansen): Providing for the classification and conveyance of conservation rights as real property. ....	.....	.....	460
2159. Senators Conner, Odegaard and Peterson: Changing certain procedures used in the sale and exchange of public lands and materials...	107	165	321
2160. Senator Wilson: Relating to local government.	107	.....	.....
2161. Senators Wilson, Walgren, Lewis, North, Gaspard, Gallagher and Vognild: Revising the limitations and procedures for cities and towns to administer small public works projects.	107	468	.....
2161. (SUBSTITUTE) Committee on Local Government (originally sponsored by Senators Wilson, Walgren, Lewis, North, Gaspard, Gallagher and Vognild: Revising the limitations and procedures for cities and towns to administer small public works projects. ....	.....	.....	626
2162. Senator Van Hollebeke: Raising the minimum limits of financial responsibility for motor vehicle accidents.	108	919	927
2163. Senators Morrison and Talmadge: Modifying the frequency for the establishment of municipal courts.	108	.....	.....
2164. Senator Morrison: Allowing the return to a system of directors running at large within school districts heretofore divided into directors' districts.	108	.....	.....

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
2165. Senators Talley, Henry and Guess: Replacing authority for the department of transportation to approve airport sites.	108	167	251, 305 311, 319
2166. Senators Van Hollebeke, Clarke and Wojahn (by Judicial Council request): Relating to jury exemptions and exclusions.	108		
2167. Senators Van Hollebeke, Clarke and Wojahn (by Judicial Council request): Providing procedure for determining reasonable attorneys' fees in eminent domain proceedings.	108		
2168. Senators Marsh, Clarke and Hayner (by Judicial Council request): Increasing jurisdictional amounts in justice courts.	108		
2169. Senators McDermott, Van Hollebeke and Scott: Allowing sale of liquor at faculty center on University of Washington grounds.	109		
2170. Senators Day, Wanamaker, Clarke and Ridder: Enacting the uniform brain death act.	109		
2171. Senators Marsh, Jones, Clarke and Hayner (by Department of Social and Health Services request): Modifying commitment procedures for the mentally ill.	109	498	
2172. Senators Van Hollebeke, Clarke and Wojahn (by Judicial Council request): Authorizing discretionary review of administrative agency decisions by the court of appeals.	109		
2173. Senators Talmadge, Clarke and Woody: Revising the laws relating to court commissioners.	110	339	507
2174. Senator Van Hollebeke: Prohibiting the unlawful possession and sale of drug-related paraphernalia.	110	423	
2175. Senators Woody, Walgren, Clarke, Marsh, Jones and Bottiger: Adding the chief of the state patrol and a citizen member to the criminal justice commission.	110	490	1239
2176. Senators Donohue, Shinpoch and Scott (by State Treasurer request): Revising the law relating to state debts.	110	423	534

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral.	Report of Committee	Second Reading
2177. Senators Wilson, Walgren, North, Gallagher and Woody: Permitting counties to set their own monetary limit for day labor on county roads.	110	469	.....
2177. (SUBSTITUTE) Committee on Local Government (originally sponsored by Senators Wilson, Walgren, North, Gallagher and Woody): Permitting counties to set their own monetary limit for day labor on county roads. ....	.....	.....	625
2178. Senators Marsh, Clarke, Talmadge, Woody, Hayner and Vognild: Authorizing standby guardians to authorize emergency medical treatment.	110	255	535
2179. Senators von Reichbauer and Lewis (by State Parks and Recreation Commission request): Assessing penalties to be used to fund law enforcement by the parks and recreation commission.	110	277	535
2180. Senators Gaspard, Hansen, Benitz, Wilson, Day, Wanamaker and Hayner: Limiting the application of nuisance laws to agricultural activities.	110	277	514
2181. Senators Rasmussen, Donohue, Scott, Odegaard, Marsh, Matson, Shinpoch, Gaspard, Gallagher, von Reichbauer, Lewis, Pullen, Newschwander, Clarke, Bottiger, Day, North, McDermott, Peterson, Walgren, Wilson, Moore, Talmadge, Hansen, Guess, Wojahn, Ridder, Goltz, Conner, Fleming, Talley, Wanamaker, Quigg, Jones, Lee, Benitz, Sellar, Bluechel, Morrison, Hayner, Van Hollebeke, Woody, Bausch and Vognild: Revising the inheritance and gift tax laws.	110	339	.....
2181. (SUBSTITUTE) Committee on Ways and Means (originally sponsored by Senators Rasmussen, Donohue, Scott, Odegaard, Marsh, Matson, Shinpoch, Gaspard, Gallagher, von Reichbauer, Lewis, Pullen, Newschwander, Clarke, Bottiger, Day, North, McDermott, Peterson, Walgren, Wilson, Moore, Talmadge, Hansen, Guess, Wojahn, Ridder, Goltz, Conner, Fleming, Talley, Wanamaker, Quigg, Jones, Lee, Benitz, Sellar, Bluechel, Morrison, Hayner, Van Hollebeke, Woody, Bausch and Vognild): Revising the inheritance and gift tax laws. ....	.....	.....	400

TITLE AND HISTORY OF SENATE BILLS—Continued

Third Reading	Other Action	Vote on Final Passage	House Messages	Signed by President of Senate	Signed by House Speakers	Action by the Governor
.....	625	.....	.....	.....	.....	.....
626, 1063	1678-1679	626, 1063	SCR 114, 1039, 1678	.....	.....	.....
535	.....	535	779	855	935	Signed p. 1051 CH. 32
536	.....	536	854	905	1006	p. 2925 Vetoed
515	.....	515	853	898	1007	Signed p. 1172 CH. 122
.....	400	.....	.....	.....	.....	.....
400, 1063	2462	400, 1064, 2463	SCR 114, 1039, 2442	2510	2511	Signed p. 2670 CH. 209 EX.

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
2182. Senators Rasmussen, Donohue, Scott, Odegaard, Walgren, Matson, Shinpoch, Gaspard, Conner, Jones, Lewis, Van Hollebeke, Woody, Hayner, Morrison, Lee, Sellar, Bluechel, Goltz, Hansen, Talley, Fleming, Wanamaker, Guess, Talmadge, Wilson, Quigg, Benitz, Wojahn, Ridder, Day, Gallagher, Newschwander, Pullen, Clarke, McDermott, North, Bottiger, von Reichbauer, Moore, Peterson, Bausch and Vog-nild: Revising the gift tax.	111	339	.....
2182. (SUBSTITUTE) Committee on Ways and Means (originally sponsored by Senators Rasmussen, Donohue, Scott, Odegaard, Walgren, Matson, Shinpoch, Gaspard, Conner, Jones, Lewis, Van Hollebeke, Woody, Hayner, Morrison, Lee, Sellar, Bluechel, Goltz, Hansen, Talley, Fleming, Wanamaker, Guess, Talmadge, Wilson, Quigg, Benitz, Wojahn, Ridder, Day, Gallagher, Newschwander, Pullen, Clarke, McDermott, North, Bottiger, von Reichbauer, Moore, Peterson, Bausch and Vog-nild: Revising the gift tax. ....	.....	.....	401
2183. Senators Talley, Conner, Sellar and Goltz: Revising levy laws for port bonds.	119	.....	.....
2184. Senators Guess, Day, Pullen and Lee: Including recycling facilities in the definition of "waste disposal facilities," for bond issuing purposes.	119	403	.....
2184. (SUBSTITUTE) Committee on Ecology (originally sponsored by Senators Guess, Day, Pullen and Lee): Including recycling facilities in the definition of "waste disposal facilities," for bond issuing purposes. ....	.....	.....	512
2185. Senator Bausch: Removing limit on accrued leave for state employees.	119	.....	.....
2186. Senators Bottiger, Benitz and North: Regulat-ing attachments to utility poles.	119	383	554
2187. Senators Goltz, Ridder, Scott and Bausch: Authorizing exemption from tuition and fees for non faculty employees at certain institu-tions of higher education.	119	.....	.....

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
2188. Senators Rasmussen, Ridder, Goltz, Pullen, McDermott and Bausch: Transferring functions relating to civil service system for certain employees of higher education institutions to state personnel board and abolishing higher education personnel board.	119	.....	.....
2189. Senator Bottiger: Revising laws relating to superior court fees.	120	.....	.....
2190. Senator Bottiger: Permitting certain utility organizations to have liens for charges and services.	120	.....	.....
2191. Senators Bottiger, Benitz, Hayner and Lee: Declaring geothermal resources to be the private property of owner of the surface land.	120	314	419, 453
2192. Senators Bausch, Odegaard, Rasmussen, Pullen and Newschwander: Establishing a program for compensation of certain state employees for unused sick leave above a certain level... ✓	120	479	.....
2192. (SUBSTITUTE) Committee on State Government (originally sponsored by Senators Bausch, Odegaard, Rasmussen, Pullen and Newschwander); Establishing a program for compensation of certain state employees for unused sick leave above a certain level. ....	.....	.....	645
2193. Senators Guess, Henry and Bluechel: Taxing certain mobile home sales as real estate sales..	120	.....	.....
2194. Senators Ridder, Scott and Goltz: Increasing dollar amount of capital construction projects of certain institutions of higher education before same have to be put out for public bid...	121	479	.....
2194. (SUBSTITUTE) Committee on Higher Education (originally sponsored by Senators Ridder, Scott and Goltz): Increasing dollar amount of capital construction projects of certain institutions of higher education before same have to be put out for public bid. ....	.....	.....	1121
2195. Senators Conner, Talley, Sellar and Goltz: Revising port industrial development levy laws.	121	.....	.....
2196. Senator Bausch: Providing for enforcement of state civil service and higher education personnel laws, rules and board orders.	121	.....	.....

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
2197. Senators Bottiger, Benitz, Hayner and North: Regulating the milling of uranium and thorium.	121	570	.....
2197. (SUBSTITUTE) Committee on Energy and Utilities (originally sponsored by Senators Bottiger, Benitz, Hayner and North): Regulating the milling of uranium and thorium. ....	.....	.....	1119
2198. Senator Bottiger: Prohibiting the use of non-renewable energy sources as the primary means of heating swimming pools.	121	.....	.....
2199. Senators Bottiger and Benitz: Relating to the utilities and transportation commission exempt positions.	121	.....	.....
2200. Senators North and Lee: Providing a proper water supply for new subdivisions.	121	.....	.....
2201. Senators North, Woody and Hayner: Requiring studies of electric utilities.	121	.....	.....
2202. Senators Woody, North and Hayner: Authorizing programs to promote residential energy conservation.	121	.....	.....
2203. Senators Bottiger and North: Granting enforcement powers to the department for water system laws.	121	1169	.....
2204. Senators Woody, Odegaard, Conner, Peterson, Newschwander, von Reichbauer and Talley: Modifying the provisions for free hunting and fishing licenses.	122	403	900
2205. Senators Bottiger, Benitz and Hayner: Regulating pipelines carrying coal or coal products.	122	.....	.....
2206. Senators Hansen, Gaspard, Day, Wanamaker and Benitz (by Department of Agriculture request): Revising the fees and procedures for commercial feed inspection.	122	168	380
2207. Senators Lee and Moore: Authorizing community corporations to be established for local planning and land use matters.	122	.....	.....
2208. Senators Bottiger and North: Revising taxation of transportation and communication services.	122	.....	.....
2209. Senators Wanamaker, Henry, Sellar and Donohue: Requiring the seller of a vehicle to have a Washington title.	122	498	.....

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR. SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
2209. (SUBSTITUTE) Committee on Transportation (originally sponsored by Senators Wanamaker, Henry, Sellar and Donohue): Requiring the seller of a vehicle to have a Washington title..			645
2210. Senators Clarke, Van Hollebeke, Wojahn, Guess and Lee (by Judicial Council request): Decriminalizing certain motor offenses.	122		
2211. Senators Conner and Clarke (by Department of Social and Health Services request): Modifying provisions and procedures relating to enforcement of support of dependent children.	124		
2212. Senators Woody, Henry, von Reichbauer, Benitz, Conner and Gaspard: Authorizing national guard assistance scholarships.	125	490, 1128	
2212. (SUBSTITUTE) Committee on Higher Education (originally sponsored by Senators Woody, Henry, von Reichbauer, Benitz, Conner and Gaspard): Authorizing national guard assistance scholarships.			1176
2213. Senators Marsh, Talmadge, Hayner, Clarke and Jones: Making various changes in the juvenile justice act of 1977.	125	188	
2213. (SUBSTITUTE) Judiciary Committee (originally sponsored by Senators Marsh, Talmadge, Hayner, Clarke and Jones): Making various changes in the juvenile justice act of 1977.			365
2214. Senators Talley, Rasmussen, Peterson and Henry: Establishing a presidential preference primary.	132	582	
2215. Senators Talley, Peterson, Donohue and Woody: Prohibiting theft, concealment, or injury to dogs.	132	611	
2216. Senators Odegaard and Talley: Appropriating funds to the Silver Lake flood control district.	132		
2217. Senator Shinpoch: Revising the definition of householder, for the purpose of personal exemptions, to include single persons.	132		
2218. Senators Peterson, Conner, Vognild and Wanamaker (by Department of Natural Resources request): Providing for cooperative land use planning by the department of natural resources and local governments.	132	250	1088

TITLE AND HISTORY OF SENATE BILLS—Continued

Third Reading	Other Action	Vote on Final Passage	House Messages	Signed by President of Senate	Signed by House Speakers	Action by the Governor
645, 1066	645, 1066	SCR 114, 1039, SCR 117, 2814
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.....	1175
1176	1176	SCR 117, 2814
.....	365
367, 1066	367, 1066	SCR 114, 1039, SCR 117, 2814
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.....	1299
.....	226
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1088	1088	1605	1629	1758	Signed p. 1892 CH. 56 EX.

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
2219. Senators Morrison and Donohue: Authorizing private insurance companies to issue worker's compensation insurance.	132	.....	.....
2220. Senators Sellar and Jones: Permitting certain credits for physicians against B&O tax.....	134	906	.....
2221. Senators Marsh, Day, von Reichbauer, Sellar, Gallagher and Talmadge: Revising law relating to medical malpractice.	134	339	537
2222. Senators Day and Sellar: Permitting evidence of likely future compensation in injury cases..	134	.....	.....
2223. Senators Day, von Reichbauer, Sellar and Jones: Requiring approval and announcement of prior agreement on damages in civil actions.	134	518	.....
2224. Senators Conner, Gaspard, Rasmussen, Talley, Quigg, Walgren, Van Hollebeke, Moore, Peterson, Odegaard, Goltz, Wilson, Bausch, Vognild, Benitz, Wojahn, Talmadge and Morrison: Establishing a schedule of early retirement pensions for volunteer firemen.	134	672	914
2225. Senators Odegaard and Talley: Transferring funds from the department of game to the Silver Lake flood control district.....	134	.....	.....
2226. Senators Odegaard and Peterson: Permitting a port district to own property in another port district.	134	350	.....
2226. (SUBSTITUTE) Committee on Local Government (originally sponsored by Senators Odegaard and Peterson): Permitting a port district to own property in another port district..	.....	.....	526
2227. Senator Pullen: Removing residency requirement from the senior citizens tax deferrals and exemptions.	135	.....	.....
2228. Senators Day, Sellar and Jones: Revising law relating to medical malpractice.....	135	.....	.....
2229. Senators Walgren and Marsh: Revising the criminal code.	135	339	527, 591
2230. Senators Clarke, Talmadge and Hayner: Adopting the uniform federal lien registration act..	135	.....	.....

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
2231. Senators McDermott, Jones and Goltz: Imposing an excise tax on stevedoring and related activities.	145	.....	.....
2232. Senators Conner, Vognild, Lee, Newschwander, Bottiger, Gaspard, Lewis, Bausch and Woody: Authorizing private ownership and operation of release-recapture salmon rearing facilities..	146	.....	.....
2233. Senators Donohue, Clarke and Bausch: Modifying provisions regulating small loan companies.	146	403	528
2234. Senator Day: Providing for a license fee in lieu of special fuel tax for commercial vehicles using natural or propane gas.	146	.....	.....
2235. Senators Fleming, McDermott, Talmadge and Wojahn: Making January 15th a school holiday, Human Relations Day, being the anniversary of the birth of Martin Luther King, Jr.	146	582	1240
2236. Senators Ridder, Lee, Goltz, Walgren, Moore, McDermott, Vognild and Talmadge: Providing collective bargaining rights for certain personnel of institutions of higher education.....	146	339	484
2237. Senators Day, Donohue, Conner, Wilson, Gaspard, Newschwander, Wanamaker, North, Lee, Morrison, Gallagher, Quigg, Van Hollebeke, Goltz, Vognild, Hayner, Jones, Bluechel, Sellar, Guess, Peterson, Shinpoch, Moore, Walgren, Odegaard, Fleming, Ridder, Rasmussen, von Reichbauer, Marsh, McDermott, Talmadge, Woody, Talley, Wojahn, Williams and Bausch (by Executive request): Modifying and extending the senior citizens service act.....	147	255, 423	538, 541
2238. Senators Rasmussen, Goltz, Conner, Guess, Lee, Jones, Lewis, Gould, Gallagher, Hayner, Newschwander, Clarke, Quigg, Morrison, Sellar and Benitz (by Executive request): Requiring the payment of interest on state obligations...	147	479, 1128	.....
2238. (SUBSTITUTE) Committee on State Government (originally sponsored by Senators Rasmussen, Goltz, Conner, Guess, Lee, Jones, Lewis, Gould, Gallagher, Hayner, Newschwander, Clarke, Quigg, Morrison, Sellar and Benitz (by Executive request): Requiring the payment of interest on state obligations. ....	.....	.....	1179

TITLE AND HISTORY OF SENATE BILLS—Continued

Third Reading	Other Action	Vote on Final Passage	House Messages	Signed by President of Senate	Signed by House Speakers	Action by the Governor
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529	529	720	721	779	Signed p. 934 CH. 18
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1242, 1284	517, 1243, 1255- 1256, 1284	1242, 1284	SCR 117, 2814
488, 1067	488, 1068	SCR 114, 1039, SCR 117, 2814
542, 1068	540	542, 1068	SCR 114, 1039, SCR 117, 2814	.....	.....	.....
.....	1179	.....	.....	.....	.....	.....
1179	.....	1179	SCR 117, 2814	.....	.....	.....

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
2239. Senators Day, Fleming, Conner, Woody, Gould, Peterson, Shipoch, Quigg, Morrison, Benitz and Sellar (by Executive request): Licensing home health agencies.	147		
2240. Senators Walgren, Donohue, Odegaard, Fleming, Conner, Ridder, Goltz, Vognild, Woody, Wojahn, Shipoch, Quigg, Morrison, Wanamaker, Guess, North, Gallagher, Gould, Peterson, Lee, Benitz, Sellar, Lewis, Clarke, Gaspard and Bausch (by Executive request): Modifying the retirement systems of public employees, teachers, and state patrol officers..	147	716	
2241. Senators Donohue, Fleming, McDermott, Conner, Guess, Quigg, Goltz, Ridder, Woody, Sellar, Jones, Newschwander, Gallagher, Morrison, Benitz and Talmadge (by Executive request): Providing for immunization of the children in this state.....	147	582	1179
2242. Senators Rasmussen, Day, McDermott, Woody, Conner, Sellar, Benitz and Guess (by Executive request): Authorizing a designee or other state official to serve in the governor's stead on certain boards.	147	255	463
2243. Senators Goltz, Van Hollebeke, Conner, Lee, Jones, Quigg and Benitz (by Executive request): Authorizing a bond issue for institutions of higher education.....	148	684, 2142	
2243. (SUBSTITUTE) Committee on Ways and Means (originally sponsored by Senators Goltz, Van Hollebeke, Conner, Lee, Jones, Quigg and Benitz) (by Executive request): Authorizing a bond issue for institutions of higher education.			2311
2244. Senators Peterson, Conner, Talley, Odegaard, Newschwander, Clarke, Rasmussen, Moore, Vognild, Woody, Lee, Jones, Gallagher, Quigg and Benitz (by Executive request): Authorizing a bond issue for fisheries facilities.	148	490, 545, 2143	
2244. (SUBSTITUTE) Committee on Ways and Means (originally sponsored by Senators Peterson, Conner, Talley, Odegaard, Newschwander, Clarke, Rasmussen, Moore, Vognild, Woody, Lee, Jones, Gallagher, Quigg and Benitz) (by Executive request): Authorizing a bond issue for fisheries facilities.....			2311

TITLE AND HISTORY OF SENATE BILLS—Continued

Third Reading	Other Action	Vote on Final Passage	House Messages	Signed by President of Senate	Signed by House Speakers	Action by the Governor
.....
.....
1180	.....	1180	SCR 117, 2814	.....	.....	.....
464, 1068	.....	464, 1068	SCR 114, 1039, 1606	1629	1758	Signed p. 1892 CH. 57 EX.
.....	2142, 2311	.....	.....	.....	.....	.....
2311	.....	2311	2728	2737	2782	Signed p. 2933 CH. 223 EX.
.....	2143, 2311	.....	.....	.....	.....	.....
2311	.....	2311	2728	2737	2782	Signed p. 2933 CH. 224 EX.

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
2245. Senators Gould, Goltz, Bluechel and Lee: Mandating funds for programs for gifted students..	148	.....	.....
2246. Senators Donohue, Walgren, von Reichbauer, Conner, Woody, Sellar, Guess, Lewis, Gould, Morrison, Quigg, Bluechel, Gallagher, Benitz, Talley and Newschwander (by Executive request): Modifying provisions relating to governmental immunity.	148	.....	.....
2247. Senators Conner and Morrison (by Executive request): Modifying terms of imprisonment for certain crimes.	148	.....	.....
2248. Senators Donohue, Goltz, Sellar, Lee, Jones, Morrison, Hayner, Guess, Benitz and Lewis (by Executive request): Authorizing a bond issue for Washington State University.	148	684	.....
2249. Senators Peterson, Goltz, Conner, Clarke, Benitz, Bluechel, Vognild, Talley, Lee, Jones, Morrison, Gallagher, Quigg, Guess and Lewis (by Executive request): Authorizing a bond issue for the commission for vocational education.	149	684	2415
2249. (SUBSTITUTE) Committee on Ways and Means (originally sponsored by Senators Peterson, Goltz, Conner, Clarke, Benitz, Bluechel, Vognild, Talley, Lee, Jones, Morrison, Gallagher, Quigg, Guess and Lewis) (by Executive request): Authorizing a bond issue for the commission for vocational education.....	.....	.....	2424
2250. Senators Goltz, Walgren, Odegaard, Fleming, Van Hollebeke, von Reichbauer, Woody, Talley, Gallagher, Newschwander, Lee, Jones, Morrison, Bluechel, Quigg, Lewis, Wanamaker, Benitz, Sellar and Talmadge (by Executive request): Authorizing a bond issue to fund community college capital projects.	149	684, 2143	.....
2250. (SUBSTITUTE) Committee on Ways and Means (originally sponsored by Senators Goltz, Walgren, Odegaard, Fleming, Van Hollebeke, von Reichbauer, Woody, Talley, Gallagher, Newschwander, Lee, Jones, Morrison, Bluechel, Quigg, Lewis, Wanamaker, Benitz, Sellar and Talmadge) (by Executive request): Authorizing a bond issue to fund community college capital projects. ....	.....	.....	2312

TITLE AND HISTORY OF SENATE BILLS—Continued

Third Reading	Other Action	Vote on Final Passage	House Messages	Signed by President of Senate	Signed by House Speakers	Action by the Governor
.....
.....
.....
.....
.....
.....	154, 2415, 2416, 2424	.....	.....	.....	.....	.....
2425	.....	2425	2788	2737	2782	Signed p. 2933 CH. 225 EX.
.....	2143, 2312	.....	.....	.....	.....	.....
2312	2735	2312, 2735	2733	2737	2782	Signed p. 2933 CH. 226 EX.

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
2251. Senators Day, Fleming, Conner, Gould, Peterson, Lee, Jones, Hayner and Talmadge (by Executive request): Authorizing a bond issue for social and health services facilities.....	149	368, 2143	.....
2251. (SUBSTITUTE) Committee on Ways and Means (originally sponsored by Senators Day, Fleming Conner, Gould, Peterson, Lee, Jones, Hayner and Talmadge) (by Executive request): Authorizing a bond issue for social and health services facilities. ....	.....	.....	2312
2252. Senators Henry, Walgren and von Reichbauer (by Executive request): Adopting a transportation supplemental budget.	149	325	.....
2252. (SUBSTITUTE) Committee on Transportation (originally sponsored by Senators Henry, Walgren and von Reichbauer) (by Executive request): Adopting a transportation supplemental budget. ....	.....	.....	495
2253. Senators McDermott and Day: Setting forth a program to provide proper nutrition for school children.	149	.....	.....
2254. Senators Hansen, Gaspard, Day, Benitz and Wanamaker (by Department of Agriculture request): Updating laws relating to agriculture.	149	278	.....
2254. (SUBSTITUTE) Committee on Agriculture (originally sponsored by Senators Hansen, Gaspard, Day, Benitz, Wanamaker) (by Department of Agriculture request): Updating laws relating to agriculture. ....	.....	.....	540
2255. Senators Hansen, Gaspard, Day, Benitz and Wanamaker (by Department of Agriculture request): Revising the laws relating to the control of pesticides.	150	469	.....
2255. (SUBSTITUTE) Committee on Agriculture (originally sponsored by Senators Hansen, Gaspard, Day, Benitz and Wanamaker) (by Department of Agriculture request): Revising the laws relating to the control of pesticides.. ....	.....	.....	548
2256. Senators Rasmussen, Newschwander and Moore (by State Finance Committee request): Revising laws relating to investments and custody of state funds.	150	368	351

TITLE AND HISTORY OF SENATE BILLS—Continued

Third Reading	Other Action	Vote on Final Passage	House Messages	Signed by President of Senate	Signed by House Speakers	Action by the Governor
.....	467, 2143, 2312	.....	.....	.....	.....	.....
2313	2735	2313, 2736	2735	2737	2782	Signed p. 2934 CH. 252 EX.
.....	494	.....	.....	.....	.....	.....
495	.....	495	934	987	1008	Signed p. 1051 CH. 30
.....
.....	540	.....	.....	.....	.....	.....
540	1028	540,1029	1027	1038	1041	Signed p. 2926 CH. 154, P.V
.....	548	.....	.....	.....	.....	.....
548	876	549, 876	876	912	1007	Signed p. 1188 CH. 146
551	187	551	854	905	1006	Signed p. 1172 CH. 119

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
2257. Senators Clarke, Rasmussen and Bluechel (by Legislative Budget Committee request): Relating to public printing.	150	255	551
2258. Senators Peterson and Conner: Eliminating report filing for shippers of Christmas trees sold out of state.	151	.....	.....
2259. Senators Day, Marsh, Talmadge, Hayner, Jones and Wanamaker: Excluding certain professional organizations from the definition of "insurer".	151	236	549
2260. Senators McDermott, Day, Newschwander and Talmadge: Enlarging the B&O tax deductions..	151	189	.....
2261. Senators Donohue, Guess and Henry: Modifying the law on motor vehicle excise tax distributions.	151	.....	.....
2262. Senators Odegaard, Wilson, Day, Matson, Woody, Morrison, Fleming, Gould, Gaspard, Moore, Donohue, Vognild and Talmadge: Authorizing local governments to administer senior citizen programs.	152	314	399
2263. Senators Donohue, Rasmussen, Hansen, Peterson and Talley: Permitting a landowner to transfer land to a parent, spouse, or child for exclusive use as a site for a single family residence.	152	.....	.....
2264. Senators McDermott, Gould and Shinpoch: Enacting the Controlled Substances Therapeutic Research Act.	152	519	.....
2264. (SUBSTITUTE) Committee on Social and Health Services (originally sponsored by Senators McDermott, Gould and Shinpoch): Enacting the Controlled Substances Therapeutic Research Act. ....	.....	.....	1089
2265. Senators Hansen, Gaspard, Day, Benitz and Wanamaker (by Department of Agriculture request): Revising laws relating to application of pesticides.	152	469	.....
2265. (SUBSTITUTE) Committee on Agriculture (originally sponsored by Senators Hansen, Gaspard, Day, Benitz and Wanamaker) (by Department of Agriculture request): Revising laws relating to application of pesticides.....	.....	.....	550

TITLE AND HISTORY OF SENATE BILLS—Continued

Third Reading	Other Action	Vote on Final Passage	House Messages	Signed by President of Senate	Signed by House Speakers	Action by the Governor
552, 1069	.....	552, 1069	SCR 114, 1039, SCR 117, 2814	.....	.....	.....
549, 1069	151	549, 1069	SCR 114, 1039, SCR 117, 2814	.....	.....	.....
.....	151	.....	.....	.....	.....	.....
.....	156	.....	.....	.....	.....	.....
399, 1070	.....	399, 1070	SCR 114, 1039, SCR 117, 2814	.....	.....	.....
.....
.....	1089	.....	.....	.....	.....	.....
1089	1091, 1131	.....	.....	.....	.....	.....
.....	550	.....	.....	.....	.....	.....
550	.....	550	854	905	1006	Signed p. 1150 CH. 92

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
2266. Senator Pullen: Enacting the Sentencing Reform Act of 1979.	153	.....	.....
2267. Senators Conner, Lee, Talley, Quigg and Gaspard: Authorizing satellite facilities for credit unions.	157	490	1089
2268. Senator Conner: Modifying the procedures for county road administration.	157	340	.....
2268. (SUBSTITUTE) Committee on Local Government (originally sponsored by Senator Conner): Modifying the procedures for county road administration. ....	.....	.....	1091
2269. Senators Goltz and Odegaard: Enlarging scope of printing and binding which may be done for certain state agencies by private company in lieu of the public printer.	157	.....	.....
2270. Senators Gould and Ridder: Making miscellaneous changes respecting curriculum area of the Basic Education Act.	157	.....	.....
2271. Senators Gould, Ridder, Gallagher and Talmadge: Authorizing school district to excuse public high school seniors during last five days of school year.	158	.....	.....
2272. Senators Day, Quigg, Wanamaker and Hayner: Requiring continuing education for nurses.....	158	325	475, 502, 513
2273. Senators Talley, Sellar and Woody: Modifying the provision for trust funds deposited with the clerk of the superior court.	158	519	.....
2273. (SUBSTITUTE) Committee on Local Government (originally sponsored by Senators Talley, Sellar and Woody): Modifying the provision for trust funds deposited with the clerk of the superior court. ....	.....	.....	1218, 1400
2274. Senators Sellar, Talley and Lewis: Permitting county treasurers to invest in bankers' acceptances.	158	479	.....
2274. (SUBSTITUTE) Committee on Local Government (originally sponsored by Senators Sellar, Talley and Lewis): Permitting county treasurers to invest in bankers' acceptances. ....	.....	.....	635

TITLE AND HISTORY OF SENATE BILLS—Continued

Third Reading	Other Action	Vote on Final Passage	House Messages	Signed by President of Senate	Signed by House Speakers	Action by the Governor
.....
1089	.....	1089	SCR 117, 2814	.....	.....	.....
.....	1091	.....	.....	.....	.....	.....
1091	.....	1091	SCR 117, 2814	.....	.....	.....
.....
.....
502, 513, 1070	476, 493, 504	513, 1070	SCR 114, 1039, SCR 117, 2814	.....	.....	.....
.....	1218	.....	.....	.....	.....	.....
1218, 1400	1219, 1221, 2672	1218, 1400, 2672	2672	2675	2728	Signed p. 2933 CH. 227 EX.
.....	635	.....	.....	.....	.....	.....
635	865	635, 865	865	898	1007	Signed p. 1051 CH. 57

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
2275. Senators Keefe, Matson and Morrison: Revising laws regulating horse racing.	158	519	.....
2275. (SUBSTITUTE) Committee on Ways and Means (originally sponsored by Senators Keefe, Matson and Morrison): Revising laws regulating horse racing. ....	.....	.....	673, 674
2276. Senators Jones and Henry: Modifying restrictions on industrial loan companies.	158	.....	.....
2277. Senators Wanamaker and Moore: Permitting certain bus stop signs.	158	383	529
2278. Senators Talley, Guess and Henry: Requiring whistle posts before certain railroad crossings.	158	479	1092
2279. Senators McDermott and Bluechel: Establishing the Pacific Northwest festival facility.....	158	.....	.....
2280. Senator Peterson: Relating to fisheries.....	159	.....	.....
2281. Senator Peterson: Relating to game.....	159	.....	.....
2282. Senator Peterson: Relating to fisheries.....	159	.....	.....
2283. Senator Peterson: Relating to fisheries.....	159	.....	.....
2284. Senator Peterson: Relating to natural resources.	159	1184	.....
2284. (SUBSTITUTE) Committee on Natural Resources (originally sponsored by Senator Peterson): Providing for leasing of harbor areas. ....	.....	.....	1257
2285. Senator Peterson: Relating to natural resources.	159	.....	.....
2286. Senator Peterson: Relating to natural resources.	159	.....	.....
2287. Senators Pullen and Lewis: Providing for remittance of certain excise taxes on a quarterly rather than monthly basis.	159	.....	.....
2288. Senators Pullen, Odegaard and Hayner: Requiring duplicate ballots, ballot cards, and voting machine records.	159	.....	.....
2289. Senator Peterson: Relating to game.....	159	.....	.....

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
2290. Senators Conner, Hansen and Guess (by Department of Transportation request): Revising the powers of the department of transportation relative to highways.	159	340	472
2291. Senators Henry, Conner and Hansen (by Department of Transportation request): Modifying permissible expenditures from the state highway fund and ratifying transfers to the state highway fund.	160	340	.....
2291. (SUBSTITUTE) Committee on Transportation (originally sponsored by Senators Henry, Conner and Hansen) (by Department of Transportation request): Modifying permissible expenditures from the state highway fund and ratifying transfers to the state highway fund. ....	.....	.....	472
2292. Senators Moore, Vognild, Pullen, Peterson and Donohue: Withholding state and local funds from school districts seeking to challenge Initiative Measure No. 350 in court.....	160	.....	.....
2293. Senator Peterson: Relating to game.....	160	.....	.....
2294. Senators Van Hollebeke and Clarke: Increasing money amount for jurisdiction of justice of peace court.	160	250	.....
2294. (SUBSTITUTE) Judiciary Committee (originally sponsored by Senators Van Hollebeke and Clarke): Increasing money amount for jurisdiction of justice of peace court.....	.....	.....	414
2295. Senators Scott, Shinpoch, Bluechel and Odegaard (by Legislative Budget Committee request): Disestablishing certain obsolete state funds and accounts.	160	469	550
2296. Senators Scott, Shinpoch and Bluechel (by Legislative Budget Committee request): Revising laws relating to veterans.....	160	469	552
2297. Senators Scott and Goltz (by Legislative Budget Committee request): Repealing higher education assistance authority act.....	161	314	463
2298. Senators Gaspard, Bottiger and Moore: Requiring emergency air support equipment on certain trains.	161	.....	.....

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
2299. Senators Gaspard, Bottiger and Moore: Requiring railroads to provide first aid training for certain employees.	161	499	.....
2299. (SUBSTITUTE) Committee on Transportation (originally sponsored by Senators Gaspard, Bottiger and Moore): Requiring railroads to provide first aid training for certain employees. ....	.....	.....	615
2300. Senators Van Hollebeke, Conner, Wanamaker, Quigg and Morrison: Making certain changes in gambling act as respect bowling centers....	161	228	.....
2300. (SUBSTITUTE) Committee on Commerce (originally sponsored by Senators Van Hollebeke, Conner, Wanamaker, Quigg and Morrison): Making certain changes in gambling act as respect bowling centers. ....	.....	.....	618
2301. Senators Bluechel, Rasmussen, Clarke and Hayner (by Legislative Budget Committee request): Modifying review of state personal services contracts.	168	1184	.....
2301. (SUBSTITUTE) Committee on State Government (originally sponsored by Senators Bluechel, Rasmussen, Clarke and Hayner) (by Legislative Budget Committee request): Modifying review of state personal services contracts. ....	.....	.....	1281
2302. Senators Clarke, Rasmussen, Bluechel and Hayner (by Legislative Budget Committee request): Modifying the law on the purchase and sale of real property by school districts...	168	.....	.....
2303. Senator Williams: Establishing procedures for negotiating and awarding professional services contracts by state and local agencies.....	168	.....	.....
2304. Senators Hansen, Guess and Donohue (by Department of Licensing request): Pertaining to taxation and regulation of special fuel.....	168	423	.....
2304. (SUBSTITUTE) Committee on Transportation (originally sponsored by Senators Hansen, Guess and Donohue) (by Department of Licensing request): Pertaining to taxation and regulation of special fund. ....	.....	.....	619
2305. Senators Bausch, Clarke and Walgren: Modifying insurance and bond requirements of escrow agents.	169	404	530

TITLE AND HISTORY OF SENATE BILLS—Continued

Third Reading	Other Action	Vote on Final Passage	House Messages	Signed by President of Senate	Signed by House Speakers	Action by the Governor
.....	615	.....	.....	.....	.....	.....
615, 1072	.....	615, 1073	SCR 114, 1039, SCR 117, 2814	.....	.....	.....
.....	618	.....	.....	.....	.....	.....
618	631	619	.....	.....	.....	.....
.....	1281	.....	.....	.....	.....	.....
1281	.....	1281	1606	1629	1758	Signed p. 1892 CH. 61 EX.
.....
.....
.....	619	.....	.....	.....	.....	.....
624	620	624	854	905	1006	Signed p. 1051 CH. 40
530	.....	530	854	898	1007	Signed p. 1096 CH. 70

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
2306. Senators Bausch and Clarke (by Department of Licensing request): Establishing enforcement mechanisms under the franchise investment protection act.	169	480	.....
2306. (SUBSTITUTE) Committee on Financial Institutions (originally sponsored by Senators Bausch and Clarke) (by Department of Licensing request): Establishing enforcement mechanisms under the franchise investment protection act. ....	.....	.....	563
2307. Senators Hansen and Guess (by Department of Licensing request): Modifying the law on the motor vehicle and aircraft fuel tax.	169	.....	.....
2308. Senators Day and Vognild: Revising laws relating to emergency medical services.	170	480	.....
2308. (SUBSTITUTE) Committee on Social and Health Services (originally sponsored by Senators Day and Vognild): Revising laws relating to emergency medical services. ....	.....	.....	1207
2309. Senators Donohue, Matson and Walgren: Pertaining to business and occupation taxes.....	170	.....	.....
2310. Senators Rasmussen, Day and Lewis (by State Treasurer request): Authorizing state treasurer to make certain payments of wages and state funded benefits directly to financial institutions.	170	350	.....
2310. (SUBSTITUTE) Committee on State Government (originally sponsored by Senators Rasmussen, Day and Lewis (by State Treasurer request): Authorizing state treasurer to make certain payments of wages and state funded benefits directly to financial institutions.....	.....	.....	562
2311. Senators Bausch, Quigg and Talley: Authorizing supervisor of savings and loan association to conditionally allow credit unions to exercise powers of federally chartered credit unions.	170	582	1092
2312. Senators Hansen, Clarke and Bottiger: Revising laws relating to Puget Sound ferry and toll bridge system.	170	.....	.....
2313. Senators Rasmussen, Marsh, Gaspard, Lee and Quigg: Making miscellaneous changes in credit union law.	170	.....	.....

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
2314. Senators Bausch and Clarke (by Department of Licensing request): Modifying the securities act.	171	1128	1190
2315. Senators Peterson, Talley and Quigg: Making unlawful the obtaining of game licenses by fraud.	172	325	.....
2316. Senators Van Hollebeke, Wojahn and Morrison (by Department of Licensing request): Regulating real estate brokers and salespersons.....	172	582	.....
2316. (SUBSTITUTE) Committee on Commerce (originally sponsored by Senators Van Hollebeke, Wojahn and Morrison) (by Department of Licensing request): Regulating real estate brokers and salespersons.....	.....	.....	1351
2317. Senators Ridder, Lysen and McDermott: Revising the law relating to reduction in workers' compensation based on receipt of federal benefits.	174	519	.....
2317. (SUBSTITUTE) Committee on Labor (originally sponsored by Senators Ridder, Lysen and McDermott): Revising the law relating to reduction in workers' compensation based on receipt of federal benefits. ....	.....	.....	915
2318. Senators Rasmussen, Gould and Fleming (by State Treasurer request): Revising laws relating to state accounts and funds.....	174	314	.....
2319. Senator Rasmussen: Voiding certain adoption decrees where the marriage is subsequently dissolved.	174	.....	.....
2320. Senators Day, Marsh, Bottiger, Fleming, von Reichbauer, Conner, Odegaard, McDermott, Goltz, Moore, Rasmussen, Talmadge and Gould (by Executive request): Establishing the governor's council on criminal justice.....	174	.....	.....
2322. Senators Peterson, Talley and Quigg: Authorizing the department of game to retain fees charged for informational materials published by the department.....	175	325	552
2322. Senators Petersen, Talley and Quigg: Authorizing the director of game to permit hunting from a vehicle when necessary to control wildlife populations.	175	325	.....

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
2323. Senators Bluechel, Shinpoch and Newschwander (by Legislative Budget Committee request): Exempting middle management employees from civil service and higher education personnel laws.	175	.....	.....
2324. Senators Rasmussen, Donohue, McDermott and Odegaard (by Department of General Administration request): Giving the department of general administration a broader role in construction of state facilities.	175	.....	.....
2325. Senators Bottiger, Gould, Rasmussen and McDermott (by State Supt. of Public Instruction request): Mandating state fire marshal to make all plan reviews and construction inspections relating to fire prevention and safety in the schools and allowing imposition of fees for the same.	175	1132	1280
2326. Senators Rasmussen and Donohue (by Department of General Administration request): Revising the laws relating to control of state real estate by the department of general administration.	175	.....	.....
2327. Senators Rasmussen and Donohue (by Department of General Administration request): Revising laws relating to the department of general administration.	175	.....	.....
2328. Senators Rasmussen and Donohue (by Department of General Administration request): Regulating the formation and performance of contracts for state public works.....	176	.....	.....
2329. Senators Rasmussen and Donohue (by Department of General Administration request): Revising laws regulating procurement under the department of general administration.....	176	.....	.....
2330. Senators North and Wilson (by Insurance Commissioner request): Eliminating provisions for temporary agents' or brokers' licenses for insurance contracts.	177	.....	.....
2331. Senators Van Hollebeke, Wojahn and Morrison (by Department of Licensing request): Regulating entrance requirements of multiple listing associations.	177	.....	.....

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
2332. Senators North and Wilson (by Insurance Commissioner request): Authorizing certain educational requirements for insurance agent's and broker's licenses.....	177	1128	1191
2333. Senators Hansen, Clarke, Hayner, Talley, Bausch and Bluechel: Modifying tort and product liability law.....	177	499, 697	921
2334. Senators Rasmussen, Matson, Hansen and Gaspard: Prohibiting alien land ownership unless reciprocity is granted.	178	.....	.....
2335. Senators Fleming, Jones, Ridder, Morrison, McDermott, North and Lee) (by Senate Select Committee on Nursing Homes of the 45th Legislature request): Establishing a nursing home audit and cost reimbursement system.	178	546	.....
2335. (SUBSTITUTE) Committee on Social and Health Services (originally sponsored by Senators Fleming, Jones, Ridder, Morrison, Day, McDermott, North and Lee) (by Senate Select Committee on Nursing Homes of the 45th Legislature request): Establishing a nursing home audit and cost reimbursement system....	.....	.....	600
2336. Senators Fleming, Jones, McDermott, Morrison, Ridder, Day and North (by Senate Select Committee on Nursing Homes of the 45th Legislature request): Providing for resident care standards in nursing homes.	179	557	.....
2336. (SUBSTITUTE) Committee on Social and Health Services (originally sponsored by Senators Fleming, Jones, McDermott, Morrison, Ridder, Day and North) (by Senate Select Committee on Nursing Homes of the 45th Legislature request): Providing for resident care standards in nursing homes. ....	.....	.....	596
2337. Senators Fleming, Jones, North, Morrison, Buffington, Ridder, Day, McDermott and Hayner (by Senate Select Committee on Nursing Homes of the 45th Legislature request): Revising laws relating to fraud in connection with medical care claims to the state.....	179	519	.....

TITLE AND HISTORY OF SENATE BILLS—Continued

Third Reading	Other Action	Vote on Final Passage	House Messages	Signed by President of Senate	Signed by House Speakers	Action by the Governor
1192	.....	1195	SCR 117, 2814	.....	.....	.....
927, 1074	177-178, 652, 921	927, 1074	SCR 114, 1040	.....	.....	.....
.....
.....	546, 600	.....	.....	.....	.....	.....
600, 1074	.....	605, 1074	SCR 114, 1040, SCR 117, 2814	.....	.....	.....
.....	557, 596	.....	.....	.....	.....	.....
599, 1075	2471	605, 1075, 2471	SCR 114, 1040, 2471	2510	2511	Signed p. 2701 CH. 211 EX.
.....	608	.....	.....	.....	.....	.....

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
2337. (SUBSTITUTE) Committee on Social and Health Services (originally sponsored by Senators Fleming, Jones, North, Morrison, Buffington, Ridder, Day, McDermott and Hayner) (by Senate Select Committee on Nursing Homes of the 45th Legislature request): Revising laws relating to fraud in connection with medical care claims to the state.			608
2338. Senators Fleming, Jones, North, McDermott, Ridder, Morrison and Day (by Senate Select Committee on Nursing Homes of the 45th Legislature request): Revising laws relating to nursing homes.	179	557	605
2339. Senators Fleming, Jones, Ridder, McDermott, North, Day, Morrison and Lee (by Senate Select Committee on Nursing Homes of the 45th Legislature request): Requiring certification of nursing assistants in nursing homes....	179	326	595
2340. Senators Clarke, Walgren and Conner: Putting University of Washington police under the law enforcement and fire fighters retirement system.	194		
2341. Senators Henry, Wanamaker and Peterson: Modifying maximum size restrictions on motor vehicles.	194	340	1195
2342. Senators Marsh, Jones, Van Hollebeke, Talmadge and Bottiger: Adding a court reporter to the judicial council.	194	423	
2343. Senators Henry, Wanamaker and Peterson: Authorizing truck semitrailers to pull a second trailer.	194	340	631
2344. Senator Moore: Providing for supportive services to disabled persons.	194	570	
2345. Senators Odegaard, Vognild, Day, Matson, Scott, Lee, Moore, Woody, Hayner and Fleming: Making miscellaneous changes to educational clinic law.	194		
2346. Senators Marsh, Goltz, Henry, Odegaard and Talley: Authorizing certain reciprocity tuition and fee waivers with the state of Oregon.	195		

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
2347. Senators North, Bluechel and Lee: Establishing procedures for redistricting by commission.	195	.....	.....
2348. Senator Day: Limiting drugs which can be used by naturopaths.	195	.....	.....
2349. Senators Bottiger, Lewis and Woody (by Utilities and Transportation Commission request): Modifying penalties for failure to pay certain regulatory fees.	195	384	475
2350. Senators Donohue, Moore, Bottiger, Day, Rasmussen, Odegaard, Wojahn, Goltz, Conner, Gallagher, Bluechel, Lee, Benitz, Quigg and Lewis (by Executive request): Authorizing bonds for water supply facilities.	195	.....	.....
2351. Senators Benitz, Hansen and Morrison: Modifying the law on the determination of water rights.	195	519	.....
2352. Senators Benitz, Gaspard and Morrison: Changing the complaint procedure against water well contractors.	195	1132	.....
2353. Senators Benitz, Morrison and Guess: Establishing state route number 225.	195	.....	.....
2354. Senators Fleming, Guess and Ridder (by Department of Transportation request): Modifying the requirements for publication of the call for bids for highway projects.	196	340	502
2355. Senator Day: Revising the laws regulating osteopaths.	196	423	638
2356. Senator Van Hollebeke: Prohibiting the use of studded tires after April 1, 1983.	196	.....	.....
2357. Senators Donohue, McDermott, Day, Fleming, von Reichbauer, North, Jones, Lee, Bluechel, Conner, Rasmussen, Hansen, Gaspard, Vognild, Wojahn, Gallagher, Lewis and Quigg (by Executive request): Authorizing a bond issue for outdoor recreational facilities.	196	2143	.....

TITLE AND HISTORY OF SENATE BILLS—Continued

Third Reading	Other Action	Vote on Final Passage	House Messages	Signed by President of Senate	Signed by House Speakers	Action by the Governor
475, 1076	.....	475, 1077	SCR 114, 1040, SCR 117, 2814	.....	.....	.....
.....
.....	1299	.....	.....	.....	.....	.....
.....
.....
502, 1077	484, 1680	502, 1077, 1681	SCR 114, 1040, 1680	1755	1785	Signed p. 1896 CH. 69 EX.
638	.....	638	854	905	1006	Signed p. 1172 CH. 117
.....
.....	2144, 2313	.....	.....	.....	.....	.....

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
2357. (SUBSTITUTE) Committee on Ways and Means (originally sponsored by Senators Donohue, McDermott, Day, Fleming, von Reichbauer, North, Jones, Lee, Bluechel, Conner, Rasmussen, Hansen, Gaspard, Vognild, Wojahn, Gallagher, Lewis and Quigg) (by Executive request): Authorizing a bond issue for outdoor recreational facilities.			2313
2358. Senators Woody, Jones, Wojahn, Clarke, Talmadge and Hayner: Standardizing election procedures for judicial office.	196	499	
2358. (SUBSTITUTE) Committee on Constitution and Elections (originally sponsored by Senators Woody, Jones, Wojahn, Clarke, Talmadge and Hayner): Standardizing election procedures for judicial office.			1243
2359. Senator Day: Revising laws relating to naturopathic physicians.	196		
2360. Senators Fleming, Jones, Donohue, Day, Walgren, McDermott, Odegaard and Morrison (by Executive request): Making appropriations for nursing home purposes.	197		
2361. Senators Donohue, Shinpoch, Conner, Rasmussen, Peterson and Jones (by Executive request): Authorizing a bond issue for state government projects.	197	2144	
2361. (SUBSTITUTE) Committee on Ways and Means (originally sponsored by Senators Donohue, Shinpoch, Conner, Rasmussen, Peterson and Jones) (by Executive request): Authorizing a bond issue for state government projects.			2366
2362. Senators Woody, Ridder, Fleming, Gould and North: Requiring landlords to give increased notice of major changes in the status or policy of rented residential property.	197	480	637
2363. Senator Rasmussen (by Adjutant General request): Modifying procedures for promotion of officers in the state militia.	197	1184	
2364. Senators Peterson, Talley and Quigg: Defining harvesting of certain aquatic plant resources for the shoreline management act.	197		

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
2365. Senator Bausch (by Department of Natural Resources request): Reducing the membership of the interagency committee for outdoor recreation.	197	.....	.....
2366. Senators Van Hollebeke, Bluechel, Peterson and Jones: Permitting change of harbor lines in front of Lake Forest Park.	197	384	553
2367. Senators Peterson, Talley and Quigg: Revising laws relating to use of certain areas for aquaculture.	198	384	1243
2368. Senators Odegaard, Jones and Wojahn: Providing a deduction from business and occupation taxes for certain funeral home receipts...	198	.....	.....
2369. Senator Bottiger: Extending the time period for restoration of withdrawn contributions....	198	.....	.....
2370. Senators Morrison, Henry and Donohue: Modifying collective bargaining procedures for uniformed employees.	198	.....	.....
2371. Senator Bottiger: Permitting the first conveyance of condominiums by real estate contract.	198	.....	.....
2372. Senators Wilson and Lewis: Providing for postponement of an election to fill a partisan elective office becoming vacant shortly before the primary.	198	490	.....
2372. (SUBSTITUTE) Committee on Constitution and Elections (originally sponsored by Senators Wilson and Lewis): Providing for postponement of an election to fill a partisan elective office becoming vacant shortly before the primary. ....	.....	.....	620
2373. Senator Woody: Enumerating executive branch officials required to file public disclosure reports.	198	384	.....
2373. (SUBSTITUTE) Committee on Constitution and Elections (originally sponsored by Senator Woody): Enumerating executive branch officials required to file personal financial disclosure reports. ....	.....	.....	554

TITLE AND HISTORY OF SENATE BILLS—Continued

Third Reading	Other Action	Vote on Final Passage	House Messages	Signed by President of Senate	Signed by House Speakers	Action by the Governor
.....
553	553	720	721	779	Signed p. 934 CH. 19
1244	1244	SCR 117, 2814
.....
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.....	620
620, 1078	620, 1078	SCR 114, 1040, SCR 117, 2814
.....	553
554, 1078	554, 1078	SCR 114, 1040, SCR 117, 2814

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
2374. Senators Odegaard, Donohue, Talley, Woody, Shinpoch, Van Hollebeke, McDermott, Wilson, von Reichbauer, Benitz, Sellar, Gallagher, North, Guess, Wanamaker, Lee, Peterson, Day, Moore, Marsh, Talmadge, Vognild, Bausch, Goltz, Williams, Scott, Quigg, Morrison, Lewis and Gaspard (by Executive request): Revising the property tax treatment of retired owners.....	198	456	.....
2374. (SUBSTITUTE) Committee on Ways and Means (originally sponsored by Senators Odegaard, Donohue, Talley, Woody, Shinpoch, Van Hollebeke, McDermott, Wilson, von Reichbauer, Benitz, Sellar, Gallagher, North, Guess, Wanamaker, Lee, Peterson, Day, Moore, Marsh, Talmadge, Vognild, Bausch, Goltz, Williams, Scott, Quigg, Morrison, Lewis and Gaspard (by Executive request): Revising the property tax treatment of retired owners.....	.....	.....	566
2375. Senators Sellar, Talley, Lewis and Conner: Revising laws relating to civil service for sheriffs' offices.	205	499	.....
2375. (SUBSTITUTE) Committee on Local Government (originally sponsored by Senators Sellar, Talley, Lewis and Conner): Revising laws relating to civil service for sheriffs' offices.....	.....	.....	1115
2376. Senators Lewis, Gaspard and Guess: Permitting transfers from a local improvement guarantee fund to a general fund of a city or town.....	205	480	.....
2376. (SUBSTITUTE) Committee on State Government (originally sponsored by Senators Lewis, Gaspard and Guess): Permitting transfers from a local improvement guarantee fund to a general fund of a city or town. ....	.....	.....	564
2377. Senators Conner and Gaspard: Establishing new procedures for removing unauthorized motor vehicles from private property.	205	.....	.....
2378. Senators Wojahn, Jones, Ridder and Talmadge: Authorizing the payment of certain pension benefits to spouses and ex-spouses.....	205	1467	1806
2379. Senator Lysen: Exempting \$20,000 of property from taxation.	206	.....	.....
2380. Senator Day: Adding laws for regulation of naturopathic physicians.	206	.....	.....

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
2381. Senators Talmadge, Bottiger and Gallagher: Revising superior court clerks' fees.....	206	1236	.....
2382. Senators Talley, Gaspard and Vognild (by Washington Association of Fire Chiefs request): Regulating bulk carriers of hazardous materials.	206	.....	.....
2383. Senators Marsh, Jones and Talmadge: Providing for protection of personal information held by government agencies.	206	.....	.....
2384. Senators Fleming, Bottiger and Ridder: Including notice to terminate tenancy within the definition of retaliatory action.	206	.....	.....
2385. Senators Day and Moore: Requiring funeral directors to divulge certain information to customers.	206	404	564
2386. Senators Quigg, Van Hollebeke and Gallagher: Adding a judge to the superior court of Grays Harbor county.	206	.....	.....
2387. Senators Morrison and Wojahn: Requiring funeral directors and embalmers to complete an annual continuing education requirement before license renewal.	206	.....	.....
2388. Senators Newschwander, Bausch and Odegaard: Modifying the privilege fees on certain producers of food fish.	206	611	.....
2388. (SUBSTITUTE) Committee on Ways and Means (originally sponsored by Senators Newschwander, Bausch and Odegaard): Modifying the privilege fees on certain producers of food fish. ....	.....	.....	910
2389. Senator Quigg: Requiring a license for the digging of razor clams for personal use.....	207	.....	.....
2390. Senators Conner, Clarke, Wojahn, Woody, and Hayner (by State Patrol request): Revising laws relating to the organized crime intelligence unit.	207	.....	.....
2391. Senators Hansen and Wanamaker: Revising the formula for distribution of fuel tax revenues to counties.	229	593	.....
2392. Senators Henry and Hansen: Permitting gifts of real property to governmental units.....	229	.....	.....

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
2393. Senators Odegaard, Gaspard, Hansen, Peterson and Wanamaker: Establishing enforcement procedures to prevent the spread of noxious weeds.	229	369	.....
2393. (SUBSTITUTE) Committee on Agriculture (originally sponsored by Senators Odegaard, Gaspard, Hansen, Peterson and Wanamaker): Establishing enforcement procedures to prevent the spread of noxious weeds. ....	.....	.....	531
2394. Senators Moore and Sellar: Providing travel allowances and increasing the compensation for the commissioners of special purpose districts.	229	499	.....
2394. (SUBSTITUTE) Committee on Local Government (originally sponsored by Senators Moore and Sellar): Providing travel allowances and increasing the compensation for the commissioners of special purpose districts. ....	.....	.....	1320
2395. Senators Moore, Lee and Sellar: Providing deadlines for local governments to approve special purpose districts' comprehensive plans.	230	.....	.....
2396. Senators Wilson, Matson, Donohue and Hayner: Exempting certain intra-family transfers from the excise tax on real estate transfers... ..	230	546	1219
2397. Senator Moore: Modifying special purpose district contract and bid procedures.	230	.....	.....
2398. Senators Rasmussen, Shinpoch and Newschwander (by Office of Financial Management request): Modifying procedures for the replacement of lost or destroyed state warrants.. ..	230	340	564
2399. Senators Rasmussen, Shinpoch and Newschwander (by Office of Financial Management request): Modifying state reimbursement for care of county prisoners.....	230	341	913
2400. Senators Rasmussen, Walgren and Morrison by Adjutant General request): Modifying various provisions relating to the state militia.....	230	1184	.....
2401. Senator Rasmussen: Requiring agencies to pay the legal fees in certain appeals of administrative actions.	231	.....	.....

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
2402. Senators McDermott, Lysen, Woody and Talley: Providing for annual adjustments for disability and death benefits under the industrial insurance act.	231	456	919
2403. Senators Wilson and Sellar (by State Auditor request): Revising the law on billing municipal corporations for services rendered.....	231	326	531
2404. Senators Wilson, Sellar and Odegaard (by State Auditor request): Fixing the intervals between audits for local governments.	231	423	.....
2405. Senators Peterson, Talley and Wanamaker: Renaming the department of game and the state game commission.	231	326	.....
2406. Senators Wojahn, Ridder, Rasmussen, Goltz, Gould, Day, Lee, North and McDermott: Establishing a pilot project for displaced homemakers.	231	480	632
2407. Senators Wilson, North, Bluechel, Talley, Henry, Moore, Vognild, Sellar, Hansen, Rasmussen, Odegaard and Hayner: Reimbursing cities and counties for costs incurred due to new or expanded programs imposed by state law.	231	.....	.....
2408. Senators Rasmussen, Shinpoch and Newschwander (by Office of Financial Management request): Authorizing the director of financial management to evaluate and satisfy certain sundry claims against the state.	231	341	1245
2409. Senator McDermott: Modifying the privileged status of marital communications.	231	.....	.....
2410. Senators Rasmussen, Shinpoch and Matson (by Office of Financial Management request): Modifying procedures for approval of chiropractic disciplinary board members' travel vouchers.	232	.....	.....
2411. Senators Wilson, Sellar and Fleming: Providing for payment by a local government of judgments against employees performing official duties.	232	611	.....

TITLE AND HISTORY OF SENATE BILLS—Continued

Third Reading	Other Action	Vote on Final Passage	House Messages	Signed by President of Senate	Signed by House Speakers	Action by the Governor
.....	926, 1080	921, 869, 2514	SCR 114, 1040, 2514	2518	2728	Signed p. 2934 CH. 231 EX.
532	862	532, 862	860	905	1006	Signed p. 1096 CH. 71
.....	1131	.....	.....	.....	.....	.....
.....	1299	.....	.....	.....	.....	.....
633	860	634, 860	860	905	1006	Signed p. 1096 CH. 73
.....
1245	.....	1245	SCR 117, 2814	.....	.....	.....
.....
.....	232	.....	.....	.....	.....	.....
.....	1321	.....	.....	.....	.....	.....

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
2411. (SUBSTITUTE) Committee on Local Government (originally sponsored by Senators Wilson, Sellar and Fleming): Providing for payment by a local government of judgments against employees performing official duties.			1321
2412. Senators Rasmussen, Shinpoch and Newschwander (by Office of Financial Management request): Modifying procedures for payment of travel expenses of state employees.....	232	341	1245
2413. Senators Hayner, Sellar, North, Newschwander, Lee, Gaspard and McDermott: Providing special workers' compensation benefits for correctional personnel injured in the line of duty...	232		
2414. Senators Gaspard, Pullen and Bottiger: Establishing certain procedures to inform and assist victims of crimes.	232	491	
2414. (SUBSTITUTE) Judiciary Committee (originally sponsored by Senators Gaspard, Pullen and Bottiger): Establishing certain procedures to inform and assist victims of crimes.....			1115
2415. Senators Talmadge, Sellar and Hayner: Revising procedures relating to civil commitment...	232	499	
2415. (SUBSTITUTE) Judiciary Committee (originally sponsored by Senators Talmadge, Sellar and Hayner): Revising procedures relating to civil procedures.			1153, 1172
2416. Senators Gaspard, Hayner and Bottiger: Providing for return of stolen property in police custody to the owner of the property.	233		
2417. Senators Gaspard, Hayner and Bottiger: Adding certain procedures for imposing and enforcing restitutions to the victims of crimes...	233	424	565
2418. Senator Henry: Insuring accuracy and proper usage of drivers' records.....	233	315	
2418. (SUBSTITUTE) Committee on Transportation (originally sponsored by Senator Henry): Insuring accuracy and proper usage of drivers' records.			476
2419. Senators Gaspard, Quigg and Bottiger: Relating to mineral and energy resources in the state of Washington.	243		

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
2420. Senators Lysen and Pullen: Prohibiting certain terms in employment agreements relating to inventions by employees.	243	906	.....
2420. (SUBSTITUTE) Committee on Labor (originally sponsored by Senators Lysen and Pullen): Prohibiting certain terms in employment agreements relating to inventions by employees. ....	.....	.....	1246
2421. Senators Gould, Vognild and Woody: Increasing the number of superior court judges in Snohomish county.	243	.....	.....
2422. Senator Day: Revising laws relating to certain health care professionals.	243	480	.....
2422. (SUBSTITUTE) Committee on Social and Health Services (originally sponsored by Senator Day): Revising laws relating to certain health care professionals. ....	.....	.....	984
2423. Senators Bausch and Jones: Modifying the application of insurance laws to title insurers..	243	491	621
2424. Senators Bottiger and Conner: Revising the law on pilotage.	243	.....	.....
2425. Senators Bottiger, Quigg and Gaspard: Relating to mineral and energy resources in the state of Washington.....	244	.....	.....
2426. Senators Bluechel, Rasmussen, Scott, Shinpoch and Woody (by Legislative Budget Committee request): Mandating school districts and educational service districts to buy their liability insurance through the risk management office in the department of general administration...	244	611	1219
2427. Senators Peterson, Wanamaker and Goltz: Appropriating funds for realignment of state route 20.	244	499	.....
2428. Senators Day, Moore, Jones, Odegaard, McDermott, Ridder, Wojahn and Quigg: Revising the definition of "gravely disabled" for those with mental illness.	244	404	.....
2429. Senators Lysen, Moore, Vognild and Morrison: Clarifying administrative provisions of the public employment relations commission.....	244	765	1246

TITLE AND HISTORY OF SENATE BILLS—Continued

Third Reading	Other Action	Vote on Final Passage	House Messages	Signed by President of Senate	Signed by House Speakers	Action by the Governor
.....	1246	.....	.....	.....	.....	.....
1246	.....	1246	SCR 117, 2814	.....	.....	.....
.....
.....	984	.....	.....	.....	.....	.....
984, 1081	1638	984, 1081	SCR 114, 1040, 1638, 1818	1871	2041	Signed p. 2127 CH. 111 EX.
621, 1082	622, 1082	SCR 114, 1040, SCR 117, 2814
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1220	1220	SCR 117, 2814
.....
.....	1203
1247	1247	SCR 117, 2814

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
2430. Senators Lysen, Moore, Vognild and Morrison: Removing transcription requirement for hearings of the public employment commission....	244	765	1247
2431. Senators Lysen, Moore, Vognild and Morrison: Including port districts within collective bargaining laws.	244	571, 765	.....
2432. Senators Bottiger and North: Revising law relating to energy facility site locations.....	245	.....	.....
2433. Senators Day, Ridder and Shinpoch: Revising the definition of unemployable persons.....	245	481	985
2434. Senators Goltz, Scott and Benitz: Regulating certain educational institutions.	245	481	.....
2434. (SUBSTITUTE) Committee on Higher Education (originally sponsored by Senators Goltz, Scott and Benitz): Regulating certain educational institutions. ....	.....	.....	1196
2435. Senators Van Hollebeke and Wojahn (by Department of Licensing request): Revising laws relating to notaries public.	245	.....	.....
2436. Senators Van Hollebeke, Wojahn and Morrison (by Department of Licensing request): Revising laws regulating accountants.....	245	.....	.....
2437. Senators Van Hollebeke and Morrison (by Department of Licensing request): Revising laws regulating cosmetologists.	245	.....	.....
2438. Senators Rasmussen, Odegaard and Vognild: Requiring creditors to notify consumers of unfavorable credit reports.	246	.....	.....
2439. Senators Gallagher, Newschwander and Talley: Establishing penalties for fisheries violations.	246	500	.....
2439. (SUBSTITUTE) Committee on Natural Resources (originally sponsored by Senators Gallagher, Newschwander and Talley): Establishing penalties for fisheries violations.....	.....	.....	639
2440. Senators Bottiger, Gallagher and Gaspard: Exempting certain leased property from taxation.	246	.....	.....

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
2441. Senators Henry, McDermott and Sellar: Authorizing the taxation of certain defined utility functions by counties.	246		
2442. Senator Bottiger: Relating to energy distribution systems.	246	1169	
2442. (SUBSTITUTE) Committee on Energy and Utilities (originally sponsored by Senator Bottiger): Extending the governor's emergency powers relating to energy emergencies to June 30, 1981.			1346
2443. Senators Wilson, Sellar and Talley: Relating to local government.	247		
2444. Senator Goltz: Relating to vocational-technical institutes.	247		
2445. Senator Goltz: Relating to the council for post-secondary education.	247		
2446. Senator Goltz: Relating to the council for post-secondary education.	247		
2447. Senator Goltz: Relating to tuition and fees of state institutions of higher education.	247		
2448. Senator Goltz: Relating to vocational education.	247		
2449. Senator Goltz: Relating to the state board for community colleges.	247		
2450. Senator Goltz: Relating to community colleges.	247		
2451. Senator Goltz: Relating to postsecondary education.	247	716	
2451. (SUBSTITUTE) Committee on Higher Education (originally sponsored by Senator Goltz): Pertaining to tuition and fee waivers by institutions of higher education.			1209
2452. Senator Goltz: Relating to postsecondary education.	247		
2453. Senator Goltz: Relating to institutions of higher education.	247		
2454. Senator Woody: Relating to elections.	247	1184	

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
2454. (SUBSTITUTE) Committee on Constitution and Elections (originally sponsored by Senator Woody): Making various changes in the voter registration laws.			1248
2455. Senator Woody: Amending public disclosure laws.	247	1170	
2456. Senator Woody: Facilitating public disclosure.	247		
2457. Senator Bottiger: Relating to energy utilities accounting procedures.	247		
2458. Senator Peterson: Relating to food fish and shellfish.	248		
2459. Senators Wilson, Sellar and Talley: Relating to local government.	248		
2460. Senator Peterson: Relating to food fish and shellfish.	248		
2461. Senators Rasmussen, McDermott and Wanmaker (by Utilities and Transportation Commission request): Redesignating the utilities and transportation commission as the public service commission.	259	369	475
2462. Senators Rasmussen, Clarke and Wojahn (by State Treasurer request): Extending the authorized types of investments for state funds..	261	369	902
2463. Senators Donohue, Fleming, Marsh, von Reichbauer, Wojahn, Day, Williams and Bausch (by Executive request): Authorizing bond issue for making state programs and services accessible to the handicapped.	261		
2464. Senators Odegaard, von Reichbauer, Day, Talley, Donohue, Moore, Marsh, Walgren, Vognild, Gaspard, Wojahn, Hansen and Hayner (by Executive request): Revising the property tax treatment of retired owners.....	261		
2465. Senators Odegaard, Goltz, Donohue, McDermott and Williams: Prorating on a twelve-month basis the retirement credit of classified employees of institutions of higher education.....	262	481, 698	

TITLE AND HISTORY OF SENATE BILLS—Continued

Third Reading	Other Action	Vote on Final Passage	House Messages	Signed by President of Senate	Signed by House Speakers	Action by the Governor
1248	1249	SCR 117, 2814
.....	1299
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475, 1083	475, 1083	SCR 114, 1040, SCR 117, 2814
902, 1083	902, 1083	SCR 114, 1040, 2042	2070	2150	Signed p. 2423 CH. 154 EX.
.....
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.....	991

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
2465. (SECOND SUBSTITUTE) Committee on Higher Education (originally sponsored by Senators Odegaard, Goltz, Donohue, McDermott and Williams): Prorating on a twelve-month basis the retirement credit of classified employees of institutions of higher education.....	.....	.....	991
2466. Senators Marsh, Clarke and Bottiger: Pertaining to civil actions and proceedings.	262	491	1117
2467. Senators Walgren, Marsh and Clarke: Penalizing the act of driving with a suspended or revoked out-of-state driver's license.....	262	611	1249
2468. Senators Walgren, Clarke and Van Hollebeke: Penalizing attempts to elude pursuing police cars.	262	491	1124
2469. Senators Fleming, North, McDermott, Moore, Goltz, Ridder, Sellar and Williams: Modifying the leasehold excise tax exemption on certain property within certain historical sites.	262	.....	.....
2470. Senators Henry, Conner and Lee (by Superintendent of Public Instruction request): Implementing law relating to warning signals and use thereof on school buses.....	262	500	.....
2471. Senators Marsh, Henry, Odegaard, Benitz and Hayner: Enlarging the power of weed inspectors:	262	.....	.....
2472. Senators Donohue and Scott (by Office of Financial Management request): Changing law to dispose of present local deductible revenues deducted from state's apportionment to counties for common school education.....	262	.....	.....
2473. Senators Lewis and von Reichbauer (by State Parks and Recreation Commission request): Providing for use of moneys derived from sale of state parks land.	263	351	1166
2474. Senators North and Bottiger: Updating references to the state building codes.....	263	520	1162
2475. Senators Moore, Day, McDermott, Quigg and Ridder: Revising laws relating to homemaker services.	263	583	1196

TITLE AND HISTORY OF SENATE BILLS—Continued

Third Reading	Other Action	Vote on Final Passage	House Messages	Signed by President of Senate	Signed by House Speakers	Action by the Governor
993, 1084	.....	993, 1084	SCR 114, 1040, SCR 117, 2814	.....	.....	.....
1117	2731	1117, 2731	2730	2737	2782	Signed p. 2935 CH. 264 EX.
1249	1249	1605	1629	1758	Signed p. 1896 CH. 74 EX.
1124	1647	1124, 1647	1647	1692	1785	Signed p. 1896 CH. 75 EX
.....	274
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1166	1166	SCR 117, 2814
1165	1641	1165, 1641	1640	1692	1785	Signed p. 1896 CH. 76 EX.
1196	.....	1196	SCR 117, 2814	.....	.....	.....

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
2476. Senator Newschwander: Transferring fisheries and game enforcement to the state patrol.....	263	.....	.....
2477. Senators Conner, Walgren and Rasmussen: Modifying the definition of marine employees.	263	684	.....
2478. Senators Goltz, Benitz and Hayner (by Office of Financial Management request): Raising general tuition and operating fees at institutions of higher education.	263	.....	.....
2479. Senators Bausch, Odegaard and Van Hollebeke (by Department of Commerce and Economic Development request): Increasing amount of certain investments that banks may hold.....	264	481	622
2480. Senator Henry: Forbidding operation of a motor vehicle with a load not properly secured.	264	481	.....
2481. Senator Henry (by Washington State Patrol request): Revising the law relating to spot checks by the state patrol.	264	457	1135
2482. Senators Van Hollebeke, Odegaard and Wanamaker (by Department of Commerce and Economic Development request): Revising laws regulating partnerships.	264	583	.....
2482. (SUBSTITUTE) Committee on Commerce (originally sponsored by Senators Van Hollebeke, Odegaard and Wanamaker) (by Department of Commerce and Economic Development request): Revising laws regulating business regulations. ....	.....	.....	1221
2483. Senators Van Hollebeke, Walgren and Wanamaker (by Department of Commerce and Economic Development request): Revising laws regulating contractors.	264	.....	.....
2484. Senators Walgren, Odegaard, Wanamaker and Van Hollebeke (by Department of Commerce and Economic Development request): Providing self-employment incentive to reduce unemployment.	265	.....	.....
2485. Senators Day, Marsh, Donohue, Clarke, von Reichbauer, Talmadge and Quigg: Authorizing summary probation after commitment.	265	1251	.....

TITLE AND HISTORY OF SENATE BILLS—Continued

Third Reading	Other Action	Vote on Final Passage	House Messages	Signed by President of Senate	Signed by House Speakers	Action by the Governor
622	.....	622	854	905	1006	Signed p. 1172 CH. 124
1135	.....	1137	.....	.....	.....	.....
	1220	.....	.....	.....	.....	.....
1221	.....	1221	1488	1615	1631	Signed p. 1795 CH. 22 EX
	1281	.....	.....	.....	.....	.....

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
2485. (SUBSTITUTE) Judiciary Committee (originally sponsored by Senators Day, Marsh, Donohue, Clarke, von Reichbauer, Talmadge and Quigg): Authorizing summary probation after commitment.			1281
2486. Senators Sellar, Hansen and Morrison: Removing the limit on assessment increases by the apple commission.	265	404	513
2487. Senators Henry, Hansen, Peterson, Day Van Hollebeke, Vognild, Sellar, Matson, Donohue, Walgren and von Reichbauer: Establishing a maximum state speed limit of 65 mph.....	265	457	
2488. Senators Woody, McDermott, Scott and Bausch: Increasing workers' compensation benefits for permanent partial disabilities.	265		
2489. Senators Hansen and Bausch: Authorizing the formation of park and recreation districts containing portions of more than one county.....	265		
2490. Senators Gaspard, Matson, Ridder and Walgren: Authorizing salary deductions for charitable donations to the combined health agencies program.	278		
2491. Senators Day and Talmadge: Requiring care for mental disorders be included in group disability insurance and health care services plans.	279		
2492. Senators Day, Marsh and Van Hollebeke: Requiring emergency teletypewriters to aid persons with hearing defects.	279	424	566
2493. Senators Rasmussen, Newschwander and Matson (by Office of Financial Management request): Transferring certain duties to the department of revenue.	279		
2494. Senator Bottiger: Granting the power of eminent domain to certain energy facilities....	279	583	
2494. (SUBSTITUTE) Committee on Energy and Utilities (originally sponsored by Senator Bottiger): Granting the power of eminent domain to certain energy facilities.			1343
2495. Senator Bottiger: Establishing penalties for curfew violation by juveniles.	279	571	

TITLE AND HISTORY OF SENATE BILLS—Continued

Third Reading	Other Action	Vote on Final Passage	House Messages	Signed by President of Senate	Signed by House Speakers	Action by the Governor
1281	1282	SCR 117, 2814
513	513	720	721	779	Signed p. 934 CH. 20
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567, 1084	1642	568, 1084, 1642	SCR 114, 1040, 1642	1692	1785	Signed p. 1892 CH. 63 EX.
.....
.....	1343	.....	.....	.....	.....	.....
.....
1344	.....	1344	SCR 117, 2814	.....	.....	.....
.....	1249	.....	.....	.....	.....	.....

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
2495. (SUBSTITUTE) Committee on Energy and Utilities (originally sponsored by Senator Bottiger): Establishing penalties for curfew violation by juveniles.			1249
2496. Senator Bottiger: Establishing penalties for habitual truancy.	279		
2497. Senators Wilson, Gould, Wojahn, Matson and Day: Establishing a schedule for sunset review.	279		
2498. Senators Van Hollebeke, Talmadge and Williams: Reenacting the law granting attorney fees to an owner suing to recover stolen goods from a pawnbroker.	300		
2499. Senators Gaspard and Gould (by Superintendent of Public Instruction request): Authorizing pilot programs for parental involvement in education.	300		
2500. Senators Van Hollebeke, Williams and Bottiger: Defining the phrase "withhold or appropriate" as used in relation to theft and robbery.	300		
2501. Senators Benitz, Gaspard and Hansen: Modifying powers of public utility districts relating to conservation, utilization, development, and management of water resources.	300	404	
2502. Senators Conner, Day and Rasmussen (by Department of Veterans Affairs request): Providing free license plates of a distinctive design for Medal of Honor winners.	300	557	900
2503. Senators Quigg, Peterson and Talley (by Department of Natural Resources request): Providing for a forest land management program.	300		
2504. Senators Morrison, Gaspard, Benitz and Hansen: Providing for water during drought conditions.	300	469	
2504. (SUBSTITUTE) Committee on Agriculture (originally sponsored by Senators Morrison, Gaspard, Benitz and Hansen): Providing for water during drought conditions.			1126
2505. Senators Donohue, Marsh, Day, Walgren, Ridder and Goltz (by Executive request): Authorizing a bond issue for jail facilities.	301	1128	

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
2505. (SUBSTITUTE) Committee on Ways and Means (originally sponsored by Senators Donohue, Marsh, Day, Walgren, Ridder and Goltz) (by Executive request): Authorizing a bond issue for jail facilities.			1647
2506. Senators North and Shinpoch: Prohibiting the mandatory retirement of public employees under the age of seventy.	301	765	1189
2507. Senators Talley, Wilson, Conner, Vognild, Woody and Odegaard: Increasing the compensation of certain fire district commissioners...	301	583	1197
2508. Senators Bottiger and Day: Pertaining to insurance premium taxes.	301	1184	1258
2509. Senator Day: Relating to community services.	301		
2510. Senators Goltz, Wojahn, Ridder, Fleming and North: Exempting prescription devices from sales tax.	301		
2511. Senators Van Hollebeke, Walgren, Matson, Morrison, Quigg, Wojahn and Jones: Making the recovery and recycling of waste materials part of litter control.	301	369	510
2512. Senator Talley: Creating a state fisheries commission and setting out its powers and duties.	302		
2513. Senators Hansen, Guess and Goltz: Authorizing regional universities and The Evergreen State College to waive fees for certain nationals from friendly foreign nations.....	302		
2514. Senators Odegaard, Donohue, Morrison, Benitz, Woody and Talley (by Department of Revenue request): Modifying the timber tax law.....	302		
2515. Senators Odegaard, Donohue, Morrison, Benitz, Woody and Talley (by Department of Revenue request): Revising the law on forest land valuation.	302		
2516. Senators Odegaard, Donohue, Morrison, Benitz, Woody, Talley and Williams (by Department of Revenue request): Extending the tax on harvesters of timber.	303		

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
2517. Senators McDermott, Gould, Ridder, Morrison and Gaspard (by Superintendent of Public Instruction request): Creating program of remediation assistance to public school students who are deficient in basic skills achievement..	303	583	.....
2518. Senators McDermott, Matson and Gaspard (by Superintendent of Public Instruction request): Implementing law relating to use of school plants for community activities and making an appropriation therefor.	303	481	.....
2518. (SUBSTITUTE) Committee on Education (originally sponsored by Senators McDermott, Matson and Gaspard) (by Superintendent of Public Instruction request): Implementing law relating to use of school plants for community activities and making an appropriation therefor. ....	.....	.....	622
2519. Senators Shinpoch and Donohue (by Office of Financial Management request): Transferring excess balances in certain state funds and accounts into the general fund.	303	.....	.....
2520. Senator Lysen: Providing self-insurance for the state and political subdivisions.....	303	.....	.....
2521. Senators Odegaard, Donohue, Sellar, Wilson and Morrison: Modifying the B & O tax exemptions.	303	.....	.....
2522. Senator Lysen: Removing the power of eminent domain from port districts.....	303	.....	.....
2523. Senator Day: Relating to Indians.....	307	.....	.....
2524. Senator Day: Relating to the board of health..	307	.....	.....
2525. Senator Day: Relating to medical malpractice..	307	.....	.....
2526. Senator Day: Relating to social workers.....	307	.....	.....
2527. Senator Day: Relating to nursing.....	307	.....	.....
2528. Senator Day: Relating to sheltered workshops.	307	.....	.....
2529. Senator Day: Relating to people with handicaps.	308	.....	.....
2530. Senator Day: Relating to on-site sewage systems.	308	611	.....

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
2531. Senator Day: Relating to senior citizens.....	308	.....	.....
2532. Senator Day: Relating to hospital districts.....	308	1170	.....
2532. (SUBSTITUTE) Committee on Social and Health Services (originally sponsored by Senator Day): Permitting hospital districts to mortgage property. ....	.....	.....	1252, 1256
2533. Senator Day: Relating to physicians.....	308	.....	.....
2534. Senator Day: Relating to housing.....	308	.....	.....
2535. Senator Day: Relating to group homes.....	308	.....	.....
2536. Senator Day: Relating to the hospital commission.	308	.....	.....
2537. Senator Day: Relating to child welfare.....	308	.....	.....
2538. Senator Day: Relating to health maintenance organizations.	308	.....	.....
2539. Senator Day: Relating to health care.....	308	.....	.....
2540. Senator Day: Relating to state institutions....	308	.....	.....
2541. Senator Day: Relating to state residential schools.	308	.....	.....
2542. Senator Day: Relating to dental hygiene.....	308	.....	.....
2543. Senator Day: Relating to medical practitioners.	308	.....	.....
2544. Senator Day: Relating to mental health.....	308	.....	.....
2545. Senator Day: Relating to alcoholism.....	309	.....	.....
2546. Senator Day: Relating to health planning....	309	.....	.....
2547. Senator Day: Relating to foster care.....	309	.....	.....
2548. Senator Day: Relating to the healing arts....	309	.....	.....
2549. Senator Day: Relating to chiropractic treatment.	309	.....	.....
2550. Senator Day: Relating to prison terms and paroles.	309	.....	.....
2551. Senator Day: Relating to the practice of osteopathy.	309	.....	.....
2552. Senator Day: Relating to corrections.....	309	.....	.....

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
2553. Senator Day: Relating to optometry.....	309	.....	.....
2554. Senator Day: Relating to hospitals.....	309	.....	.....
2555. Senator Day: Relating to social and health services.	309	.....	.....
2556. Senator Day: Relating to nursing homes.....	309	.....	.....
2557. Senator Day: Relating to dentistry.....	309	.....	.....
2558. Senator Day: Relating to public assistance.....	309	.....	.....
2559. Senator Bottiger: Permitting corporal punish- ment of juveniles under certain circumstances.	309	.....	.....
2560. Senator Bottiger: Establishing penalties for failure of a juvenile to obey an order from a person in loco parentis.....	309	.....	.....
2561. Senators Benitz, Woody and Hayner: Exempt- ing from the fire code hand-held candles used in religious ceremonies.....	310	491	1271
2562. Senators Lewis, Woody and Pullen: Permitting filing of registration transfers at the polls.....	310	482	568
2563. Senators von Reichbauer, Lewis, Gaspard and Sellar: Reorganizing and renaming the inter- agency committee for outdoor recreation.....	310	404	1168
2564. Senators von Reichbauer, Henry and Sellar: Regulating transportation of hazardous mate- rials.	311	424	.....
2565. Senators Day, Vognild, Talmadge, Conner, Wanamaker, Sellar and Woody: Providing for polling places accessible to handicapped per- sons.	311	500	1117
2566. Senators Scott and Shinpoch: Disestablishing an inactive program of state aid to county probation services.	311	.....	.....
2567. Senators Hansen, Sellar and Henry: Modifying laws governing liability for accidents at rail- road crossings.	316	482	.....
2568. Senator Gould: Increasing number of days in common school year for certain purposes.....	316	.....	.....

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER. AUTHOR. SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
2569. Senators Odegaard, Talley, Conner, Bausch, von Reichbauer and Wanamaker: Establishing a reciprocal surcharge on overnight camping in state parks by residents of other states.....	316	491	623
2570. Senators Hansen, Donohue and Benitz: Increasing the period for acquiring title by adverse possession.	316	.....	.....
2571. Senators Hansen, Donohue and Benitz: Modifying the environmental coordination procedures act.	316	.....	.....
2572. Senators Fleming and Wanamaker (by Department of Commerce and Economic Development request): Revising laws affecting minority and small businesses which seek public works contracts.	316	.....	.....
2573. Senators Matson, Goltz, Clarke, Talmadge and Newschwander: Establishing statutory procedures for a redistricting commission to implement a constitutional amendment.	317	.....	.....
2574. Senators Rasmussen, Morrison and Sellar (by Executive request): Providing agricultural labor parks.	317	500	.....
2575. Senator Conner: Prohibiting the sale of western red cedar from public lands.....	317	.....	.....
2576. Senators Hansen, Gaspard and Benitz: Authorizing dissolution of certain agricultural co-ops upon a two-thirds vote of the members voting on the issue.	317	491	.....
2577. Senators Bluechel, Henry and Clarke: Permitting lessees of harbor areas to pay a cash deposit instead of a bond.	317	.....	.....
2578. Senators Talley, Morrison, Van Hollebeke, McDermott and Ridder: Modifying the disqualifications for unemployment compensation.	317	.....	.....
2579. Senators Lewis, Goltz, McDermott and Van Hollebeke: Protecting children from exploitation through prostitution or pornography.....	317	1236	.....
2580. Senators Lysen, Morrison, Van Hollebeke, Quigg, Walgren, Rasmussen, Shinpoch, Gaspard and Woody: Adjusting workers' compensation payments.	317	457	568

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
2581. Senators Wojahn and Pullen (by State Employees Insurance Board request): Permitting the state employees' insurance board to self fund any insurance program under its jurisdiction.	317	.....	.....
2582. Senaotrs Ridder and Newschwander (by State Employees Insurance Board request): Modifying the laws on panel medicine plans for state employees.	318	.....	.....
2583. Senators Bluechel and Bausch: Permitting certain persons and institutions to prepare documents relating to the sale of property.....	326	.....	.....
2584. Senators Henry, Sellar and Talley: Authorizing a security force for operating agencies....	327	520	1811
2585. Senators Goltz, Clarke, Wilson and Lysen: Continuing for two additional years the reciprocity program with British Columbia on tuition and fees in institutions of higher education including graduate students therein....	327	492	1307
2586. Senator Day: Revising laws relating to local government boundary review boards.....	327	.....	.....
2587. Senators Day, Talley, Guess and McDermott: Providing community support programs for the mentally ill.	327	500	.....
2588. Senator Day: Providing student grants for out-of-state study in certain healing arts.....	327	.....	.....
2589. Senators Day and Peterson: Revising laws relating to substitutions of prescription drugs...	327	500	.....
2590. Senators McDermott and Ridder: Authorizing contracts for students transportation by school districts for periods not exceeding five years..	327	.....	.....
2591. Senators Conner, Rasmussen, Talley, Talmadge, Moore and Vognild: Extending public employment preference to widows and widowers of veterans.	327	.....	.....
2592. Senators Lysen, Vognild and Williams: Revising the laws relating to employment of minors.	328	.....	.....
2593. Senators Lysen and Williams: Revising laws relating to working conditions.....	328	.....	.....

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
2594. Senators Lysen and Williams: Prohibiting mandatory overtime.	328	.....	.....
2595. Senators Moore, Pullen and Jones: Providing emergency continuation of school levy tax relief to retired and disabled property owners.	328	.....	.....
2596. Senators Moore, Vognild, Lysen, Fleming, Ridder and McDermott: Expanding industrial insurance coverage of agricultural employment.	328	.....	.....
2597. Senators Moore, Lysen, Fleming, Ridder, McDermott and Shinpoch: Extending the unemployment compensation coverage of agricultural workers.	328	.....	.....
2598. Senators Bottiger, Bluechel, Goltz, Lysen, Woody and North: Authorizing tax credits for cogeneration facilities.	328	1204	.....
2598. (SUBSTITUTE) Committee on Energy and Utilities (originally sponsored by Senators Bottiger, Bluechel, Goltz, Lysen, Woody and North): Authorizing tax credits for cogeneration facilities. ....	.....	.....	1338
2599. Senators Peterson, Talley, Wanamaker and Vognild: Requiring domestic primary processing of western red cedar.	328	492	.....
2600. Senators McDermott, North, Wojahn, Goltz and Talley: Licensing social workers.....	329	.....	.....
2601. Senators Shinpoch, Gould, Donohue, Goltz, Scott and Guess: Making miscellaneous changes in higher education personnel board law.....	329	.....	.....
2602. Senators Conner, Hansen, Bausch, Matson and Jones: Authorizing licensed beer distributors to act as agents of manufacturers of distilled spirits.	329	482	561, 589
2603. Senator Conner: Enhancing motorcycle safety.	329	.....	.....
2604. Senator Rasmussen: Requiring agencies to pay for publication of materials in the state register.	329	.....	.....
2605. Senators Bottiger, North and Woody: Revising the state building code.	330	.....	.....

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
2606. Senators Odegaard, Clarke, Rasmussen, Bluechel, Woody, Bausch and Lee (by Legislative Budget Committee request): Providing assessments for support of juvenile offenders committed to the department of social and health services from parents or others normally obligated to furnish such support.....	330	.....	.....
2607. Senators Van Hollebeke, Quigg and Morrison: Regulating the provision of private security services.	330	583	.....
2608. Senators Keefe, Guess, Lewis and Day (by Department of Transportation request): Providing for issuance of refunding bonds in exchange for outstanding Spokane river toll bridge revenue bonds held by certain retirement systems.	342	584	.....
2609. Senators Morrison and Wanamaker (by Department of Commerce and Economic Development request): Revising prevailing wages on public works projects.	343	.....	.....
2610. Senators Shinpoch, Scott, Goltz, Talley, Odegaard, Gould, Morrison, Bausch, Ridder, Newschwander, Walgren, Conner and Lee: Authorizing certain granting of degrees at The Evergreen State College.	343	492, 1129	.....
2610. (SECOND SUBSTITUTE) Committee on Ways and Means (originally sponsored by Senators Shinpoch, Scott, Goltz, Talley, Odegaard, Gould, Morrison, Bausch, Ridder, Newschwander, Walgren, Conner and Lee): Authorizing certain granting of degrees at The Evergreen State College. ....	.....	.....	1198
2611. Senators Wanamaker and Lee (by Department of Commerce and Economic Development request): Placing certain responsibilities for meeting health and safety standards of a building on the owner rather than the lessee..	343	.....	.....
2612. Senators Pullen, Rasmussen, von Reichbauer, Lewis, Lee, Hayner, Vognild and Lysen: Authorizing persons resident within school district to observe classes in progress subject to certain limitations.	343	.....	.....

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
2613. Senator Day: Establishing certain procedures for stricter enforcement of laws against domestic violence.	343	.....	.....
2614. Senator Day: Pertaining to certain hospital construction projects and sales and use tax deferrals in relation thereto.....	343	501	.....
2615. Senators Wilson, Shinpoch, Sellar, Goltz and Hayner: Clarifying the law on executive sessions under the open meetings act.....	343	.....	.....
2616. Senators Bausch, von Reichbauer, Morrison, Ridder and Vognild: Authorizing persons under twenty-one years of age to be on the premises of liquor licensees for certain professional purposes.	344	557	.....
2617. Senators Jones, Benitz, Bluechel, Hayner, Clarke, Lee, Lewis, Newschwander and Morrison: Modifying the law on the transportation of property.	344	.....	.....
2618. Senators Bausch, Day and Clarke: Allowing a bank qualified to act as fiduciary in another state to establish common trust funds in Washington if affiliated with a bank so qualified in this state.....	344	.....	.....
2619. Senator Talmadge: Appropriating funds to improve traffic access to the south campus of Seattle community college.	344	.....	.....
2620. Senator Donohue (by Department of Revenue request): Modifying the law on unclaimed property.	344	520	.....
2621. Senator Donohue (by Department of Revenue request): Making miscellaneous changes to the tax laws.	344	.....	.....
2622. Senators Pullen, Henry, Talley, Sellar and Lee: Permitting notice and information from boards of special purpose districts about proposed petitions.	345	.....	.....
2623. Senators Matson, Benitz, Lee, Hayner, Newschwander, Guess and Jones: Prohibiting regulation of taxi rates by cities, towns and counties.	345	.....	.....

TITLE AND HISTORY OF SENATE BILLS—Continued

Action by
the Governor

Signed by
House Speakers

Signed by
President of
Senate

House Messages

Vote on
Final Passage

Other Action

Third Reading

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
2624. Senators Matson and Guess: Prohibiting regulation of rents by cities, towns and counties..	345	.....	.....
2625. Senators Matson, Benitz, Newschwander, Hayner and Guess: Repealing the unfair cigarette sales act.	345	.....	.....
2626. Senators Bausch, Wojahn and Wanamaker: Authorizing savings and loan associations to permit use of negotiable transfer from accounts.	345	1184	.....
2627. Senators Donohue and Talley: Measuring locally-assessed property values for purposes of equalizing property values.	346	.....	.....
2628. Senators Hayner, Woody, Lee, Guess, Newschwander, Conner and Vognild: Providing grants to counties to assist with law enforcement activities related to state institutions.....	346	.....	.....
2629. Senators Lysen, Morrison and Conner (by Employment Security Department request): Modifying restrictions on governmental access to records of the employment security department.	346	.....	.....
2630. Senators Lysen and Morrison (by Employment Security Department request): Extending life of the Buena camp migrant housing facility, authorizing prescribed rental fees, and making an appropriation therefor.	346	1132	1221
2631. Senators Goltz, Ridder, Gould, McDermott and Vognild: Abolishing certain fees at community colleges for certain students seeking to finish their high school education.	346	558	.....
2632. Senators Gaspard, Jones and Walgren: Modifying the definition of "debenture company"...	346	584	.....
2633. Senator Van Hollebeke: Pertaining to motor vehicle excise tax revenue distributions.....	346	.....	.....
2634. Senators Wojahn, Bausch and Wanamaker: Revising laws on savings and loan associations.	353	.....	.....
2635. Senator Bausch: Creating a savings and loan deposit guaranty association.....	353	.....	.....
2636. Senator Bausch: Revising laws relating to public depositaries.	353	.....	.....

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
2637. Senators Sellar and Hansen: Increasing the number of superior court judges.	354	.....	.....
2638. Senators Bausch and Clarke (by Department of General Administration request): Modifying the law on risk management.....	354	.....	.....
2639. Senators Donohue, Morrison, Gaspard and Hansen (by Department of Ecology request): Authorizing a bond issue for public services...	355	1793	.....
2639. (SUBSTITUTE) Committee on Ways and Means (originally sponsored by Senators Donohue, Morrison, Gaspard and Hansen) (by Department of Ecology request): Authorizing a bond issue for public services.....	.....	.....	2367
2640. Senators Clarke and Talmadge: Implementing the law relating to appellate procedure within the state.	355	.....	.....
2641. Senators McDermott, North, Talmadge and Gaspard: Providing that school district in-service training task forces contain certificated classroom teachers.	355	.....	.....
2642. Senators McDermott, North, Talmadge and Gaspard: Having state board of education examine and accredit all public schools within a school district.	356	.....	.....
2643. Senators Lysen, Conner and Morrison (by Employment Security Department request): Establishing civil penalties for late or inaccurate employer reports under unemployment compensation.	356	.....	.....
2644. Senators Lysen, Conner and Morrison (by Employment Security Department request): Making the minimum weekly unemployment compensation benefit equal to fifteen percent of the state average weekly wage.....	356	1129	1198
2645. Senators Lysen, Conner and Morrison (by Employment Security Department request): Allowing part-time students to receive unemployment compensation benefits.	356	.....	.....
2646. Senator Bausch (by Insurance Commissioner request): Revising insurance licenses.....	356	.....	.....

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
2647. Senator Bausch (by Insurance Commissioner request): Setting time limits for requesting refunds of insurance fees and taxes.....	357	.....	.....
2648. Senator Bausch (by Insurance Commissioner request): Increasing the process of service fee in legal action against an insurer.....	357	.....	.....
2649. Senator Bausch (by Insurance Commissioner request): Revising the billing for the expenses of examiners for insurance.....	357	.....	.....
2650. Senator Bausch (by Insurance Commissioner request): Revising laws relating to insurance..	357	.....	.....
2651. Senator Bausch (by Insurance Commissioner request): Eliminating laws regulating employee welfare trust funds.....	357	.....	.....
2652. Senator Bausch (by Insurance Commissioner request): Eliminating requirements for counter-signatures on insurance policies.	357	.....	.....
2653. Senator Lewis (by Insurance Commissioner request): Authorizing insurance advisory committees.	358	.....	.....
2654. Senator Bausch (by Insurance Commissioner request): Modifying permissible uses of driving abstracts by insurance companies.....	358	.....	.....
2655. Senator Bausch (by Insurance Commissioner request): Modifying the records retention schedule for the insurance commissioner.....	358	.....	.....
2656. Senator Lewis (by Insurance Commissioner request): Modifying capital surplus requirements for insurance companies.....	358	.....	.....
2657. Senator Van Hollebeke: Providing a pilot litter control program.	358	.....	.....
2658. Senators Guess and Henry: Providing for truck fees consistent with the international registration plan.	358	1185	.....
2658. (SUBSTITUTE) Committee on Transportation (originally sponsored by Senators Guess and Henry): Providing for truck fees consistent with the international registration plan.....	.....	.....	1316

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
2659. Senators Rasmussen, Jones and Shinpoch (by Department of Social and Health Services request): Exempting certain positions in the department of social and health services from the state civil service law.	359	500	.....
2660. Senator Rasmussen: Prohibiting the business of bail bondsman and regulating the release of persons charged with offenses.....	359	.....	.....
2661. Senators Talley and Lee: Authorizing credit unions to hold and receive deposits of public funds.	360	.....	.....
2662. Senator Day (by Department of Social and Health Services request): Requiring recipients to pay the costs of various social and health services.	360	.....	.....
2663. Senators Van Hollebeke, Walgren, Rasmussen, Odegaard and Talley: Allowing teachers to receive retirement credit for prior military service.	360	.....	.....
2664. Senator Donohue: Providing for the confidentiality of certain information.	360	.....	.....
2665. Senators Donohue and Walgren: Modifying the law on delinquent property taxes.....	360	.....	.....
2666. Senators Quigg, Bottiger and Guess: Specifying rights and liabilities in public works contracts involving public utility lines.....	361	988	.....
2666. (SUBSTITUTE) Committee on Energy and Utilities (originally sponsored by Senators Quigg, Bottiger and Guess): Specifying rights and liabilities contracts involving underground utility facilities. ....	.....	.....	1222
2667. Senators McDermott, Walgren and Morrison: Providing for library assistance.....	361	1133	1702
2668. Senators Pullen, Bausch, Day, von Reichbauer, Donohue and Lee: Requiring bank receipts for deposits to clearly indicate the account in which the deposit is made.....	361	.....	.....
2669. Senators Hayner, Lewis and Guess: Setting forth parents bill of rights relating to their students in common schools.....	361	.....	.....

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
2670. Senators Talmadge, Day, Walgren and Gould: Administering the early and periodic screening, diagnostic, and treatment program.....	361	501	.....
2671. Senator Conner: Redistricting the game commission.	361	.....	.....
2672. Senators McDermott, Morrison, Ridder and Gould: Implementing the law relating to school transportation.	361	.....	.....
2673. Senators McDermott, Lee and Ridder: Expanding program scope of basic education funding.	361	.....	.....
2674. Senators Conner and Talley (by Department of Natural Resources request): Providing for geoduck and clam licenses.	361	.....	.....
2675. Senators Talley, Henry and Lewis: Directing DOT to study the need for a bridge across the Cowlitz river near Rocky Point.	362	.....	.....
2676. Senators Wojahn, Gould and Rasmussen: Requiring the preparation, filing and distribution of notice of the economic impact of proposed agency rule making.	362	584	.....
2676. (SUBSTITUTE) Committee on State Government (originally sponsored by Senators Wojahn, Gould and Rasmussen): Requiring the preparation, filing and distribution of notice of the economic impact of proposed agency rule making. ....	.....	.....	1225
2677. Senator Williams: Creating a right of contributions and apportionment among tortfeasors.	362	.....	.....
2678. Senators Goltz, Gould and Fleming: Revising a law relating to public assistance.....	362	.....	.....
2679. Senator Williams: Providing for successor clauses in certain employment contracts.....	362	1149	.....
2680. Senator Williams: Establishing liability for stolen or damaged equipment of an employee-musician.	362	.....	.....
2681. Senator Williams: Redefining temporary service contractors for employment agencies.....	362	.....	.....

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
2682. Senator Goltz: Modifying appeal and notice provisions of the state environmental policy act.	362	584	.....
2683. Senator Williams: Modifying the law on actions against local government.	363	.....	.....
2684. Senator Williams: Requiring insurance premium studies.	363	612	.....
2685. Senator Bottiger: Simplifying financial reporting requirements for public officials.....	363	492	.....
2685. (SUBSTITUTE) Committee on Constitution and Elections (originally sponsored by Senator Bottiger): Simplifying financial reporting requirements for public officials.....	.....	.....	1189
2686. Senators McDermott, Williams and Fleming: Providing a cost of living adjustment for certain retired employees of institutions of higher education.	363	.....	.....
2687. Senators Gaspard, McDermott and Sellar: Protecting musicians' instruments while the musicians are working.	363	.....	.....
2688. Senator Hansen: Providing excise tax for operation of county solid waste systems.....	363	.....	.....
2689. Senator Hansen: Eliminating the requirement for the incorporation of fire protection standards in the public water system coordination act of 1977.	363	.....	.....
2690. Senator Rasmussen: Directing the department of transportation to construct a Naches Pass tunnel.	363	.....	.....
2691. Senators Bottiger, North and Benitz: Adding designee of the office of archaeology and historic preservation to energy facility site evaluation council.	363	520	.....
2692. Senator Williams: Relating to water quality...	370	.....	.....
2693. Senator Williams: Relating to water quality...	370	.....	.....
2694. Senator Williams: Relating to noise pollution..	370	.....	.....
2695. Senator Williams: Relating to water quality...	370	.....	.....
2696. Senator McDermott: Relating to transportation.	371	.....	.....

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
2697. Senator McDermott: Relating to education.....	371		
2698. Senator McDermott: Relating to school district certificated employees.	371		
2699. Senator Williams: Relating to environmental coordination procedures.	371		
2700. Senator Williams: Relating to shorelines management.	371		
2701. Senator Williams: Relating to air quality.....	371		
2702. Senator Williams: Relating to air quality.....	371		
2703. Senator Williams: Relating to environmental policy.	371		
2704. Senator McDermott: Relating to the Washington state teachers' retirement system.....	371		
2705. Senator McDermott: Relating to school district remedial programs.	371		
2706. Senator McDermott: Relating to education.....	371		
2707. Senator McDermott: Relating to school districts.	371		
2708. Senator McDermott: Relating to education....	371	906	
2709. Senator McDermott: Relating to education.....	371	612	
2709. (SUBSTITUTE) Committee on Education (originally sponsored by Senator McDermott): Implementing law relating to funding for basic education and pupil transportation.			1140, 1322
2710. Senator Williams: Relating to licensing of architects.	371		
2711. Senator Goltz: Relating to proprietary schools.	371		
2712. Senator Hansen: Relating to grist mills.....	372		
2713. Senator Goltz: Relating to tourism.....	372		
2714. Senator Williams: Relating to air quality.....	372		
2715. Senators Talmadge, Lee, Moore and Wojahn: Relating to community municipal corporations.	372		
2716. Senator Woody: Relating to elections.....	372	1170	

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
2716. (SUBSTITUTE) Committee on Constitution and Elections (originally sponsored by Senator Woody): Implementing the annual session constitutional amendment. ....	.....	.....	1253
2717. Senator Rasmussen: Relating to public funds and accounts.	372	.....	.....
2718. Senator Rasmussen: Relating to public employment.	372	.....	.....
2719. Senator Rasmussen: Relating to public fund and accounts.	372	.....	.....
2720. Senator Rasmussen: Relating to public employment.	372	1185	.....
2721. Senator Rasmussen: Relating to state government.	372	558	.....
2721. (SUBSTITUTE) Committee on State Government (originally sponsored by Senator Rasmussen): Creating the state general obligation bond retirement fund. ....	.....	.....	2076
2722. Senator Rasmussen: Relating to state government.	372	1185	.....
2723. Senator Rasmussen: Relating to state government.	372	.....	.....
2724. Senator Rasmussen: Relating to state government.	372	.....	.....
2725. Senator Day: Relating to chiropractic.....	372	.....	.....
2726. Senator Bausch: Modifying the law on the listing of omitted property.....	372	.....	.....
2727. Senators Bausch, Clarke and Goltz (by Insurance Commissioner request): Granting immunity to insurance companies which provide information on possible arson fires to investigating agencies.	373	1185	1254
2728. Senator Bausch (by Insurance Commissioner request): Granting the insurance commissioner authority to set an annual renewal date for surplus line brokers' licenses.	373	.....	.....
2729. Senator Day (by Insurance Commissioner request): Requiring periodic examination of health care service contractors and health maintenance organizations.	373	.....	.....

TITLE AND HISTORY OF SENATE BILLS—Continued

Third Reading	Other Action	Vote on Final Passage	House Messages	Signed by President of Senate	Signed by House Speakers	Action by the Governor
1253		1254	SCR 117, 2815			
	1299					
	2076					
2076		2076	SCR 117, 2815			
	1299					
1255	1682	1255. 1682	1681	1755	1786	Signed p. 1896 CH. 80 EX.

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
2730. Senator Bausch (by Insurance Commissioner request): Authorizing issuance of certain limited licenses to sell insurance.	373	.....	.....
2731. Senator Day (by Insurance Commissioner request): Regulating health care service contractors.	373	482	.....
2732. Senator Rasmussen: Transferring certain functions to the department of ecology.	373	.....	.....
2733. Senators Walgren, Gould, Odegaard, Quigg, Gallagher, North and Gaspard: Permitting members of the teachers' and public employees' retirement system to establish credit for prior service.	373	.....	.....
2734. Senators Bausch, Walgren and Clarke: Modifying provisions for honoring an adverse claim to a deposit on the books of a bank or trust company.	373	492	.....
2735. Senators von Reichbauer and Rasmussen: Requiring radio communication equipment on trains.	373	612	.....
2735. (SUBSTITUTE) Committee on Transportation (originally sponsored by Senators von Reichbauer and Rasmussen): Requiring radio communication equipment on trains. ....	.....	.....	1226
2736. Senators Lee, von Reichbauer and Wanamaker: Authorizing the interagency committee on outdoor recreation to produce a state recreation guide.	374	492	1180
2737. Senator Conner: Establishing certain hunting seasons by statute.	374	.....	.....
2738. Senator Donohue (by Deferred Compensation Committee request): Allowing certain investments of deferred compensation funds.....	374	.....	.....
2739. Senators Bausch and Clarke (by Department of General Administration request): Permitting corporations doing a trust business to deposit securities held in trust in other banks and trust companies.	374	.....	.....
2740. Senators Bausch and Clarke (by Department of General Administration request): Authorizing the supervisor of banking to issue cease and desist orders against mutual savings banks engaging in certain practices.....	374	.....	.....

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
2741. Senators Bausch and Clarke (by Department of General Administration request): Permitting the supervisor of banking to establish guidelines for use of unissued shares of capital stock.	374	.....	.....
2742. Senator Day (by Department of Social and Health Services request): Requiring parents to support their children in juvenile institutions.	374	.....	.....
2743. Senator Day (by Department of Social and Health Services request): Regulating sources and uses of radiation.	374	.....	.....
2744. Senators Goltz, Shinpoch and Benitz: Implementing law relating to state student financial aid program and making additional appropriation therefor.	375	584, 1129	.....
2744. (SUBSTITUTE) Committee on Ways and Means (originally sponsored by Senator Goltz, Shinpoch and Benitz): Implementing law relating to state student financial aid program and making additional appropriation therefor. ....	.....	.....	1227
2745. Senators Jones, Clarke and Bluechel: Establishing commercial zones and terminal areas for trucks.	375	.....	.....
2746. Senators Goltz, Guess and Hansen: Authorizing bond issue for financing of regional university facilities.	375	.....	.....
2747. Senators Conner, Bottiger, Peterson, Marsh, Day, Rasmussen and Gaspard: Authorizing reopening for a six-month period of rights to claim compensation under 1972 veterans' bonus act.	375	558	.....
2748. Senators Day and Benitz: Increasing the compensation of members of the board of directors for irrigation districts.	375	501	.....
2749. Senators Peterson, Day, Quigg, Odegaard, Wanamaker and Goltz: Transferring Northern State hospital from the department of general administration to the department of social and health services.	375	558	.....

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
2749. (SUBSTITUTE) Committee on State Government (originally sponsored by Senators Peterson, Day, Quigg, Odegaard, Wanamaker and Goltz): Transferring Northern State Hospital from the department of general administration to the department of social and health services.			1282
2750. Senator Day: Revising laws relating to the department of social and health services.....	376	584	
2751. Senators Rasmussen, Newschwander and Lysen: Pertaining to pollution control facilities.	376	558	1116
2752. Senator Guess: Changing certain procedures for enforcing orders under the Washington clean air act.	376		
2753. Senators Day, Talmadge and Wanamaker: Revising the laws relating to public assistance....	376	501	1167
2754. Senators Rasmussen, Newschwander and Goltz: Modifying the law on the Washington state patrol retirement system.	376		
2755. Senators Gaspard, von Reichbauer and Lewis: Modifying requirements for state park pass for disabled persons.	376	493	1181
2756. Senators Guess and Hansen: Exempting certain department of transportation records from public disclosure.	376	493	624
2757. Senator Lysen: Modifying the law on surplus salmon eggs.	376		
2758. Senators Talley, Peterson and Hayner: Increasing the fee that may be retained by persons issuing hunting and fishing licenses...	376		
2759. Senators Lee, McDermott and Gould: Prohibiting school district personnel from providing services for private for profit business on school property during school hours.....	377		
2760. Senators Bausch and Clarke: Permitting reliance on a CPA's audit in an insurance examination.	377		

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
2761. Senators Bausch and North: Permitting the port commission to designate a person to serve as a port district treasurer.....	377	.....	.....
2762. Senators Donohue and Matson (by Washington State School Directors' Association request): Enlarging permissible scope of excess tax levies for school districts.....	377	.....	.....
2763. Senators Talley, Jones and Gallagher: Increasing the period for which judgments are effective and permitting revival of judgments.....	377	612	1227
2764. Senators Van Hollebeke, Jones and Bottiger: Revising the rate of interest on certain loans or transactions.	377	585	.....
2765. Senator Donohue: Changing monthly apportionment amounts of state aid to school districts.	377	1170	1259
2766. Senator Donohue: Changing formula for distribution of state funds for school district facilities.	377	.....	.....
2767. Senators Guess and Wojahn: Revising laws regulating engineers and land surveyors.....	377	.....	.....
2768. Senators Odegaard, Rasmussen, Talmadge, Ridder, Woody, Bottiger and Wilson: Changing the laws concerning runaway youths and procedures for families in conflict.	378	585	.....
2768. (SUBSTITUTE) Judiciary Committee (originally sponsored by Senators Odegaard, Rasmussen, Talmadge, Ridder, Woody, Bottiger and Wilson): Changing the laws concerning runaway youths and procedures for families in conflict. ....	.....	.....	936
2769. Senator Lysen: Informing parents about their children's educational progress.....	378	.....	.....
2770. Senator Lysen: Establishing a state bank.....	378	.....	.....
2771. Senators Lysen, Goltz and Shinpoch: Providing for civil immunity for persons who give elected officials information on matters affecting the public.	378	1150	.....

TITLE AND HISTORY OF SENATE BILLS—Continued

Third Reading	Other Action	Vote on Final Passage	House Messages	Signed by President of Senate	Signed by House Speakers	Action by the Governor
.....
1228	.....	1228	2671	2675	2729	Signed p. 2934 CH. 236 EX.
.....	1299	.....	.....	.....	.....	.....
1259	.....	1259	2728	2737	2782	Signed p. 2934 CH. 237 EX.
.....
.....	668, 935	.....	.....	.....	.....	.....
983	1033, 1036	984, 1036	1031, 1036	1038	1041	Signed p. 2929 CH. 155 P.V.
.....
.....
.....	1228	.....	.....	.....	.....	.....

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
2771. (SUBSTITUTE) Judiciary Committee (originally sponsored by Senators Lysen, Goltz and Shinpoch): Providing for civil immunity for persons who give elected officials information on matters affecting the public.....	.....	.....	1228
2772. Senators Bluechel, Hansen, Matson and North: Authorizing an alpine mountain district sewer tax.	379	.....	.....
2773. Senators Shinpoch and Bluechel: Modifying the bond issue for the "people's lodge" regional Indian facility.	379	2363	.....
2773. (SUBSTITUTE) Committee on Ways and Means (originally sponsored by Senators Shinpoch and Bluechel): Modifying the bond issue for the "people's lodge" regional Indian facility. ....	.....	.....	2416
2774. Senators Bausch, Conner, Bottiger and Odegaard: Adding a judge to the Thurston-Mason county superior court.	379	.....	.....
2775. Senators Shinpoch and Bausch: Prohibiting certain insurance sales practices.....	387	.....	.....
2776. Senators Guess, Rasmussen and Newschwander: Modifying provisions governing wage rates on public works.	387	.....	.....
2777. Senator Lysen: Creating a commission on waste and inefficiency in state government....	387	.....	.....
2778. Senators Guess and Hansen: Permitting tonnage to be purchased on a monthly basis....	387	612	.....
2778. (SUBSTITUTE) Committee on Transportation (originally sponsored by Senators Guess and Hansen): Permitting tonnage to be purchased on a monthly basis. ....	.....	.....	1127
2779. Senators Lee, Wojahn, Quigg and Talley: Regulating barber and hairstylists.....	387	.....	.....
2780. Senators Goltz, Morrison, Lewis, Van Hollebeke, Wanamaker and Jones: Authorizing imposition of excess tax by counties and cities for tourist expansion purposes.....	388	.....	.....
2781. Senators Bluechel, Shinpoch, Scott and Lee: Pertaining to taxation of homeowners associations.	388	.....	.....

TITLE AND HISTORY OF SENATE BILLS—Continued

Third Reading	Other Action	Vote on Final Passage	House Messages	Signed by President of Senate	Signed by House Speakers	Action by the Governor
1228	.....	1229	SCR 117, 2815	.....	.....	.....
.....
.....	2363, 2416	.....	.....	.....	.....	.....
2418	2418, 2778	.....	.....	.....	.....	.....
.....
.....
.....
.....
.....	1127	.....	.....	.....	.....	.....
1127	.....	1127,	SCR. 117, 2815	.....	.....	.....
.....
.....
.....

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
2782. Senators Hansen, Henry, Wanamaker and Guss: Authorizing the sale of general obligation bonds for highway improvements.....	388	558	.....
2783. Senators Van Hollebeke, Quigg and Vognild (by Insurance Commissioner/Fire Marshal request): Requiring transient accommodations to meet fire safety standards before receiving a license.	388	932	.....
2784. Senators Lysen and Van Hollebeke: Creating a commission on the family.	388	.....	.....
2785. Senators von Reichbauer and Quigg: Requiring each appointment to the parks and recreation commission to be from a different congressional district.	388	493	.....
2786. Senators Ridder, McDermott, Gould, Goltz, Lee, Scott, North, Bluechel, Gallagher and Williams: Establishing a minimum refundable deposit on beverage containers.	388	.....	.....
2787. Senator Quigg: Providing for distribution of assets to territory withdrawing from a local service district.	389	.....	.....
2788. Senators Bottiger and North: Creating a domestic and rural power authority.....	389	.....	.....
2789. Senators McDermott, Day, Goltz, Morrison, Gaspard, Matson, Bottiger, Scott, North, Wajahn and Lewis: Abolishing existing educational television commission and creating another; setting out its powers and duties, and making appropriations thereto.....	389	765	.....
2790. Senator von Reichbauer: Relating to parks and recreation.	389	612	.....
2790. (SUBSTITUTE) Committee on Parks and Recreation (originally sponsored by Senator von Reichbauer): Providing a property tax exemption for property held for park purposes by nonprofit organizations. ....	.....	.....	2034
2791. Senator Hansen: Relating to agriculture.....	389	1205	.....
2791. (SUBSTITUTE) Committee on Agriculture (originally sponsored by Senator Hansen): Modifying the brand inspection of cattle.....	.....	.....	1271
2792. Senator Hansen: Relating to agriculture.....	389	.....	.....

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
2793. Senator Hansen: Relating to pesticides.....	389	.....	.....
2794. Senator Hansen: Relating to water.....	389	1623	.....
2794. (SUBSTITUTE) Committee on Agriculture (originally sponsored by Senator Hansen): Modifying the law on water and water rights. ....	.....	.....	1840
2795. Senator Hansen: Relating to irrigation dis- tricts.	389	.....	.....
2796. Senator Van Hollebeke: Relating to gambling.	390	.....	.....
2797. Senator Van Hollebeke: Relating to commerce.	390	.....	.....
2798. Senator Van Hollebeke: Relating to employ- ment agencies.	390	558	.....
2798. (SUBSTITUTE) Committee on Commerce (originally sponsored by Senator Van Holle- beke): Deleting the employment agency ad- visory board from the termination schedule of the sunset law. ....	.....	.....	578
2799. Senator Van Hollebeke: Relating to business regulations.	390	.....	.....
2800. Senator Van Hollebeke: Relating to profes- sional licensing.	390	.....	.....
2801. Senator Van Hollebeke: Relating to consumer protection.	390	.....	.....
2802. Senator Van Hollebeke: Relating to tourism...	390	.....	.....
2803. Senator Bausch: Relating to debt adjusting...	390	.....	.....
2804. Senator Bausch: Relating to products liability.	390	.....	.....
2805. Senator Van Hollebeke: Relating to real estate.	390	.....	.....
2806. Senator Van Hollebeke: Relating to licensing.	390	.....	.....
2807. Senator Bausch: Relating to financial respon- sibility.	390	.....	.....
2808. Senator Bausch: Relating to motor vehicle insurance.	390	.....	.....
2809. Senator Bausch: Relating to insurance.....	390	.....	.....
2810. Senator Bausch: Relating to insurance.....	390	.....	.....
2811. Senator Bausch: Relating to escrow.....	390	.....	.....

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
2812. Senator Donohue: Relating to business and occupation taxation.	391	.....	.....
2813. Senator Bausch: Relating to banks and trust companies.	391	.....	.....
2814. Senator Bausch: Relating to savings and loan associations.	391	.....	.....
2815. Senator Bausch: Relating to mutual savings banks.	391	.....	.....
2816. Senator Bausch: Relating to credit unions.....	391	.....	.....
2817. Senator Bausch: Relating to small loan companies.	391	.....	.....
2818. Senator Bausch: Relating to industrial loan companies.	391	.....	.....
2819. Senator Bausch: Relating to securities.....	391	.....	.....
2820. Senator Donohue: Relating to timber and timberlands taxation.	391	.....	.....
2821. Senator Donohue: Relating to property taxation.	391	.....	.....
2822. Senator Donohue: Relating to property taxation.	391	.....	.....
2823. Senator Donohue: Relating to excise taxation.	391	.....	.....
2824. Senator Donohue: Relating to the budget.....	391	.....	.....
2825. Senator Donohue: Relating to revenue and taxation.	391	.....	.....
2826. Senator Donohue: Relation to revenue and taxation.	391	.....	.....
2827. Senator Donohue: Relating to revenue and taxation.	391	.....	.....
2828. Senator Donohue: Relating to inheritance taxation.	392	.....	.....
2829. Senator Jones: Relating to local health departments.	392	.....	.....
2830. Senator Williams: Relating to well water construction.	392	559	.....

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
2830. (SUBSTITUTE) Committee on Ecology (originally sponsored by Senator Williams): Removing the water well construction operators examining board from the sunset act of 1977...	.....	.....	576
2831. Senator Wilson: Relating to education.....	392	.....	.....
2832. Senator Hansen: Relating to pesticides.....	392	.....	.....
2833. Senator Morrison: Relating to unemployment compensation.	392	.....	.....
2834. Senator Morrison: Relating to collective bargaining.	392	.....	.....
2835. Senator Morrison: Relating to industrial insurance.	392	.....	.....
2836. Senator Morrison: Relating to industrial insurance appeals.	392	.....	.....
2837. Senator Morrison: Relating to civil procedure.	392	.....	.....
2838. Senator Morrison: Relating to common schools.	392	.....	.....
2839. Senator Morrison: Relating to budget and accounting.	392	.....	.....
2840. Senator Newschwander: Relating to the licensing of chiropractors.	392	.....	.....
2841. Senator Newschwander: Relating to game....	392	.....	.....
2842. Senator Newschwander: Relating to fisheries..	392	.....	.....
2843. Senator Newschwander: Relating to natural resources.	392	.....	.....
2844. Senators Matson and Newschwander: Relating to revenue and taxation.	393	.....	.....
2845. Senators Matson and Newschwander: Relating to appropriations.	393	.....	.....
2846. Senator Matson: Relating to state government.	393	.....	.....
2847. Senators Newschwander and Matson: Relating to revenue and taxation.	393	.....	.....
2848. Senators Newschwander and Matson: Relating to appropriations.	393	.....	.....

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
2849. Senators Goltz, Morrison, Henry and Benitz (by Commission for Vocational Education request): Providing funds for fire service training operations of commission for vocational education.	393	585	.....
2850. Senators Marsh and North : Regulating floating home moorages.	393	1237	.....
2851. Senators Morrison, Donohue, Matson, Rasmussen, Sellar, Newschwander, Pullen, Lee, Clarke, Gallagher, Jones, North, Hayner, Benitz, Wanamaker, Bluechel, Gould, Guess, Lewis, Scott and Quigg : Increasing state business and occupation tax monetary exemption..	393	.....	.....
2852. Senators Lysen and Morrison : Establishing procedures for mediation and arbitration in collective bargaining by uniformed personnel..	393	1205	1285
2853. Senators Hayner and Benitz : Exempting second degree assault from the felony-murder doctrine.	393	.....	.....
2854. Senators Quigg, Lysen and Newschwander : Resolving conflict between public employees' collective bargaining agreements and the policy of the employer.	393	1133	.....
2855. Senators Henry, Clarke and Bluechel : Establishing penalties for unlawful use of preferential lanes.	394	585	.....
2855. (SUBSTITUTE) Committee on Transportation (originally sponsored by Senators Henry, Clarke and Bluechel): Establishing penalties for unlawful use of preferential lanes.....	.....	.....	1151
2856. Senators Bausch, Clarke and Goltz : Authorizing the state college and state universities to issue charitable gift annuities.	394	.....	.....
2857. Senators Morrison and Hansen : Setting forth a water projects development act.....	394	.....	.....
2858. Senators Goltz, Odegaard, von Reichbauer and Guess : Seeking to make uniform the sections pertaining to selection and terms of boards of regents and trustees of certain institutions of higher education.	394	585	.....

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
2859. Senator Odegaard (by Insurance Commissioner request): Providing uninsured and underinsured motor vehicle insurance coverage.....	394	.....	.....
2860. Senators Talley, Jones and Marsh: Redefining income from employment of a retired judge...	394	612	1229
2861. Senator Conner: Revising the senior citizen tax exemption.	394	.....	.....
2862. Senators Scott and Odegaard: Deleting reference to certain obsolete funds and accounts...	394	1185	.....
2862. (SUBSTITUTE) Committee on Ways and Means (originally sponsored by Senators Scott and Odegaard): Deleting reference to certain obsolete funds and accounts.....	.....	.....	1273
2863. Senators Moore, Vognild and Talmadge: Requiring employers' disclosure of personnel files to employees.	395	.....	.....
2864. Senators Vognild and Moore: Regulating warm air heating, ventilation, and air conditioning work.	396	.....	.....
2865. Senators Odegaard, Ridder, Talmadge, Fleming, Peterson, Wilson, Goltz and Walgren: Regulating political advertising.....	396	987	.....
2865. (SUBSTITUTE) Committee on Constitution and Elections (originally sponsored by Senators Odegaard, Ridder, Talmadge, Fleming, Peterson, Wilson, Goltz and Walgren): Regulating political advertising. ....	.....	.....	1199
2866. Senators Williams: Mandating local government risk management programs.....	396	.....	.....
2867. Senators Vognild, Gould, Woody, Wanamaker and Van Hollebeke: Establishing two Pacific northwest festival facilities.....	396	1302	.....
2868. Senators Bluechel, Moore and Goltz (by Planning and Community Affairs Agency request): Modifying the law on the state building code.	396	.....	.....
2869. Senators Vognild and Moore: Prohibiting mandatory overtime.	396	.....	.....
2870. Senators Ridder, Moore, Vognild and Talley: Modifying eligibility requirements for unemployment compensation.	396	.....	.....

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
2871. Senators Hayner, Marsh and Lewis: Prohibiting possession of a deadly weapon in a detention facility.	396	1205	.....
2872. Senators Moore, Sellar, Talmadge and Vognild: Authorizing sporting event pool boards under gambling laws.	397	.....	.....
2873. Senator Williams: Pertaining to deductions from business and occupation tax of certain amounts received by charitable and educational organizations.	397	.....	.....
2874. Senators Wanamaker, Walgren and Sellar: Exempting certain public assembly halls from property taxation.	397	.....	.....
2875. Senator Williams: Providing affirmative defenses for certain governmental units' torts...	397	.....	.....
2876. Senator Pullen: Limiting sales of steelhead to transactions between treaty Indians.....	397	.....	.....
2877. Senator Hansen: Revising limitations on withdrawal of ground water.	397	.....	.....
2878. Senators Rasmussen, Vognild and Newschwander (by Insurance Commissioner/State Fire Marshal request): Enacting a new state fire-works law.	397	.....	.....
2879. Senator Gould: Relating to education.....	404	1133	.....
2880. Senator Gould: Relating to education.....	404	.....	.....
2881. Senator Matson: Relating to certificated employee continuing contract rights.....	405	.....	.....
2882. Senator Odegaard: Relating to education.....	405	.....	.....
2883. Senator Odegaard: Relating to fisheries.....	405	.....	.....
2884. Senator Benitz: Relating to the commission for vocational education.	405	.....	.....
2885. Senator Newschwander: Relating to vocational education.	405	.....	.....
2886. Senator Odegaard: Relating to community colleges.	405	.....	.....
2887. Senator Odegaard: Relating to higher education.	405	.....	.....

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
2888. Senator Odegaard: Relating to timber tax.....	405	.....	.....
2889. Senator Odegaard: Relating to senior citizens.	405	.....	.....
2890. Senators Woody, Lewis, Bottiger, Marsh, Hayner and Pullen: Relating to public disclosure..	405	.....	.....
2891. Senators Woody, Lewis, Bottiger, Marsh, Hayner and Pullen: Relating to public disclosure..	405	.....	.....
2892. Senator Woody: Relating to a presidential preference primary.	405	.....	.....
2893. Senator Woody: Relating to elections.....	405	2696	.....
2893. (SUBSTITUTE) Committee on Constitution and Elections (originally sponsored by Senator Woody): Creating an additional position of state representative for the state at large.....	.....	.....	2699
2894. Senator Sellar: Relating to public disclosure..	405	.....	.....
2895. Senators Ridder, von Reichbauer, Lee and McDermott: Requiring child restraint systems in automobiles.	405	1170	.....
2896. Senators Conner, Morrison and Rasmussen: Implementing the law relating to fund raising events under gambling law.	406	1170	1302
2897. Senators Matson, Jones and Guess: Exempting certain loans from the usury laws.	406	.....	.....
2898. Senator Pullen: Requiring the sale of real property of fire protection districts at less than market value to be approved by the voters....	406	.....	.....
2899. Senator Lysen: Authorizing certain transfers of credits into public employees' retirement system by University of Washington classified employees formerly employed at Washington State University.	406	.....	.....
2900. Senator Rasmussen: Directing the department of transportation to plan a Grays Harbor Canal.	406	.....	.....
2901. Senators Bausch and Clarke (by Insurance Commissioner request): Changing the laws on service of process against an unauthorized insurer.	406	585	1202
2902. Senator Williams: Allowing local governmental self-insurance.	406	.....	.....

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
2903. Senator Williams: Allowing direct municipal insurance negotiation.	406	.....	.....
2904. Senator Williams: Requiring notices for claims against local government.	406	.....	.....
2905. Senators Morrison and Ridder: Modifying the licensing of electricians.	406	559	1124
2906. Senator Donohue: Relating to business and occupation taxation.	407	.....	.....
2907. Senators Bausch and Peterson (by Department of Natural Resources request): Authorizing the department of natural resources to exchange surplus administrative land for certain purposes.	407	.....	.....
2908. Senator Henry: Revising laws relating to motor vehicle equipment.	407	585	.....
2909. Senator Day: Relating to juveniles.....	407	.....	.....
2910. Senators Donohue and Day: Relating to the business and occupation tax.	408	.....	.....
2911. Senator Sellar: Relating to workers' compensation.	408	.....	.....
2912. Senator Van Hollebeke: Relating to alcoholic beverages.	408	.....	.....
2913. Senator Day: Relating to foster home standards.	408	.....	.....
2914. Senator Day: Relating to developmental disabilities.	408	.....	.....
2915. Senator Day: Revising laws relating to convulsive treatment and medical malpractice...	408	613	.....
2916. Senators Henry, Wanamaker, Talley, Hansen, Guess and Lee: Prescribing aircraft hazard zones.	408	1170	.....
2917. Senator Williams: Authorizing counties to impose business and occupation and public utility taxes.	408	.....	.....
2918. Senator Pullen: Limiting permissible areas for fire service training centers.....	408	.....	.....

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER. AUTHOR. SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
2919. Senators Woody, Jones and Van Hollebeke: Authorizing substitutions of a court reporter based upon prejudice against a party or attorney in an action or proceeding.....	408	1205	.....
2920. Senator Day: Revising laws relating to health care.	408	.....	.....
2921. Senators Gaspard and Wanamaker: Authorizing family farm permits for each member of a marital community.	408	501	1230
2922. Senators Rasmussen, Scott and Shinpoch (by Department of Retirement Systems request): Providing for a building for the public employees retirement system.....	409	1095, 1602	.....
2923. Senators Goltz, Lewis, Rasmussen and Sellar (by Department of Veterans Affairs request): Exempting veterans of the Vietnam conflict from increases in tuition and fees at institutions of higher education.....	409	559	1118
2924. Senators Marsh and Hayner: Revising procedures for juvenile records.	409	520	.....
2925. Senators Keefe, Guess, Day and Lewis: Transferring title to the Expo '74 site and facilities to the city of Spokane.	409	559	1120
2926. Senator Lysen: Requiring geoduck clam harvesters to meet safety standards.	409	586	.....
2927. Senator Guess: Directing a study by the utilities and transportation commission.....	409	.....	.....
2928. Senators Wilson, Day and Quigg: Providing program of assistance for victims of hemophilia and making an appropriation.....	409	.....	.....
2929. Senators Odegaard, Bausch, Donohue, Bottiger and Shinpoch: Revising laws relating to taxation of mobile homes.....	409	1129	.....
2929. (SUBSTITUTE) Committee on Ways and Means (originally sponsored by Senators Odegaard, Bausch, Donohue, Bottiger and Shinpoch): Revising laws relating to taxation of mobile homes. ....	.....	.....	1698
2930. Senator Lysen: Requiring port district tax levies to be submitted to a vote of the people.	409	.....	.....

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
2931. Senators Newschwander, Matson and Lewis: Limiting state and local taxes.....	410	.....	.....
2932. Senators Bausch and Clarke: Providing for increased investment in certain real estate by banks and trust companies.....	410	.....	.....
2933. Senators Benitz, Hansen and Day: Implementing law relating to approval of plats in irrigation districts.	410	1133	.....
2934. Senator Donohue: Limiting personal property subject to lien for execution of tax warrants..	410	.....	.....
2935. Senators Conner, Williams and Goltz: Authorizing a bond issue for archaeological/historic properties.	410	.....	.....
2936. Senator Williams: Deleting references to the examining board for water well construction..	410	.....	.....
2937. Senator Clarke: Providing for international wills.	410	.....	.....
2938. Senators Bluechel and Rasmussen: Authorizing use of a rehabilitation center.....	410	.....	.....
2939. Senators Conner, Bottiger and Hayner: Modifying the regulation of subdivisions and plats.	410	.....	.....
2940. Senators Jones, Ridder and Sellar: Implementing definition of professional musician for certain liquor law enforcement provisions.....	411	.....	.....
2941. Senator Williams: Relating to condominiums..	411	.....	.....
2942. Senator Williams: Relating to solid waste management.	411	.....	.....
2943. Senator Wilson: Relating to the indigency requirements for the appointment of counsel in juvenile court.	411	.....	.....
2944. Senator Rasmussen (by Office of Financial Management request): Relating to state government.	411	1185, 1467	.....
2944. (SECOND SUBSTITUTE) Committee on Ways and Means (originally sponsored by Senator Rasmussen) (by Office of Financial Management request): Modifying allocation of certain funds under the 1977 appropriations act.....	.....	.....	1867

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
2945. Senators Marsh and Hayner: Relating to juveniles.	411	.....	.....
2946. Senator Morrison: Relating to the distribution of sales tax revenue.	411	.....	.....
2947. Senator Lysen: Relating to the creation of a state department of energy.	411	.....	.....
2948. Senator Guess: Relating to vehicle licensing..	411	.....	.....
2949. Senator Sellar: Relating to land use.....	411	.....	.....
2950. Senator Henry: Relating to motor vehicles.....	411	.....	.....
2951. Senator Henry: Relating to motor vehicles.....	411	.....	.....
2952. Senator Henry: Relating to marine transportation.	411	1897	.....
2952. (SUBSTITUTE) Committee on Transportation (originally sponsored by Senator Henry): Revising pilotage laws. ....	.....	.....	1898
2953. Senator Henry: Relating to public transportation.	411	.....	.....
2954. Senator Williams: Relating to solid waste management.	412	.....	.....
2955. Senator Henry: Relating to public transportation.	412	.....	.....
2956. Senator Henry: Relating to transportation.....	412	586	.....
2957. Senator Henry: Relating to transportation.....	412	586	.....
2957. (SUBSTITUTE) Committee on Transportation (originally sponsored by Senator Henry): Modifying procedures for disposing of department of transportation property.....	.....	.....	1262
2958. Senator Henry: Relating to transportation.....	412	1133	.....
2958. (SUBSTITUTE) Committee on Transportation (originally sponsored by Senator Henry): Facilitating the restoration of transportation services disrupted by the sinking of the Hood Canal bridge. ....	.....	.....	1202
2959. Senator Henry: Relating to transportation.....	412	.....	.....
2960. Senator Donohue: Relating to sales and use taxation.	412	.....	.....

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
2961. Senator Donohue: Relating to correctional facilities and making an appropriation.....	412		
2962. Senator Bottiger: Relating to corporal punishment.	412		
2963. Senator Donohue: Relating to education and making an appropriation.	412		
2964. Senator Donohue: Relating to higher education and making an appropriation.....	412	2144	
2964. (SUBSTITUTE) Committee on Ways and Means (originally sponsored by Senator Donohue): Authorizing a bond issue for higher education, buildings and facilities.....			2314
2965. Senator Donohue: Relating to jails and making an appropriation.	412		
2966. Senator Donohue: Relating to gift taxation...	412		
2967. Senator Donohue: Relating to the operating budget.	412	1468	
2967. (SUBSTITUTE) Committee on Ways and Means (originally sponsored by Senator Donohue): Transferring moneys to the forest development account and the resource management cost account.			1850
2968. Senator Donohue: Relating to capital budget.	412		
2969. Senator Donohue: Relating to public transportation and making an appropriation.....	412	2426	
2969. (SUBSTITUTE) Committee on Ways and Means (originally sponsored by Senator Donohue): Providing for the inspection of private commercial docks.			2426, 2429
2970. Senator Goltz: Relating to legislative ethics...	413		
2971. Senator Bottiger: Relating to registration of utilities.	413		
2972. Senator Bottiger: Relating to registration of utilities.	413		
2973. Senator Bottiger: Relating to regulation of energy sites.	413		
2974. Senator Bottiger: Relating to regulation of energy sites.	413	932	

TITLE AND HISTORY OF SENATE BILLS—Continued

Third Reading	Other Action	Vote on Final Passage	House Messages	Signed by President of Senate	Signed by House Speakers	Action by the Governor
.....
.....
.....
.....	2144, 2314	.....	.....	.....	.....	.....
2314	.....	2314	2728	2737	2782	Signed p. 2934 CH. 253 EX.
.....
.....
.....	1850	.....	.....	.....	.....	.....
1850	.....	1850	2433	2435	2475	Signed p. 2671 CH. 208 EX.
.....
.....	2426	.....	.....	.....	.....	.....
.....	2428, 2429	.....	.....	.....	.....	.....
.....
.....
.....
.....	1345	.....	.....	.....	.....	.....

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
2974. (SUBSTITUTE) Committee on Energy and Utilities (originally sponsored by Senator Bottiger): Requiring oil transfer facilities to use domestic pipelines.			1345
2975. Senator Bottiger: Relating to regulation of energy sites.	413		
2976. Senator Bottiger: Relating to energy conservation.	413	932	
2976. (SUBSTITUTE) Committee on Energy and Utilities (originally sponsored by Senator Bottiger): Permitting local governments to use public funds to promote conservation of energy.			1728, 1759
2977. Senator Bottiger: Relating to energy conservation.	413		
2978. Senator Bottiger: Relating to energy conservation.	413	1769	
2979. Senator Bottiger: Relating to energy.....	413	932	
2979. (SUBSTITUTE) Committee on Energy and Utilities (originally sponsored by Senator Bottiger): Revising laws relating to energy facility siting permits.....			1484, 1625
2980. Senator Bottiger: Relating to energy.....	413	493	
2980. (SUBSTITUTE) Committee on Energy and Utilities (originally sponsored by Senator Bottiger): Providing for auditing of operating agencies.			1332
2981. Senator Bottiger: Relating to utility rates....	413		
2982. Senator Bottiger: Relating to utility rates....	413		
2983. Senator Bottiger: Relating to utility rates....	413		
2984. Senator Bottiger: Relating to energy sites....	413		
2985. Senator Bottiger: Relating to energy sites....	413		
2986. Senator Bottiger: Relating to licensing of small hydroelectric stations.	414		
2987. Senator Bottiger: Relating to utilities.....	414		
2988. Senator Bottiger: Relating to utilities.....	414		

TITLE AND HISTORY OF SENATE BILLS—Continued

Third Reading	Other Action	Vote on Final Passage	House Messages	Signed by President of Senate	Signed by House Speakers	Action by the Governor
1346	.....	1346	SCR 117, 2815	.....	.....	.....
.....
.....	1728	.....	.....	.....	.....	.....
1759	1730, 2541	1759, 2541	2540	2675	2729	Signed p. 2934 CH. 239 EX.
.....
.....
.....	1484	.....	.....	.....	.....	.....
1629	1485, 2809	1629, 2809	2809	2810	2810	Signed p. 2934 CH. 254 EX.
.....	1332
1337	1338	SCR 117, 2815
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TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
2989. Senator Rasmussen (by Executive request): Relating to state government.....	414	.....	.....
2990. Senators Rasmussen, Wejahn, Gaspard and Gallaghan: Providing for Expo '89.....	425	.....	.....
2991. Senators Rasmussen and Guess: Requiring fil- ing of a bond when commencing a challenge under the state environmental policy act.....	425	.....	.....
2992. Senator Scott: Regulating charitable gift annuities.	425	.....	.....
2993. Senators Bottiger, Hayner, Lewis and Bausch: Revising laws relating to public utility dis- tricts.	425	932	.....
2993. (SUBSTITUTE) Committee on Energy and Utilities (originally sponsored by Senators Bottiger, Hayner, Lewis and Bausch): Revising laws relating to public utility districts.....	.....	.....	1210
2994. Senator Scott: Modifying pension provision for public employees, teachers, and the state patrol.	425	.....	.....
2995. Senator Scott: Mandating test of minimal teacher proficiency in skills and subject areas required for certification of personnel em- ployed in the classroom in the common schools.	425	.....	.....
2996. Senator Peterson: Authorizing procurement of Heart Lake property for state park pur- poses.	425	613, 682	.....
2997. Senators Bausch and Jones: Regulating the circumstances under which a financial institu- tion may disclose financial information about a customer.	425	.....	.....
2998. Senators Hansen and Benitz: Revising laws relating to environmental policy.....	425	.....	.....
2999. Senator Rasmussen: Extending the excise tax on real estate sales to sales of corporations whose assets consist entirely of real estate...	426	.....	.....
3000. Senators Odegaard, Donohue, Woody, Talley, Conner, Peterson and Goltz: Pertaining to revenue and taxation.	426	.....	.....

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
3001. Senators Odegaard, Jones, Rasmussen (by Department of Retirement Systems request): Providing for members with service in multiple retirement systems.	426	.....	.....
3002. Senator Bausch: Relating to gambling.....	426	.....	.....
3003. Senator Bausch: Protecting tidelands.....	426	.....	.....
3004. Senator Walgren: Relating to local government.	426	.....	.....
3005. Senator Walgren: Relating to sewer and water systems.	426	.....	.....
3006. Senator Walgren: Relating to utilities.....	426	.....	.....
3007. Senator Scott: Relating to day care.....	426	.....	.....
3008. Senator Walgren: Relating to salaries of elected officials.	427	1129	.....
3008. (SUBSTITUTE) Committee on Ways and Means (originally sponsored by Senator Walgren): Increasing the salaries of elected officials. ....	.....	.....	1781
3009. Senator Walgren: Relating to the reduction of state spending.	427	.....	.....
3010. Senators Odegaard, Walgren, Ridder, von Reichbauer, Bausch, Talley, Gaspard, Van Hollebeke, Moore, Wojahn, Talmadge and Vognild: Authorizing persons to receive credit for prior service under the public employees' retirement system.	427	.....	.....
3011. Senator Bausch: Eliminating the beaver tag requirement and increasing the trapper's license fee.	427	586	1261
3012. Senators McDermott, Shimpoch, Goltz, North, Bottiger and Jones: Giving an artist the right to sue for alteration or destruction of his or her work.	427	.....	.....
3013. Senators Lee and Morrison: Revising laws relating to motor vehicle liability insurance.....	427	.....	.....
3014. Senators Marsh, Bottiger, Hayner and Clarke: Permitting the interstate return of runaway juveniles regardless of whether an adjudication was pending when the juvenile ran away.	427	520	.....

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
3015. Senators McDermott, Gould, Fleming and Goltz (by Washington State Arts Commission request): Authorizing a bond issue for the performing and visual arts and museum facilities.	427	.....	.....
3016. Senator Gould: Authorizing an additional levy to be approved by the voters for cities and towns.	427	.....	.....
3017. Senators Morrison and Day: Permitting ambulance operators to offer prepaid services.	428	.....	.....
3018. Senators Lee and von Reichbauer: Exempting hostels from property taxation.	428	.....	.....
3019. Senators Goltz and Williams: Revising laws relating to shoreline management.	428	1186	.....
3019. (SUBSTITUTE) Committee on Ecology (originally sponsored by Senators Goltz and Williams): Revising laws relating to shoreline management.	.....	.....	1343
3020. Senators Bausch and Conner: Providing for the issuance of bonds for the construction of a recreational performing arts facility.	428	.....	.....
3021. Senators Bausch, Conner and Talley: Modifying the law on the public employees' retirement system.	428	.....	.....
3022. Senators Lee, Talley and North: Establishing new procedures for local government disposition of found and unclaimed personal property.	428	613	.....
3022. (SUBSTITUTE) Committee on Local Government (originally sponsored by Senators Lee, Talley and North): Establishing new procedures for local government disposition of found and unclaimed personal property.	.....	.....	1231
3023. Senators Gaspard, Moore, Bluechel, Conner, Shinpoch, Lee, Talmadge and Vognild: Prohibiting the construction of new commercial dock facilities on the Nisqually River delta.	457	.....	.....
3024. Senators Hayner and Clarke: Modifying provisions governing sales under execution and redemption.	429	.....	.....
3025. Senators Lee, Lysen and Hansen: Modifying provisions relating to eminent domain.	429	.....	.....

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
3026. Senators Bottiger, Ridder, Gould and Hayner: Placing habitual truancy within the Juvenile Justice Act.	429	571	1262
3027. Senator Lysen: Revising certain procedures in the educational employment relations act...	429	.....	.....
3028. Senator Lysen: Relating to public employee collective bargaining.	429	.....	.....
3029. Senators Gaspard and Bottiger: Defining "similar sales" for property valuation purposes. ..	429	.....	.....
3030. Senators Odegaard, Walgren, Wilson, Donohue, Rasmussen, von Reichbauer, McDermott, Day, Williams, Lysen, Peterson, Wojahn, Ridder, Moore, Vognild and Talmadge: Establishing procedures for legislative review of administrative rules.	429	559	.....
3030. (SUBSTITUTE) Committee and State Government (originally sponsored by Senators Odegaard, Walgren, Wilson, Donohue, Rasmussen, von Reichbauer, McDermott, Day, Williams, Lysen, Peterson, Wojahn, Ridder, Moore, Vognild and Talmadge): Establishing procedures for legislative review of administrative rules...	.....	.....	1120
3031. Senator Gaspard: Defining "short-term" and "long-term" suspensions for school district discipline purposes.	430	.....	.....
3032. Senators Morrison and Day: Relating to licensing of physicians.	430	.....	.....
3033. Senators Gaspard, Benitz and Hansen: Changing the laws concerning irrigation districts. ..	430	989, 1150	.....
3033. (SECOND SUBSTITUTE) Committee on Agriculture (originally sponsored by Senators Gaspard, Benitz and Hansen): Changing the laws concerning irrigation districts. ....	.....	.....	1300
3034. Senators Benitz and Morrison: Giving the department of transportation authority to construct a third bridge across the Columbia in the Tri-Cities area.	430	1186	.....
3034. (SUBSTITUTE) Committee on Transportation (originally sponsored by Senators Benitz and Morrison): Giving the department of transportation authority to construct a third bridge across the Columbia in the Tri-Cities area. ..	.....	.....	1851

TITLE AND HISTORY OF SENATE BILLS—Continued

Third Reading	Other Action	Vote on Final Passage	House Messages	Signed by President of Senate	Signed by House Speakers	Action by the Governor
1262	1262	SCR 117, 2815
.....
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.....
.....	1120
1120	1120	SCR 117, 2815
.....
.....
.....	1094, 1300
1300	2114	1301, 2114	2103	2129	2306	Signed p. 2473 CH. 185 EX.
.....	1851	.....	.....	.....	.....	.....
1856	2441	1856, 2442	2441	2510	2511	Signed p. 2701 CH. 212 EX.

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
3035. Senators Benitz, Hansen and Wanamaker: Modifying the law on water well operators and contractors.	430	.....	.....
3036. Senator Williams: Requiring local government motor vehicle insurance be obtained by the risk management office.	430	.....	.....
3037. Senators Goltz and Guess: Giving community colleges authority over certain program determination as against other state agencies but subject to state board authority.	431	.....	.....
3038. Senators Goltz, Newschwander, Wilson and Sellar (by Joint Board of Legislative Ethics request): Extending the scope of the legislative ethics law and establishing a statute of limitations for compliance thereunder.	431	933	.....
3039. Senators McDermott, Hayner, Moore and Gould: Mandating school boards to adopt policy assuring parental access to classrooms and school sponsored activities.	431	613	.....
3040. Senator Conner: Expanding the scope of public employee collective bargaining.....	431	.....	.....
3041. Senator Lee: Relating to leasehold excise tax.	431	.....	.....
3042. Senator Lysen: Relating to public employee collective bargaining.	431	2416	.....
3042. (SUBSTITUTE) Committee on Labor (originally sponsored by Senator Lysen): Staggering the terms of the public employment relations commissioners. ....	.....	.....	2416
3043. Senator Lysen: Relating to unemployment compensation.	431	.....	.....
3044. Senator Van Hollebeke: Relating to moorage.	431	586	.....
3044. (SUBSTITUTE) Committee on Commerce (originally sponsored by Senator Van Hollebeke): Requiring leases for certain objects occupying or moored above public waters for more than thirty days. ....	.....	.....	1306, 1308
3045. Senator Van Hollebeke: Relating to ecology...	431	.....	.....
3046. Senator Van Hollebeke: Relating to transportation.	431	.....	.....

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
3047. Senator Benitz: Relating to cloud seeding.	432	.....	.....
3048. Senators Gaspard and Hansen: Relating to meat inspection.	432	.....	.....
3049. Senator Benitz: Relating to agriculture.	432	.....	.....
3050. Senator Clarke: Relating to permanent planning for children and termination of parental rights.	432	.....	.....
3051. Senator Odegaard: Relating to financial responsibility of motorists.	432	.....	.....
3052. Senator Talley: Relating to fund raisers.....	432	.....	.....
3053. Senator Fleming: Relating to motor vehicle dealers.	432	.....	.....
3054. Senator Talley: Relating to fund raisers.....	432	.....	.....
3055. Senator Bluechel: Relating to mutual saving banks.	432	.....	.....
3056. Senator Bluechel: Relating to banks and banking.	432	.....	.....
3057. Senator Bluechel: Relating to insurance.	432	.....	.....
3058. Senator Bluechel: Relating to civil causes of action.	432	.....	.....
3059. Senator Quigg: Relating to shoreline management.	432	.....	.....
3060. Senator Bottiger: Relating to utilities.	432	.....	.....
3061. Senator Quigg: Relating to natural resources..	432	.....	.....
3062. Senator Quigg: Relating to commerce.	433	.....	.....
3063. Senator Bottiger: Relating to energy.....	433	571	.....
3063. (SUBSTITUTE) Committee on Energy and Utilities (originally sponsored by Senator Bottiger): Creating a division of energy within the utilities and transportation commission and setting forth its powers and duties.....	.....	.....	646
3064. Senators Marsh and Hayner: Relating to landlords and tenants of mobile home lots.....	433	.....	.....
3065. Senators Woody, Walgren, Odegaard, Bausch, Peterson, Day, Henry, Bottiger, Marsh, Donohue, Shinpoch and Wilson: Relating to re-districting and reapportionment.....	433	586, 1171, 1186, 1793, 2058	.....

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
3065. (THIRD SUBSTITUTE) Committee on Constitution and Elections (originally sponsored by Senators Woody, Walgren, Odegaard, Bausch, Peterson, Day, Henry, Bottiger, Marsh, Donohue, Shinpoch and Wilson): Establishing procedures for the selection and operation of a redistricting commission.			2133
3066. Senators Rasmussen, Gould and Day (by State Auditor request): Revising laws relating to the state auditor.	433	482	
3066. (SUBSTITUTE) Committee on State Government (originally sponsored by Senators Rasmussen, Gould and Day) (by State Auditor request): Revising laws relating to the state auditor and the office of financial management.			1264
3067. Senator Hansen: Revising a law relating to the crime of murder.	433		
3068. Senators Donohue and Day: Authorizing a bond issue for port facilities.	433		
3069. Senators Bottiger and North: Establishing standards for heat pumps.	433	520	1319
3070. Senators Moore, Lysen and Day: Prohibiting retail sellers from raising the price of goods once the goods are displayed for sale.	433		
3071. Senators Morrison, Henry and Bausch: Reducing the maximum limits of business transactions subject to usury laws.	433		
3072. Senator Bottiger: Adding an exemption to the business and occupation tax.	434		
3073. Senator Talmadge: Providing product liability laws.	434		
3074. Senators McDermott, Donohue, Ridder and Matson: Implementing the law relating to common school transportation.	434		
3075. Senators Gould and Rasmussen: Modifying the law on prearrangement contracts for cemetery services.	434		
3076. Senators Donohue and Day: Establishing a state port commission.	435		

TITLE AND HISTORY OF SENATE BILLS—Continued

Third Reading	Other Action	Vote on Final Passage	House Messages	Signed by President of Senate	Signed by House Speakers	Action by the Governor
2134	2134
.....	1264
1264	1666	1264, 1666	1665	1755	1786	Signed p. 1897 CH. 86 EX.
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1320	1320	SCR 117, 2815
.....
.....
.....
.....
.....
.....	424

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
3077. Senators Odegaard and Henry: Providing photo identification during the drivers' license renewal process.	435	1186	1263
3078. Senators Hayner, Clarke, Bottiger, Lee, Benitz, Guess, Lewis and Jones: Revising laws relating to juveniles.	435	571	.....
3079. Senators McDermott and Morrison: Implementing law relating to educational employment relations.	436	.....	.....
3080. Senators Bottiger, Goltz and North: Directing the UTC to develop policies which will minimize the cost of utility service to consumers..	436	.....	.....
3081. Senator Rasmussen: Limiting the buy-back price of commercial fishing licenses to the original cost.	436	.....	.....
3082. Senators Goltz and North: Permitting a utility plant under construction to be included in the fair value of a utility's property for rate-asking purposes under certain conditions.....	436	.....	.....
3083. Senators McDermott, Fleming and Ridder: Establishing the Washington energy conservation and development commission.	436	.....	.....
3084. Senator Goltz: Defining the responsibility of the council on post-secondary education and the boards of trustees of regional universities relative to degree recommendations.	437	.....	.....
3085. Senators Fleming, Ridder and McDermott: Regulating termination of services by utilities.	437	.....	.....
3086. Senators Bottiger and Walgren: Modifying laws relating to sewerage, water, and drainage systems.	437	.....	.....
3087. Senators Bottiger, North and Talley: Facilitating the use of wood, or wood derived fuels, or natural gas for home heating.....	437	933	.....
3087. (SUBSTITUTE) Committee on Energy and Utilities (originally sponsored by Senators Bottiger, North and Talley): Facilitating the use of wood, or wood derived fuels, or natural gas for home heating. ....	.....	.....	2035
3088. Senators Bottiger and Walgren: Modifying provisions governing collection of assessments for local improvement districts.....	437	.....	.....

TITLE AND HISTORY OF SENATE BILLS—Continued

Third Reading	Other Action	Vote on Final Passage	House Messages	Signed by President of Senate	Signed by House Speakers	Action by the Governor
1264	1264	1606	1629	1759	Signed p. 1897 CH. 87 EX.
.....	1114
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.....	2035
2037	2037	SCR 117, 2815
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TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
3089. Senators Day and Moore: Regulating the use of convulsive treatment.	437	.....	.....
3090. Senators Fleming, Lysen, Moore and Voguild: Enacting a state labor-management relations act.	438	.....	.....
3091. Senator Rasmussen: Supporting state government through the use of word processing technology.	438	.....	.....
3092. Senators Day, Scott and Talmadge: Revising directives on child welfare service.....	438	586	1212
3093. Senator Gould: Regulating takeover of companies.	438	.....	.....
3094. Senators Bottiger and Walgren: Modifying laws relating to sewerage, water, and drainage systems.	438	1150	.....
3094. (SUBSTITUTE) Committee on Local Government (originally sponsored by Senators Bottiger and Walgren): Modifying laws relating to sewerage, water, and drainage systems.....	.....	.....	1849
3095. Senators Bottiger and Walgren: Including counties within the municipal water and sewer facilities act.	438	.....	.....
3096. Senator Hansen: Prohibiting the sale of beer in state liquor stores.	438	.....	.....
3097. Senator Henry: Revising retirement laws for judges and commissioners.	438	.....	.....
3098. Senators Wilson and Talley: Permitting sale of second class shorelands on navigable lakes to abutting property owners.....	439	.....	.....
3099. Senators Rasmussen and Scott (by Office of Financial Management request): Modifying the allotment of state agency appropriations and local funds.	439	.....	.....
3100. Senator Henry: Regulating vessels.....	439	560	.....
3100. (SUBSTITUTE) Committee on Transportation (originally sponsored by Senator Henry): Regulating vessels. ....	.....	.....	577

TITLE AND HISTORY OF SENATE BILLS—Continued

Third Reading	Other Action	Vote on Final Passage	House Messages	Signed by President of Senate	Signed by House Speakers	Action by the Governor
.....
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1212	1213	SCR 117, 2815
.....	424
.....	1299, 1849
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1850	1850	SCR 117, 2815
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.....
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.....	577
577	577	854	905	1006	Signed p. 1096 CH. 74

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER. AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
3101. Senators Donohue and Newschwander (by Superintendent of Public Instruction request): Authorizing issuance of bonds for common school plant facilities.	439	2144	.....
3101. (SUBSTITUTE) Committee on Ways and Means (originally sponsored by Senators Donohue and Newschwander) (by Superintendent of Public Instruction request): Authorizing issuance of bonds for common school plant facilities. ....	.....	.....	2314
3102. Senator Hayner: Modifying the terms of office and elections for judges of the courts of appeal.	439	.....	.....
3103. Senator Fleming (by Insurance Commissioner request): Revising laws relating to personal lines insurance and contract termination.....	439	.....	.....
3104. Senators Clarke, Walgren, McDermott and Jones: Making changes in excess levy amount permissible by school districts.....	439	.....	.....
3105. Senators Benitz, Rasmussen and Talley (by Department of Veterans Affairs request): Revising laws relating to veterans preference in public employment.	440	1205	.....
3103. Senators Benitz and Rasmussen (by Department of Veterans Affairs request): Revising laws relating to veterans' preference for public employment.	440	1186	.....
3107. Senator Gould: Revising laws relating to public employment.	440	.....	.....
3108. Senators McDermott, Gould and Gaspard: Exempting school buses from the motor vehicle excise tax.	440	.....	.....
3109. Senators Marsh and Wanamaker: Requiring public works contracts to state that the prevailing wage will be paid.	440	.....	.....
3110. Senators Moore, McDermott, Goltz, Guess, Jones and Matson: Providing for a state convention center system.	440	.....	.....
3111. Senator Talley: Modifying eligibility requirements for receiving unemployment compensation benefits.	440	.....	.....

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER.	AUTHOR.	SUBJECT	Introduction, First Reading, Referral.	Report of Committee	Second Reading
3112.	Senators Woody, Day, Bottiger and Matson:	Updating laws regulating cosmetology.....	440	.....	.....
3113.	Senators Gaspard and Bottiger:	Repealing the law on massage operators and businesses.....	441	.....	.....
3114.	Senator Goltz:	Transferring certain letting of contracts from associated student bodies to governing boards of institutions of higher education.	442	.....	.....
3115.	Senator Goltz:	Reenacting prior double amendment relating to types of insurance boards of regents or trustees may provide as one of its 1973 versions.	442	987	1263
3116.	Senators Donohue, Walgren, Odegaard, Bottiger, Conner and Wojahn:	Limiting governmental expenditures.	442	.....	.....
3117.	Senators Odegaard, Morrison and Gaspard (by Superintendent of Public Instruction request):	Providing for programs of education for residents in certain institutions under jurisdiction of department of social and health services....	442	933	1265
3118.	Senators Walgren, Odegaard, Wojahn and Vognild:	Revising state laws on elections.....	442	587	.....
3118.	(SUBSTITUTE) Committee on Constitution and Elections (originally sponsored by Senators Walgren, Odegaard, Wojahn and Vognild):	Revising state laws on elections.....	.....	.....	1274, 1278
3119.	Senator Ridder:	Establishing penalties for unlawful use of preferential lanes.....	443	.....	.....
3120.	Senators Lysen, Bottiger and North:	Modifying the membership and powers of the joint committee on energy and utilities.....	443	933	.....
3121.	Senators Walgren, Rasmussen and Wilson:	Moving the time for filing the rule purpose statement from adoption to notice.....	443	560	1268
3122.	Senators Marsh, Hayner, Clarke, Bottiger, Lee, Benitz, Lewis, Sellar, Guess and Jones:	Modifying laws relating to juveniles.	443	.....	.....
3123.	Senators Lysen, Vognild, Moore and Talmadge:	Regulating employee-employer relationships...	444	.....	.....

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER.	AUTHOR.	SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
3124.	Senators Donohue, McDermott, Wojahn, Day, Williams, Goltz, Gaspard, Matson, Odegaard, Clarke, Jones, Lysen, Shinpoch, Moore, Van Hollebeke, Vognild, Talmadge, Fleming, Talley, Hansen and Peterson:	Modifying the business and occupation tax.	444	571	.....
3125.	Senator Pullen:	Providing for the return of certain personal property.	444	.....	.....
3126.	Senators Talley, Wojahn and Woody:	Permitting manicurists to operate manicure shops... ..	444	1186	.....
3126.	(SUBSTITUTE) Committee on Commerce (originally sponsored by Senators Talley, Wojahn and Woody):	Permitting manicurists to operate manicure shops. ....	.....	.....	1268
3127.	Senator von Reichbauer:	Permitting voters to register a vote for none of the candidates for a particular office.	444	.....	.....
3128.	Senator von Reichbauer:	Compensating crime victims from profits of the criminal.....	444	1133	.....
3128.	(SUBSTITUTE) Judiciary Committee (originally sponsored by Senator von Reichbauer):	Compensating crime victims from profits of the criminal. ....	.....	.....	1215
3129.	Senators Bausch, Conner, Rasmussen and Wojahn:	Providing for the issuance of bonds for the construction of two recreational performing arts facilities.	444	2363	.....
3129.	(SUBSTITUTE) Committee on Ways and Means (originally sponsored by Senators Bausch, Conner, Rasmussen and Wojahn):	Providing for the issuance of bonds for the construction of two recreational performing arts facilities. ....	.....	.....	2383
3130.	Senators McDermott, Hayner, Gaspard and Morrison:	Implementing law relating to sale or lease of school district or educational service district surplus property.....	445	.....	.....
3131.	Senator Guess:	Prohibiting strikes by school district certificated employees.....	445	.....	.....
3132.	Senator Bausch:	Directing the state fire marshal to collect and analyze fire data.....	445	1186	1266

TITLE AND HISTORY OF SENATE BILLS—Continued

Third Reading	Other Action	Vote on Final Passage	House Messages	Signed by President of Senate	Signed by House Speakers	Action by the Governor
.....
.....
.....	1268	.....	.....	.....	.....	.....
1268	.....	1269	2671	2675	2729	Signed p. 2934 CH. 242 EX.
.....
.....	1214	.....	.....	.....	.....	.....
1215	.....	1215	SCR 117, 2815	.....	.....	.....
.....	2363, 2383	.....	.....	.....	.....	.....
.....
2383	.....	2383	2728	2737	2783	Signed p. 2936 CH. 260 EX.
.....
.....
1267	.....	1267	SCR 117, 2815	.....	.....	.....

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER	AUTHOR	SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
3133.	Senators Scott, Gould and Gaspard:	Exempting all school buses from payment of vehicle license fees.	445		
3134.	Senators Bottiger and Gaspard:	Revising the law on massage business and operators.	445		
3135.	Senator Lysen:	Requiring a joint energy operating agency to make certain plans and reports.	445		
3136.	Senator Goltz:	Exempting additional records from public inspection and copying under public disclosure act.	445	1187	
3137.	Senator Goltz:	Excluding certain students from special coverage provisions of unemployment compensation law.	446		
3138.	Senator Morrison:	Revising the law on unemployment compensation.	446		
3139.	Senators Gould and McDermott:	Making miscellaneous changes in school levy lid law.	446		
3140.	Senators Walgren, Goltz and Rasmussen:	Authorizing combined city-county housing authorities.	446	1133	
3140.	(SUBSTITUTE) Committee on Local Government (originally sponsored by Senators Walgren, Goltz and Rasmussen):	Authorizing combined city-county housing authorities.			1265
3141.	Senators North, Bausch and Woody:	Revising laws relating to public utility districts.	446		
3142.	Senators Walgren, Rasmussen and Wilson:	Making various changes in the Administrative Procedure Act and in the State Register Act.	446	560	
3142.	(SUBSTITUTE) Committee on State Government (originally sponsored by Senators Walgren, Rasmussen and Wilson):	Making various changes in the Administrative Procedure Act and in the State Register Act.			1269
3143.	Senator Goltz:	Disallowing tenure for faculty hired at community colleges as replacements for faculty on leave.	446	987	

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
3144. Senators Donohue, Day, Walgren and Matson: Providing for taxation of utilities by local governments.	447	.....	.....
3145. Senators Walgren, Bausch, Gaspard, Marsh and Bottiger (by Department of Revenue request): Equalizing and supplementing local government revenues.	447	.....	.....
3146. Senator Quigg: Permitting members of a county transportation authority to appoint delegate members.	447	.....	.....
3147. Senator Quigg: Exempting deep sea fishing charterboats from the sales and use tax.....	447	.....	.....
3148. Senator von Reichbauer: Establishing safety procedures for movement of hazardous materials by rail.	447	.....	.....
3149. Senator Quigg: Implementing the educational employment relations act.	447	.....	.....
3150. Senator von Reichbauer: Relating to elevator regulation.	447	.....	.....
3151. Senators Quigg and Day: Relating to the elderly.	447	.....	.....
3152. Senators Quigg and Day: Relating to nursing homes.	447	.....	.....
3153. Senator von Reichbauer: Relating to outdoor recreation.	448	1134	.....
3154. Senator Quigg: Relating to juveniles.....	448	.....	.....
3155. Senator Rasmussen: Relating to state government and establishing a department of fish and wildlife.	448	.....	.....
3156. Senator von Reichbauer: Relating to rail transportation.	448	.....	.....
3157. Senator Lee: Relating to juveniles.....	448	.....	.....
3158. Senator Donohue: Relating to retirement systems and making an appropriation.....	448	.....	.....
3159. Senator Donohue: Relating to tuition and fees and making an appropriation.....	448	.....	.....

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR, SUBJECT	Introduction, First Reading, Referral	Report of Committee	Second Reading
3160. Senator Donohue: Relating to ports and making an appropriation.	448	.....	.....
3161. Senator McDermott: Mandating education of handicapped from birth through twenty-one years of age.	448	.....	.....
3162. Senators Donohue, Matson and Walgren: Regulating self-insurance safety and claims administration corporations.....	448	.....	.....

TITLE AND HISTORY OF SENATE JOINT MEMORIALS

NUMBER, SPONSOR AND SUBJECT	Introduction, First Reading and Committee Referral	Report of Committee
101. Senators Donohue, Matson, Odegaard, Wilson, North, Conner, Pullen, Lewis and Vognild: Requesting that Congress enact balanced budgets.	67	.....
102. Senator Conner: Requesting federal action to curb certain practices of the national park services in acquiring land...	82	250
103. Senators Bausch, Odegaard, Bottiger and Conner: Requesting the continued use of the Olympia postmark.....	207	587
104. Senators Jones, Walgren, Gould and Fleming: Memorializing the President and Congress to urge the extension of the German statute of limitations on Nazi war criminals.	207	613
105. Senators Vognild, Peterson, Wanamaker, Day, Goltz, Talley, von Reichbauer, Woody, Williams, Ridder, Moore, Gaspard, Talmadge and Van Hollebeke: Asking the United States supreme court for a speedy resolution of Indian fishing treaty issues.	248	384
106. Senators Wojahn, Newschwander, Bottiger, Rasmussen, Gaspard and Gallagher: Requesting federal aid for the Milwaukee Railroad.	448	698
107. Senator Bottiger: Requesting that the Bonneville Power Administration be authorized to support pilot developmental plants.	448	1171
108. Senator von Reichbauer: Requesting federal aid in training local emergency response teams to deal with accidents involving transport of hazardous materials.	448	1187
109. Senator von Reichbauer: Requesting the federal government to provide an improved placarding system to mark transporters of hazardous materials.	449	.....
110. Senator Hansen: Requesting the federal government to keep the Stampede Pass Weather Observation station a manned station.	449	501
111. Senator von Reichbauer: Asking Congress and the administration to leave responsibility for handling accidents involving transport of hazardous materials at local level...	449	1187

TITLE AND HISTORY OF SENATE JOINT MEMORIALS

<i>Second Reading and Amendments</i>	<i>Third Reading</i>	<i>Other Action in Senate</i>	<i>Vote on Final Passage</i>	<i>Message From House</i>	<i>Signed by President of the Senate</i>	<i>Signed by House Speakers</i>
.....
.....
1267	1267	.....	1267	SCR 117, 2815	.....	.....
1283	1283	.....	1283	SCR 117, 2815	.....	.....
.....
1231	1232	.....	1232	SCR 117, 2815	.....	.....
1350	1350	.....	1350	2434	2435	2475
.....
.....
.....	.....	1299	.....	.....	.....	.....
1283	1283	.....	1284	SCR 117, 2815	.....	.....

TITLE AND HISTORY OF SENATE JOINT RESOLUTIONS

NUMBER, AUTHOR AND SUBJECT	Introduction, First Reading and Committee Referral	Report of Committee
101. Senators Donohue, Matson, Odegaard, Scott, Gaspard, Conner, Walgren, Marsh and Lee: Amending the Constitution to allow property tax relief.	68	424
101. (SUBSTITUTE) Committee on Ways and Means (originally sponsored by Senators Donohue, Matson, Odegaard, Scott, Gaspard, Conner, Walgren, Marsh and Lee): Amending the Constitution to allow property tax relief.		
102. Senator Van Hollebeke: Providing for the governor's term to begin on the second Monday of December.	68	
103. Senators Scott, Donohue and Conner: Limiting the state debt.	68	
104. Senator Bluechel: Permitting local governmental units to aid the aged.	68	
105. Senator Rasmussen: Limiting expenditures.	68	
106. Senator Talmadge: Calling for repeal of various provisions of the state Constitution and creating a new legislative article.	68	
107. Senator Conner (by Joint Legislative Transportation Committee request): Amending the state Constitution to permit appeals from justice courts to the court of appeals.	82	
108. Senators Talmadge, Clarke and Woody: Removing constitutional limits as to authorized numbers and duties of court commissioners.	112	
109. Senators Fleming, Scott, Van Hollebeke, Gould, Talmadge, Lee, Bottiger, Moore, Wojahn and Ridder: Ratifying a proposed amendment to the U.S. Constitution providing for representation of the District of Columbia in the Congress.	126	482
110. Senators Walgren, Odegaard, Newschwander, Matson and Clarke: Authorizing annual legislative sessions.	126	560
110. (SUBSTITUTE) Committee on Constitution and Elections (originally sponsored by Senators Walgren, Odegaard, Newschwander, Matson and Clarke): Authorizing annual legislative sessions.		
111. Senators Lewis, Henry and Pullen (by State Auditor request): Authorizing the legislature to direct audits of any entity in the judicial branch.	126	

TITLE AND HISTORY OF SENATE JOINT RESOLUTIONS—Continued

NUMBER, SPONSOR AND SUBJECT	Introduction, First Reading and Committee Referral	Report of Committee
112. Senators Pullen, Day, Rasmussen, Hayner, Van Hollebeke, Vognild, Moore, Benitz, Bottiger, von Reichbauer, Fleming, Guess, Odegaard, Morrison, Bausch, Wojahn, Lewis, Talmadge, Wilson, Henry, Goltz, Peterson, Conner, Matson, Wanamaker, Sellar, Shinpoch, Lee, Jones, Quigg, Gaspard, North, Talley and Woody: Amending the Constitution to permit a legislator to hold a civil office the salary of which was increased so long as he does not receive the increase...	135	278
113. Senators Ridder, Day, Walgren, McDermott, Conner, Woody, Talley, Odegaard, Sellar, Guess, Shinpoch, Lewis, Newschwander, Wanamaker, Peterson, Lee, Gallagher, Quigg, Hayner and North (by Executive request): Expanding the legislature's power to grant property tax relief.	153	.....
114. Senators North, Wilson, Lewis and Hayner: Amending the Constitution to grant counties home-rule powers.....	179	560
115. Senators North and Lee: Amending the Constitution to provide for redistricting by commission.	199	.....
116. Senators Hayner, Marsh, North and Lee: Establishing a judicial qualifications commission to conduct judicial disciplinary proceedings.	234	1205
117. Senators Matson, Newschwander, Hayner, Lee, Gallagher, Clarke, Quigg, Bluechel, Morrison, Wanamaker, Jones, North, Benitz, Guess, Lewis and Sellar: Amending the Constitution to limit the length of legislative sessions....	304	.....
118. Senators Henry, Matson, Newschwander, Marsh and Walgren: Providing the means to pay the indebtedness on public development projects.	311	.....
119. Senators Matson, Goltz, Clarke, Talmadge and Newschwander: Amending the Constitution to direct redistricting by commission.	318	.....
120. Senators Bottiger and Lewis: Authorizing government utilities to loan money for energy conservation purposes...	330	493
120. (SUBSTITUTE) Committee on Energy and Utilities (originally sponsored by Senators Bottiger and Lewis): Authorizing government utilities to loan money for energy conservation purposes. ....	.....	.....
121. Senator Williams: Amending the Constitution to allow local government insurance pooling.	363	.....
122. Senator Woody: Amending the state Constitution.....	379	.....

TITLE AND HISTORY OF SENATE JOINT RESOLUTIONS—Continued

NUMBER, AUTHOR AND SUBJECT	Introduction, First Reading and Committee Referral	Report of Committee
123. Senator Woody: Amending the state Constitution.....	379	.....
124. Senator Woody: Amending the Constitution.....	414	.....
125. Senators Woody, Odegaard, Bausch, Walgren, Peterson, Day, Henry, Bottiger, Marsh, Donohue and Shinpoch: Amending the Constitution.	414	587

TITLE AND HISTORY OF SENATE CONCURRENT RESOLUTIONS

NUMBER, SPONSOR AND SUBJECT	Introduction, First Reading and Committee Referral	Report of Committee
101. Senators Walgren, Odegaard, Matson and Newschwander: Notifying the governor that the legislature is organized and in session.	10	.....
102. Senators Walgren, Odegaard, Matson and Newschwander: Establishing cut-off dates for introduction and consideration of legislation during the forty-sixth regular legislative session.	68	.....
103. Senators Wilson, Sellar, Talley and Hayner: Making legislative determinations regarding proposed jail standards...	112	872
103. (SUBSTITUTE) Committee on Local Government (originally sponsored by Senators Wilson, Sellar, Talley and Hayner): Making legislative determinations regarding proposed jail standards. ....	.....	.....
104. Senators Guess, Conner, Benitz, Bluechel, Gould, Gaspard, Moore, Morrison, Matson, Scott, Goltz, von Reichbauer, Gallagher, Day, Lewis, Walgren, Lee, Wanamaker, Jones, Hayner, Odegaard, Talmadge, Hansen, Vognild, Woody, Quigg, Bausch, Bottiger, Clarke, Donohue, Fleming, Henry, Keefe, Lysen, Marsh, McDermott, Newschwander, North, Peterson, Pullen, Rasmussen, Ridder, Sellar, Shinpoch, Talley, Van Hollebeke, Williams, Wilson and Wojahn: Thanking the members of the state patrol for the "Work-A-Day" program.	179	.....
105. Senators Conner, Day, Goltz, Wojahn, Lysen, Fleming, Ridder, Moore, Vognild, Bausch and Talmadge: Establishing a week honoring the family.	304	.....
106. Senators Goltz, Clarke, Wilson and Lysen: Establishing the joint legislative committee on Washington/British Columbia cooperation.	330	1187
107. Senators McDermott, Gould, Lee and Lysen: Establishing a task force on children and families.	330	.....
108. Senators McDermott and Fleming: Welcoming Chinese delegation to the state of Washington.	364	.....
109. Senator Donohue: Making legislative determinations regarding proposed jail standards.	414	.....
110. Senators Walgren, Odegaard, Matson and Newschwander: Extending an invitation to the National Conference of State Legislatures to meet in Seattle in 1982.	449	1187
111. Senator Lysen: Establishing a joint select committee to review and investigate WPPSS.	449	1188

TITLE AND HISTORY OF SENATE CONCURRENT RESOLUTIONS

<i>Signed by House Speakers</i>	<i>Signed by President of the Senate</i>	<i>Message From House</i>	<i>Vote on Final Passage</i>	<i>Other Action in Senate</i>	<i>Third Reading</i>	<i>Second Reading and Amendments</i>
242	200	187	10	10, 11	10	10
242	166	156	68	157	68	68
.....	.....	.....	.....	1207	.....	.....
.....	.....	SCR 117, 2815	1208	.....	1208	1207
.....	.....	.....	.....	179	.....	.....
.....
2318	2292	2161	1788	.....	1788	1787
.....
.....
.....
2808	2806	2799	2411	.....	2411	2411
.....	.....	.....	.....	1351	.....	.....

TITLE AND HISTORY OF SENATE CONCURRENT RESOLUTIONS—Continued

NUMBER, SPONSOR AND SUBJECT	Introduction, First Reading and Committee Referral	Report of Committee
111. (SUBSTITUTE) Committee on Energy and Utilities (originally sponsored by Senator Lysen): Providing for joint meetings of house and senate committees on energy and utilities.		
112. Senators Henry, Guess and Conner: Enunciating a state transportation policy.	648	698
113. Senators Walgren, Odegaard, Newschwander and Matson: Amending Senate Concurrent Resolution 102.	903	
114. Senators Walgren, Odegaard, Matson and Newschwander: Providing for returning of bills to house of origin.	1033	
115. Senators Walgren, Odegaard, Matson and Newschwander: Notifying the Governor that the legislature is in session...	1047	
116. Senators Walgren and Odegaard: Adopting joint rules for the forty-sixth legislature.	2789	
117. Senators Walgren and Odegaard: Status of interim bills, resolutions and memorials.	2794	

TITLE AND HISTORY OF SENATE CONCURRENT RESOLUTIONS—Continued

<i>Second Reading and Amendments</i>	<i>Third Reading</i>	<i>Other Action in Senate</i>	<i>Vote on Final Passage</i>	<i>Message From House</i>	<i>Signed by President of the Senate</i>	<i>Signed by House Speakers</i>
1351	1351	.....	1351	SCR 117, 2815	.....	.....
1209	1209	.....	1209	1606	1629	1759
903	903	1053	904	SCR 114, 1040	.....	.....
1033	1033	.....	1033	1037	1038	1038
1047	1047	1050, 1052	1047	1096	1100	1134
2789	2790	2789	2791	SCR 117, 2816	.....	.....
2794	2794	.....	2794	2811	2811	2812

TITLE AND HISTORY OF SENATE FLOOR RESOLUTIONS

NUMBER, SPONSOR AND SUBJECT

1. **Senators Walgren, Odegaard, Matson and Newschwander:** Senate organized, House notified.
2. **Senators Walgren, Odegaard, Matson and Newschwander:** Courtesies extended, former presidents, members, secretaries.
3. **Senators Walgren, Odegaard, Matson and Newschwander:** Providing for weekly payment of members' subsistence allowance and employees' salaries certified by president and secretary of the senate. Providing each member necessary supplies, equipment and materials required to operate the senate.
4. **Senators Walgren, Odegaard, Marsh, Henry and Bottiger:** Adopting rules of the senate for forty-sixth legislature.
5. **Senators Odegaard, Bausch, Donohue and Talley:** Supporting continuation and operation of Olympia weather station.....
6. **All members:** Condolences to family of Judge Charles C. Ralls.....
7. **All Members:** Expressing sorrow at loss of Reverend A. A. Lemieux, S.J.....
8. **Senators von Reichbauer, Woody, Vognild and Lewis:** Commending Ralph E. Mackey for dedicated service as a member of Washington State Parks and Recreation Commission.
9. **Senators von Reichbauer, Talley, Lewis and Sellar:** Commending Kay Green for dedicated service as a member of the Washington State Parks and Recreation Commission.
10. **Senators Gaspard, Bottiger and Wojahn:** Condolences to family of James M. Blair, Sr.
11. **Senators Conner, Walgren, Bottiger, Vognild, Henry, Talley, Bausch, Day, Donohue, Fleming, Gaspard, Goltz, Hansen, Keefe, Lysen, Marsh, McDermott, Moore, Odegaard, Peterson, Rasmussen, Ridder, Shinpoch, Talmadge, Van Hollebeke, von Reichbauer, Williams, Wilson, Wojahn, Woody and Quigg:** Appealing for employers and union to meet in an effort to compromise on differences in pulp and paper industry strike.
12. **Senators von Reichbauer, Bottiger, Odegaard, Wojahn and Van Hollebeke:** Recognizing and proclaiming January 21-27, 1979 as Jaycee Week.....
13. **Senators Walgren, Odegaard, Matson, Newschwander, Gaspard and Bottiger:** Encouraging voters to support special levy elections.....
14. **Senator Lee:** Urging DSHS request federal funds necessary to meet needs of adolescent parents.

*Referred to committee indicated.

TITLE AND HISTORY OF SENATE FLOOR RESOLUTIONS

Introduction, First Reading, Referral	Report of Committee	Second Reading	Third Reading	Other Action	Vote on Final Passage
9	910	9 Adopted
10	10 Adopted
10	10	10 Adopted
11	28 Adopted
72	72 Adopted
103	103 Adopted
127	128-129	129 Adopted
116	116 Adopted
117	117 Adopted
253	253 Adopted
275	275 Adopted
274	275 Adopted
318	318 Adopted
.....	★ 855 Rules	.....

TITLE AND HISTORY OF SENATE FLOOR RESOLUTIONS—Continued

NUMBER, SPONSOR AND SUBJECT

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15. **Senator Peterson:** Urging as little RARE II land as possible be recommended for wilderness in state.
16. **Senators Wilson, Wanamaker, Hansen and Gaspard:** Directing study of pesticide control act and pesticide application act and submit recommendations to legislature.
17. **Senators Henry, Marsh and Talley:** Encouraging federal communications commission to license KLRK for commercial broadcasting and channel assignment in Clark county.
18. **Senators von Reichbauer and Pullen:** Commending Washington games for physically handicapped.
19. **Senators Marsh and Morrison:** Commending business week program.....
20. **Senator Walgren:** Commending Professor August Werner, distinguished citizen... ..
21. **Senators Williams, McDermott, Lysen, Moore, Fleming, Ridder, Talmadge, Goltz, North and Scott:** Urging University of Washington board of regents retain Olympic Hotel.
22. **All Members:** Expressing sympathy to families of Willie Unsoeld and Janie Diepenbrock.
23. **Senator Peterson:** Directing study of use being made of waste materials from timber sales on state lands.
24. **Senators Day, Talley, Odegaard, and Peterson:** Directing study on problem of medicare certification.
25. **Senators Lysen, Ridder, Talmadge, Van Hollebeke, Benitz, Hansen, Gaspard, Williams, Rasmussen, Woody, Talley, Peterson, Donohue, Vognild and Morrison:** Urging Congress to enact laws allowing Canada and United States establish rail route.
26. **Senator Peterson:** Urging Congress pass legislation establishing permanent multiple-use management, not including further wilderness areas, for RARE II lands.....
27. **Senators Peterson, Wanamaker:** Urging Congress recommend as little RARE II land for wilderness or further planning.
28. **Senators Walgren, Odegaard, Matson, and Newschwander:** Authorizing youth legislature use of Senate chamber in 1979 and 1980.....
29. **Senators McDermott, Gould, Hayner, Ridder, Gaspard and Talmadge:** Directing study on short and long-term management of common school construction fund....
30. **Senators Walgren, Matson, Odegaard, Newschwander and Talmadge:** Commending Bethlehem Steel Corporation.

*Referred to committee indicated.

TITLE AND HISTORY OF SENATE FLOOR RESOLUTIONS—Continued

Introduction, First Reading, Referral	Report of Committee	Second Reading	Third Reading	Other Action	Vote on Final Passage
.....	★ 855 Rules	.....
.....	★ 855 Rules	.....
660	661 Adopted
856	856 Adopted
855	855 Adopted
856	856 Adopted
1002	★ 855 Rules	1002 Adopted
857	858-859	857 Adopted
.....	★ 995 Rules	.....
.....	★ 995 Rules	.....
1003	1003 Adopted
.....	★ 995 Rules	.....
.....	★ 995 Rules	.....
1004	1005 Adopted
.....	★ 995 Rules	.....
1004	1004 Adopted

TITLE AND HISTORY OF SENATE FLOOR RESOLUTIONS—Continued

NUMBER, SPONSOR AND SUBJECT

31. **Senators Peterson, Walgren and Newschwander:** Directing study to determine desirability of establishing program of privately owned salmon rearing facilities...
32. **Senators Williams, Day and Van Hollebeke:** Directing study on all facets of continuing education for occupations and professions.
33. **Senator Bausch:** Directing study of problem of uninsured and underinsured motorists.
34. **Senator Bausch:** Directing study of various powers of financial institutions of the state.
35. **Senator Bausch:** Directing study of possible reform of tort system.....
36. **Senator McDermott:** Directing study to analyze common school facilities system...
37. **Senators Van Hollebeke and Wojahn:** Directing study on concept of a business license center.
38. **Senators Marsh, Odegaard, Talmadge and Lewis:** Directing study regarding mandatory vehicle insurance.
39. **Senator Peterson:** Extending moratorium on Heart Lake property timber sale, lease or harvesting pending further study by legislature.
40. **Senator von Reichbauer:** Directing study public ownerships and uses of saltwater shoreline of the state.
41. **Senator von Reichbauer:** Directing inventory of recreation and tourist promotions programs administered by various state agencies.....
42. **Senator von Reichbauer:** Directing study of state marine park facilities regarding solid waste disposal and sewerage treatment facilities.
43. **Senator Woody:** Directing review of procedures and programs governing voter registration and electronic voting.
44. **Senators Marsh, Hayner, Talmadge and Clarke:** Directing study on judicial system criminal law and civil law.
45. **Senators Van Hollebeke, Williams, Walgren, Donohue, Quigg and Wojahn:** Directing study on tourism.
46. **Senators Van Hollebeke, Walgren, Day, Williams and Quigg:** Directing study of licensing of professions and occupations.
47. **Senator Woody:** Directing review of provisions of public disclosure law and commission's implementing regulations.

*Referred to committee indicated.

TITLE AND HISTORY OF SENATE FLOOR RESOLUTIONS—Continued

Introduction, First Reading, Referral	Report of Committee	Second Reading	Third Reading	Other Action	Vote on Final Passage
.....	★ 995 Rules	.....
.....	★ 1001 Rules	.....
.....	★ 1001 Rules	.....
.....	★ 1001 Rules	.....
.....	★ 1001 Rules	.....
.....	★ 1005 Rules	.....
.....	★ 1005 Rules	.....
.....	★ 1005 Rules	.....
.....	★ 1005 Rules	.....
.....	★ 1005 Rules	.....
.....	★ 1005 Rules	.....
.....	★ 1005 Rules	.....
.....	★ 1005 Rules	.....
.....	★ 1010 Rules	.....
.....	★ 1010 Rules	.....
.....	★ 1010 Rules	.....
.....	★ 1010 Rules	.....

TITLE AND HISTORY OF SENATE FLOOR RESOLUTIONS—Continued

NUMBER. SPONSOR AND SUBJECT

48. **Senator von Reichbauer:** Directing study of leisure time and playground related accidents.
49. **Senator von Reichbauer:** Directing study to examine feasibility of requiring certification of recreational personnel.
50. **Senators Rasmussen and Newschwander:** Directing study on conservation and management of fish and game resources.
51. **Senator Talmadge:** Directing study of permitting successful litigants to recover attorney fees from opposing party.
52. **Senators Walgren, Odegaard, Matson and Newschwander:** Appointing committee together with members from the House committee to notify the governor the legislature is about to adjourn SINE DIE.
53. **Senators Odegaard, Walgren, Matson and Newschwander:** Providing for completion of work of the Senate after adjournment and during the interim period between the close of first extraordinary session of the forty-sixth legislature and the convening of the next session.
54. **Senators Walgren and Odegaard:** Reappointing officers and committees of the regular session to their respective positions for the extraordinary session.
55. **Senators Walgren, Odegaard, Matson and Newschwander:** Providing for appointment of a committee to notify House that Senate is organized and ready to transact business for first extraordinary session.
56. **Senators Guess, Henry, Talley and Rasmussen:** Requesting Congress and President of the United States to respect rights of states in all decisions.
57. **Senators Hansen and Shipoch:** Authorizing and directing Senate committee on facilities and operations contact and cooperate with department of general administration to resolve public parking problem on capitol campus.
58. **Senator von Reichbauer:** Requesting Senate committee on parks and recreation study specific areas having natural features.
59. **All Members:** Recognizing and commending John Prizdick on behalf of handicapped children.
60. **Senators Walgren, Matson, Odegaard and Newschwander:** Welcoming regional and White House conferences of Washington department of commerce and economic development through division of small business.
61. **All Members:** Commending KSTW Television for broadcasting "Scared Straight" ..
62. **Senator Odegaard:** Commending Centralia basketball team—1979 class AA state high school champions.

TITLE AND HISTORY OF SENATE FLOOR RESOLUTIONS—Continued

Introduction, First Reading, Referral	Report of Committee	Second Reading	Third Reading	Other Action	Vote on Final Passage
.....	★ 1026 Rules	.....
.....	★ 1026 Rules	.....
.....	★ 1023 Rules	.....
.....	★ 1026 Rules	.....
1042	1042	1042	1042, 1043	1042 Adopted
1034	1034 Adopted
1046	1046 Adopted
1046	1050	1046 Adopted
1174	1175 Adopted
1752	1752 Adopted
.....	★ 1752 Rules	.....
1093	1093 Adopted
1138	1139 Adopted
1138	1138 Adopted
1174	1174	1174 Adopted

TITLE AND HISTORY OF SENATE FLOOR RESOLUTIONS—Continued

NUMBER, SPONSOR AND SUBJECT

63. **Senator Walgren:** Directing majority leader appoint bipartisan marine transportation study committee.
64. **Senators Moore, Day, Talmadge, McDermott, Donohue, Williams, Quigg, Vognild and Lysen:** Directing committee on social and health services study rental problems of elderly.
65. **Senators Scott and Shinpoch:** Department of social and health services policy, oversight plan.
66. **Senators Bottiger, Benitz, Hayner, Lewis, Lysen, North, Williams, Wilson, Woody and McDermott:** Commending Pacific Power and Light Company for leadership in energy conservation.
67. **Senators Bottiger, Benitz, Hayner, Lewis, Lysen, North, Williams, Wilson, Woody and McDermott:** Commending Puget Sound Power and Light Company on energy conservation.
68. **Senators Bottiger, Benitz, Hayner, Lewis, Lysen, North, Williams, Wilson, Woody and McDermott:** Commending Washington Water Power Company for leadership in energy conservation.
69. **All Members:** Commending Doctor Hugh A. Bone on retirement from active faculty status with the University of Washington.....
70. **Senators Hansen, Gaspard, Wanamaker, Day and Wilson:** Urging Congress and President of the United States support of S. 585 and H.R. 2757 regarding Yakima River Basin Water Enhancement Project.
71. **Senators Hansen, Gaspard, Wanamaker, Day and Wilson:** Requesting Congress resolve disputes over federal reserved water rights.....
72. **Senators Guess and Henry:** Urging Congress approve obligation level for federal-aid highway program for fiscal year ending September 30, 1980.....
73. **Senators Henry, Morrison and Matson:** Supporting Congressman Mike McCormack in effort to defend property rights of landowners of Conboy Lake area.....
74. **Senators Talley, Newschwander and Gallaghan:** Directing committee on state government study transferring to Washington state patrol enforcement personnel presently employed by departments of game and fisheries.
75. **Senators Bausch, Odegaard, Bottiger, Conner and Quigg:** Urging continuation of Olympia postmark.
76. **Senators Goltz, Shinpoch, von Reichbauer, Scott, Benitz, Odegaard and Guess:** Directing joint committees on higher education undertake study of geographic, administrative, and decision-making structures of present community college district system.

TITLE AND HISTORY OF SENATE FLOOR RESOLUTIONS—Continued

Introduction, First Reading, Referral	Report of Committee	Second Reading	Third Reading	Other Action	Vote on Final Passage
.....	★ 1752 Rules	.....
.....	★ 1752 Rules	.....
.....	★ 1752 Rules	.....
1721	1720	1721 Adopted
1721	1720	1721 Adopted
1720	1720	1720 Adopted
1613	1485	1613 Adopted
1752	1752 Adopted
1753	1753 Adopted
1754	1754 Adopted
1755	1755 Adopted
.....	★ 1865 Rules	.....
1865	1865 Adopted
.....	★ 1865 Rules	.....

TITLE AND HISTORY OF SENATE FLOOR RESOLUTIONS—Continued

NUMBER. SPONSOR AND SUBJECT

77. **Senator Moore:** Urging public disclosure commission simplify reporting forms.....
78. **Senators Rasmussen, Day, Gould and Gallagher:** Requesting committee on state government study procedures of consultants employment.....
79. **Senators Rasmussen, Day, Gould and Gallagher:** Directing committee on state government conduct study of program management in selected state agencies.....
80. **Senators Rasmussen, Day, Gould and Gallagher:** Directing committee on state government conduct study of personnel systems.
81. **Senators Rasmussen, Day, Gould and Gallagher:** Directing committee on state government conduct study of general administration department.....
82. **Senator Lysen:** Recommending cost of living increase for employees of United Airlines covered by machinists agreement.....
83. **Senators Van Hollebeke, Wojahn and Quigg:** Directing committee on commerce conduct study on false and misleading advertising.....
84. **Senator Lysen:** Urging President of the United States prohibit proposed construction of oil fired jet turbine generators by Puget Sound Power and Light Company of Bellevue.
85. **Senators Vognild, Marsh, Day, Benitz and Quigg:** Requesting creation of special committee of the senate to be known as senate oversight committee on arson.....
86. **Senators Bluechel, Shinpoch, Ridder, Lee, Talmadge, McDermott, Williams, Jones and Moore:** Urging Senate declare week of May 14 through May 20, 1979 as Arts Imagination Celebration Week.
87. **Senators Wilson, Moore, Bluechel, Lee, Henry, Sellar, Talley, North and Fleming:** Directing committee on local government conduct study on measures deferred until interim and other issues.
88. **Senator von Reichbauer:** Directing committee on parks and recreation investigate need for potential of McNeil Island.
89. **Senators Lysen and Talmadge:** Requesting establishing of investigating committee regarding alleged improprieties by former legislators and lobbyists.....
90. **Senators Scott, von Reichbauer, Goltz, Shinpoch, Benitz, Odegaard and Guess:** Requesting joint committees on higher education study community college system..
91. **Senators Van Hollebeke and Wojahn:** Directing committee on commerce study field of cosmetology and related areas.
92. **Senators Gaspard, Lee and Wilson:** Directing committee on local government study Nisqually Delta.

TITLE AND HISTORY OF SENATE FLOOR RESOLUTIONS—Continued

Introduction, First Reading, Referral	Report of Committee	Second Reading	Third Reading	Other Action	Vote on Final Passage
1871	1872	Adopted
.....	★ 1891 Rules	.....
.....	★ 1891 Rules	.....
.....	★ 1891 Rules	.....
.....	★ 1891 Rules	.....
.....	★ 2146 Rules	.....
.....	★ 2146 Rules	.....
.....	★ SR 120, Rules	.....
.....	★ 2146 Rules	.....
2069	2069 Adopted
.....	★ 2146 Rules	.....
.....	★ 2147 Rules	.....
.....	★ 2147 Rules	.....
.....	★ 2147 Rules	.....
.....	★ 2308 Rules	.....
.....	★ 2308 Rules	.....

TITLE AND HISTORY OF SENATE FLOOR RESOLUTIONS—Continued

NUMBER, SPONSOR AND SUBJECT

93. **Senators Gaspard and Bottiger:** Directing committee on transportation study on improvements to state route 161 south of Puyallup.....
94. **Senators Moore, Talmadge, Quigg and Vognild:** Directing establishment of select committee on mobile homes.
95. **Senators Goltz, Odegaard, Shinpoch, Benitz, Guess, Scott and von Reichbauer:** Council on postsecondary education conduct study on tuition fee waiver.....
96. **Senators Goltz, Odegaard, Shinpoch, Benitz, Guess, Scott and von Reichbauer:** Directing committee on higher education conduct study on degree of duplication in functions and duties assigned by legislature to various agencies and boards.....
97. **Senators Goltz, Odegaard, Shinpoch, Benitz, Guess, Scott and von Reichbauer:** Directing council for postsecondary education coordinate responses to recommendations on programs on engineering technologies.
98. **Senators Goltz, Odegaard, Shinpoch, Benitz, Guess, Scott and von Reichbauer:** Directing colleges and universities develop appropriate inventory system.....
99. **Senators Marsh, Hayner, Talmadge, Gaspard and Lysen:** Directing judiciary committee undertake study of privacy rights.....
100. **Senators Marsh, North, Henry and Talley:** Directing committee on local government civil service.
101. **Senators Wojahn, Rasmussen, Marsh and Gaspard:** Directing judiciary committee study bail bond field.
102. **Senator McDermott:** Directing education committee study issue of parental involvement.
103. **Senator McDermott:** Directing committee on education and ways and means committee review small school districts.
104. **Senator Hansen:** Directing committee on agriculture monitor progress of Yakima River Basin Water Enhancement Project.
105. **Senator Hansen:** Directing committee on agriculture to hold hearings to obtain information relevant to revising warehouse law.
106. **Senator Hansen:** Directing committee on agriculture conduct study to review calculations regarding payment capacity of future irrigated lands in Columbia Basin Project.
107. **Senator Hansen:** Directing committee on agriculture study laws and regulations pertaining to groundwaters.
108. **Senator Hansen:** Directing committee on agriculture review various responsibilities and programs of department of agriculture.

*Referred to committee indicated.

TITLE AND HISTORY OF SENATE FLOOR RESOLUTIONS—Continued

Introduction, First Reading, Referral	Report of Committee	Second Reading	Third Reading	Other Action	Vote on Final Passage
				★ 2308 Rules	
				★ 2308 Rules	
				★ 2308 Rules	
				★ 2308 Rules	
				★ 2308 Rules	
				★ 2308 Rules	
				★ 2319 Rules	
				★ 2319 Rules	
				★ 2319 Rules	
				★ 2319 Rules	
				★ 2319 Rules	
				★ 2429 Rules	
				★ 2429 Rules	
				★ 2429 Rules	
				★ 2429 Rules	

TITLE AND HISTORY OF SENATE FLOOR RESOLUTIONS—Continued

NUMBER. SPONSOR AND SUBJECT

109. **Senators Gould, Lee, Ridder, Wojahn, North and Hayner:** Requesting department of social and health services develop assessment of needs of adolescent child-bearing population together with committee on social and health services.....
110. **Senators Talley and Bausch:** Directing committee on financial institutions and insurance undertake study of scheme for regulation of financial institutions in the state.
111. **Senators Lysen and Morrison:** Directing committee on labor conduct study regarding industrial insurance system.
112. **Senator Williams:** Directing committee on ecology conduct study on energy facilities upon environmental quality.
113. **Senator Williams:** Directing committee on ecology conduct workshop on state environmental policy act.
114. **Senator Williams:** Directing committee on ecology conduct study of historic preservation programs and practices.
115. **Senator McDermott:** Directing committee on education conduct study to measure impact of Reengrossed House Bill 413 which sets forth procedures which school district must follow in selling surplus property and buildings.
116. **Senators Walgren and Rasmussen:** Directing committee on state government review procedures of regional councils of governments as they affect ability of elected officials to compete for and secure federal and state funding assistance for various projects.
117. **Senators Gaspard and Lee:** Directing committee on local government and committee on ecology conduct regional councils study.
118. **Senator Gaspard:** Directing committee on agriculture study problems relating to agricultural land preservation.
119. **Senators Benitz and Wilson:** Directing committee on agriculture review agricultural land regulations.
120. **Senators Walgren and Odegaard:** Adjourning for three-day periods until 12:00 noon May 29, 1979.
121. **Senators Fleming, Jones, McDermott, North, Morrison and Ridder:** Re-establishing select committee on nursing homes.
122. **All Members:** Honoring Viet Nam veterans, week of May 28 through June 3, 1979...
123. **Senators Rasmussen and Boffiger:** Asking for assignment of KCPQ-TV license from Clover Park School District No. 400 to Kelly Broadcasting Co.
124. **All Members:** Requesting United States Congress pass legislation to issue permanent visas to Stephen and Janice Dean.....

*Referred to committee indicated.

TITLE AND HISTORY OF SENATE FLOOR RESOLUTIONS—Continued

Introduction, First Reading, Referral	Report of Committee	Second Reading	Third Reading	Other Action	Vote on Final Passage
				★ 2429 Rules	
				★ 2429 Rules	
				★ 2429 Rules	
				★ 2429 Rules	
				★ 2429 Rules	
				★ 2429 Rules	
				★ 2429 Rules	
				★ 2429 Rules	
				★ 2429 Rules	
				★ 2429 Rules	
2429					2431 Adopted
				★ 2429 Rules	
2507					2507 Adopted
2511				★ 2513 Education	
2793					2794 Adopted

TITLE AND HISTORY OF SENATE FLOOR RESOLUTIONS—Continued

NUMBER, SPONSOR AND SUBJECT

125. **Senators Van Hollebeke, Wojahn, Quigg and Williams:** Directing committee on commerce study field of engineering and need for revisions of existing law regulating same.
126. **Senators Talley, Henry and von Reichbauer:** Directing committee on commerce review credit lending.
127. **Senators Henry and Talley:** Requesting consideration by department of transportation to connect interstate 5 with state route 4.
128. **Senator Rasmussen:** Directing committee on state government continue study improvement of housing opportunities.
129. **Senator Rasmussen:** Directing committee on state government continue study method of standardizing compensation for multi-member decision-making bodies..
130. **Senator von Reichbauer:** Directing committee on parks and recreation study park facility fee.
131. **Senator von Reichbauer:** Directing committee on parks and recreation study boat facilities safety.
132. **Senator von Reichbauer:** Directing committee on parks and recreation study private recreational land management.
133. **Senator von Reichbauer:** Directing committee on parks and recreation study parks, recreation committee organization.
134. **Senator von Reichbauer:** Requesting council of presidents supply committee on higher education information outlining methods of departmental organization in use at institutions of higher education.
135. **Senators McDermott and Donohue:** Student transportation funds.
136. **Senator Lysen:** Informing President Carter of opposition to decontrol of crude oil.
137. **Senator Sellar:** Commending Dan Gordon and recommending favorable consideration to highway commission.
138. **Senators Day, Peterson, Talmadge, Moore, Vognild, Fleming, Scott, Talley, Odegaard and Quigg:** Requesting United States Congress take immediate action to amend food stamp program.
139. **Senator Donohue:** Directing committee on ways and means prepare and carry out comprehensive study and analysis of problem areas as noted in resolution.
- *Referred to committee indicated.

TITLE AND HISTORY OF SENATE FLOOR RESOLUTIONS—Continued

Introduction, First Reading, Referral	Report of Committee	Second Reading	Third Reading	Other Action	Vote on Final Passage
.....	★ 2724 Rules	.....
.....	★ 2724 Rules	.....
.....	★ 2725 Trans- portation	.....
.....	★ 2724 Rules	.....
.....	★ 2724 Rules	.....
.....	★ 2724 Rules	.....
.....	★ 2725 Rules	.....
.....	★ 2725 Rules	.....
.....	★ 2725 Rules	.....
.....	★ 2725 Higher Education	.....
.....	★ 2727 Rules	.....
.....	★ 2727 Energy and Utilities	.....
2725	2725 Adopted
.....	★ 2778 Rules	.....
.....	★ 2727 Ways and Means	.....

TITLE AND HISTORY OF SENATE FLOOR RESOLUTIONS—Continued

NUMBER. SPONSOR AND SUBJECT

140. Senator **Bausch**: Establishing select committee on tort and product liability reform.
141. Senator **Lysen**: Establishing select committee to investigate management of ferry contracts.
142. Senators **Van Hollebeke and Guess**: Directing committee on commerce conduct study of coordinate system.
143. Senator **Walgren**: Recognizing Pan Pacific Asian Americans.....
144. Senator **Walgren**: Establishing a select committee on state aquatic lands.....
145. Senator **Walgren**: Creating committee of nine members to study senate rules.....
146. Senator **Walgren**: Creating a committee on criminal justice.
147. Senator **Walgren**: Senate facilities and operations committee study facility charges.
148. Senator **Walgren**: Directing senate conduct study to review adequacy of existing industrial insurance system of this state.
149. Senators **Walgren and Gould**: Directing senate conduct study on intergovernmental cooperation.
150. Senator **Walgren**: Directing senate conduct oversight reviews of Washington State pilotage board and pilotage act.
151. Senator **Walgren**: Directing senate undertake study of marine science center at Poulsbo.
152. Senators **McDermott and Ridder**: Directing committee on education explore solutions to children residing in shelters with battered parent and unable to attend school.
153. Senators **Odegaard, Rasmussen, Walgren, Gallagher, Henry, Talley, Peterson, Woody, Donohue, Conner, Shinpoch, Goltz and Quigg**: Directing state government committee analyze current housing system.
154. Senators **Walgren, Odegaard, Rasmussen, Wilson and Donohue**: Directing senate study and develop procedures for legislative review state agencies.
155. **All Members**: Congratulating Seattle Supersonics as 1979 World Champions.....
156. Senators **Walgren and Odegaard**: Appointing committee of three to notify House the legislature is ready to adjourn SINE DIE.....

*Referred to committee indicated.

TITLE AND HISTORY OF SENATE FLOOR RESOLUTIONS—Continued

Introduction, First Reading, Referral	Report of Committee	Second Reading	Third Reading	Other Action	Vote on Final Passage
				★ 2727 Rules	
				★ 2729 Rules	
				★ 2729 Rules	
				★ 2729 Rules	
				★ 2778 Rules	
				★ 2778 Rules	
				★ 2778 Rules	
				★ 2778 Rules	
				★ 2779 Rules	
				★ 2779 Rules	
				★ 2779 Rules	
				★ 2778 Rules	
				★ 2779 Rules	
					2779 Adopted
2779				★ 2787 Rules	
					2787 Adopted
2786					2811 Adopted
2810				2811, 2812	

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE

NUMBER, AUTHOR, SUBJECT	House Messages	Introduction, First Reading, Referral	Report of Committee
1. (SUBSTITUTE) Committee on Natural Resources (originally sponsored by Representatives Erickson, Fuller, Galloway, Sherman, Keller, Brown, Schmitt, Rosbach, Erak, Kreidler, Grimm, Winsley, Mitchell, Tall, Struthers, Sprague, Walk, Monohon, Heck, North, Wilson and Zimmerman): Requiring a license for personal use of razor clams.....	1260, 2508, 2755, 2782	1289	1316
2. (ENGROSSED) Representatives Erickson, Salatino, Sanders, Nisbet and Brown: Providing for refund of sales tax for returned merchandise.	1097	1100	.....
4. Representatives Owen, North, Kreidler, Craswell, Grimm, Gruger, Williams and Walk: Providing for records on adopted children....	278, 1097	304, 1100	698
6. Representatives McCormick and Martinis: Exempting locomotive operator from the need for a driver's license.	521	522	698
10. (SUBSTITUTE) Committee on Revenue (originally sponsored by Representatives Winsley, Erickson, Sommers, Barr, Craswell, Fuller, Whiteside, Fancher): Raising the property tax delinquency interest rate and shortening delinquency payment period.	1097	1100	.....
16. (SUBSTITUTE) Committee on Local Government (originally sponsored by Representatives Whiteside, Winsley, Van Dyken, Isaacson, Fuller and Barnes): Authorizing local governments to administer senior citizen programs...	521	522	698
18. Representatives Becker, Smith (Rick), Tilly, Winsley and Brekke (by House Committee on Judiciary of 45th Legislature request): Enacting the uniform child custody jurisdiction act.	242, 995	248	765
19. (SUBSTITUTE) Committee on Judiciary (originally sponsored by Representatives Nelson (Dick), Knowles, Pruitt and Brekke) (by House Committee on Judiciary of 45th Legislature request): Restoring the civil rights of persons convicted of infamous crimes upon their final discharge by the parole board.....	1288	1289	.....

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

NUMBER, AUTHOR, SUBJECT	House Messages	Introduction, First Reading, Referral	Report of Committee
20. (ENGROSSED SUBSTITUTE) Committee on State Government (originally sponsored by Representatives Burns, Haley, Nelson (Dick), Pruitt, Kreidler, Bender, Gruger and Salatino) (by Executive request) (by House Committee on State Government of 45th Legislature request): Establishing a housing finance commission.	1328	1328	.....
22. (SUBSTITUTE) Committee on Judiciary (originally sponsored by Representatives Charnley, Burns, Douthwaite and Nelson (G. A.): Permitting arrest for certain traffic offenses.....	1237	1289	1393
25. Representatives Knowles, Smith (Rick) and Sherman (by House Committee on Judiciary of the 45th Legislature request): Defining what persons are lawfully on another's property in cases of liability for dog bites.....	278, 934	304	653
26. Representatives Valle, Gruger, Douthwaite and Pruitt (by House Committee on Ecology of 45th Legislature request): Relating to highways.	242	248	369
29. (SUBSTITUTE) Committee on State Government (originally sponsored by Representatives Ehlers, Taller, Struthers, Nelson (G.A.), Walk, Sanders, Barr, Jovanovich, Barnes, Williams, Oliver, Knowles, Scott, Whiteside, Pruitt, Granlund, Sherman, Brekke and Brown) (by House Committee on Judiciary of 45th Legislature request): Creating joint legislative committee to review agency rules.....	352, 996, 1097, 1786	364, 1100	684
30. (ENGROSSED) Representatives Ehlers, Nelson (G. A.), Taller and Sanders: Establishing a method by which certain criminal cost bills will be paid by the state.	521	522	684
31. Representatives Ehlers, Taller, Struthers, Walk, Sanders and Addison: Requiring the legislature to pay the department of general administration for use of buildings and services.	470, 1097, 2508, 2758	470, 1100	685
33. Representatives Taller, Nelson (G. A.), Struthers, Ehlers and Sanders: Establishing certain fees relating to corporations which may be charged by the secretary of state.....	242, 1097	248, 1100	685

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

Second Reading and Amendments	Third Reading	Vote on Final Passage	Other Action	Signed by House Speakers	Signed by President of Senate	Action by the Governor
1556	1556	1556	.....	1631	1631	CH. 28 EX.
802, 804	802	805	802, 806-807, 847-850	1008	1009	CH. 148
714	714	714	.....	764	764	CH. 7
784, 1583	792, 1591	792, 1591	996	1845	1847	Vetoed
1015	1015	1015	.....	1038	1038	CH. 129
2371, 2383	2384	2385	2380, 2508, 2758	.....	.....	.....
1867	1867	1867	.....	2086	2097	CH. 133 EX.

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

NUMBER, AUTHOR, SUBJECT	House Messages	Introduction, First Reading, Referral	Report of Committee
38. (SUBSTITUTE) Committee on State Government (originally sponsored by Representatives Taller, Ehlers, Sommers, Nelson (G.A.) and Sanders): Establishing a program of training and career development for state civil service employees.	1206	1289	1317
39. (ENGROSSED SUBSTITUTE) Committee on State Government (originally sponsored by Representatives Ehlers, Taller, Sommers, Struthers, Walk, Nelson (G. A.), and Clayton): Making uniform the compensation of various boards and commissions.	1328	1328	.....
41. (ENGROSSED) Representative Keller: Providing for local fire protection contracts.....	1206, 1786	1289	1393
43. (SUBSTITUTE) Committee on Commerce (originally sponsored by Representative Fancher): Authorizing certain persons to obtain contractors' bonds at reduced rates....	656, 1097	661, 1100	.....
44. Representatives Fancher and Flanagan: Increasing the fee that may be retained by persons issuing hunting and fishing licenses...	353, 1097	364, 1101	493
45. Representatives Clayton, Kreidler and Smith (C.P.) (by Committee on Agriculture of 45th Legislature request): Increasing the scope of crop liens.	521, 1097	522, 1101	653
46. (ENGROSSED) Representatives Clayton, Kreidler, Van Dyken, Fuller, Smith (C.P.) and Heck (by Committee on Agriculture of 45th Legislature request): Providing for promoting markets for state agricultural products.....	521, 1097	522, 1101	685
48. Representatives Amen, Kreidler, Flanagan and Smith (C.P.) (by House Committee on Agriculture of 45th Legislature request): Extending certain exemptions for contracts by local governmental entities to include small irrigation districts.	470, 1097	470, 1101	654
50. Representatives Newhouse, Smith (Rick), Barr, McGinnis, Sanders, Schmitt, Bond, Clayton, Isaacson, Eberle, Dawson, Zimmerman, Galloway, Smith (C.P.), Nisbet, Owen, McDonald and Wilson (by House Committee on Judiciary of 45th Legislature request): Providing for limited liability of landowners for recreational use of their land by the public.	242, 934	248	765

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

Second Reading and Amendments	Third Reading	Vote on Final Passage	Other Action	Signed by House Speakers	Signed by President of Senate	Action by the Governor
.....
.....
1561	1561	1561	.....	1846	1847	CH. 102 EX.
.....
.....
1381	1381	1382	.....	1470	1471	CH. 3 EX.
.....
.....
1382	1382	1382	.....	1470	1471	CH. 4 EX.
.....
.....
792, 811, 819	819	819	792, 811	1008	1009	CH. 53

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

NUMBER, AUTHOR, SUBJECT	House Messages	Introduction— First Reading, Referral	Report of Committee
51. (SUBSTITUTE) Committee on Judiciary (originally sponsored by Representatives Keller and Knowles) (by House Committee on Judiciary of 45th Legislature request): Requiring statements on convicted persons for the parole board.	353, 1097	364, 1101	851
52. Representative Keller (by House Committee on Judiciary of 45th Legislature request): Permitting municipal courts to be terminated by city ordinance at any time.....	278, 1097	304, 1101	766
56. (SUBSTITUTE) Committee on Local Government (originally sponsored by Representatives Charnley, Whiteside, Zimmerman, Rohrbach, North, Owen, Sanders, Fuller, Flanagan, Knowles, Smith (C.P.), Nisbet and Amen) (by House Committee on Local Government of 45th Legislature request): Authorizing local governments to enter program for self-insurance, risk management and joint insurance....	656, 1097, 2728	662, 1101	698
57. (ENGROSSED SUBSTITUTE) Committee on Local Government (originally sponsored by Representatives Charnley and Rohrbach) (by House Committee on Local Government of 45th Legislature request): Providing a common date for assumption of office by local government elected officials.	613, 1097, 1819	648, 1101	717
58. Representatives May, Lux, Sanders, Schmitt, Knowles, Adams, Maxie, Hughes, Pruitt, Charnley, Clayton, Erak, Houchen, Teutsch, Martinis, Deccio, Hurley, Newhouse, Gallagher, Owen and Struthers: Prohibiting blind bidding for feature motion pictures.	1237	1289	1317
65. Representatives Salatino, Deccio and King: Recognizing Columbus Day.	521	807	.....
66. Representative Smith (Rick): Correcting a mistake.	572	573	766
69. Representatives Warnke and Polk (by Legislative Budget Committee request): Repealing sections authorizing forest tree nursery at Washington State University.	353	364	699
71. Representatives Taller and Adams: Redefining toilet units for purposes of mandating free use thereof.	1206	1290	.....

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

Second Reading and Amendments	Third Reading	Vote on Final Passage	Other Action	Signed by House Speakers	Signed by President of Senate	Action by the Governor
1383	1383	.....	1385, 1664	.....	.....	.....
2321, 2329	2331	2331	2327	2782	2783	CH. 256 EX.
1385	1385	1385	660	1895	1897	CH. 126 EX.
1581	1581	1581	1562	1631	1631	CH. 29 EX.
807	807	.....	523, 668	989	990	CH. 77
793	793	793	.....	989	990	CH. 97
793	793	793	.....	989	990	CH. 52

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

NUMBER, AUTHOR, SUBJECT	House Messages	Introduction, First Reading, Referral	Report of Committee
76. (SUBSTITUTE) Committee on Local Government (originally sponsored by Representatives Charnley, Zimmerman, Garrett, Keller and Brekke): Clarifying grant of home rule power to local governments.	521, 1097, 2321, 2424	522, 1101	685
77. (SUBSTITUTE) Committee on Local Government (originally sponsored by Representatives Charnley, Keller and Garrett) (by House Committee on Local Government of 45th Legislature request): Providing for the dissolution of inactive special purpose districts.	572, 1097	573, 1101	699
78. (SUBSTITUTE) Committee on Local Government (originally sponsored by Representatives Zimmerman, Garrett, Charnley and Keller) (by House Committee on Local Government of 45th Legislature request): Relating to special purpose districts.	278, 1097	304, 1102	685
79. (SUBSTITUTE) Committee on Local Government (originally sponsored by Representatives Charnley, Burns and Brekke): Establishing procedures for disposing of surplus reading materials by libraries and school districts.....	572, 1097, 1846	573, 1102	699
80. (SUBSTITUTE) Committee on Institutions (originally sponsored by Representatives Struthers, Becker, Nelson (D.), Taller and Rohrbach) (by Department of Social and Health Services request): Modifying provisions relating to institutional industries.....	1206, 2049, 2128	1290	1393
82. (SUBSTITUTE) Committee on Financial Institutions (originally sponsored by Representatives Eng, Lux and Wilson): Regulating cemetery prearrangement contracts.....	613	648	685
86. Representatives Eng, Lux, Barr and Winsley: Regulating debt adjusters.	657	662	699
87. (ENGROSSED) Representatives Clayton and Barr: Regulating agricultural commodity warehouses.	655, 1097	662, 1102	766, 1205
88. (SUBSTITUTE) Committee on Social and Health Services (originally sponsored by Representatives Charnley, Pruitt, Scott and Brekke): Screening for scoliosis.	470, 934	470	685

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

Second Reading and Amendments	Third Reading	Vote on Final Passage	Other Action	Signed by House Speakers	Signed by President of Senate	Action by the Governor
1599, 1616	1621	1621	869, 1592, 1601- 1602, 1617, 1619, 2321	2434	2434	CH. 194 EX.
1386	1386	1386	.....	1471	1471	CH. 5 EX.
1471	1471	1471	.....	1631	1631	CH. 30 EX.
1730	1732	1732	.....	2086	2097	CH. 134 EX.
1732, 1760	1760	1760	1733, 2050-2051	2149	2158	CH. 160 EX.
774	774	774	.....	868	869	CH. 21
911	911	911	.....	1038	1038	CH. 156
.....
803	803	804	.....	1008	1009	CH. 47

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

NUMBER, AUTHOR, SUBJECT	House Messages	Introduction, First Reading, Referral	Report of Committee
92. (SUBSTITUTE) Committee on Labor (originally sponsored by Representatives Bond, Whiteside, Smith (C.P.), Sprague, Taylor, Winsley, Rosbach, McGinnis, Fancher, Sanders, Schmitt, Craswell, Fuller, Newhouse, Polk, Zimmerman, Rohrbach, Barr, Clayton, McCormick, Flanagan, Hurley, Nisbet, Struthers, Amen, Tilly and Patterson): Allowing corporate employees to withdraw from industrial insurance eligibility.	655	662	766
96. (SUBSTITUTE) Committee on Transportation (originally sponsored by Representatives Sherman and Charnley): Facilitating ride sharing operations.	546, 934	547	699
97. (SUBSTITUTE) Committee on Transportation (originally sponsored by Representatives Newhouse, Van Dyken, Fuller, Flanagan, Smith (C.P.) and Clayton): Exempting vehicles hauling farm products from regulation under certain circumstances.	656, 1097	662, 1102	1188
99. (SUBSTITUTE) Committee on Judiciary (originally sponsored by Representative Tilly) (by House Committee on Judiciary of 45th Legislature request): Modifying the procedure for the selection of prospective jurors.	353, 1097, 1893	364, 1102	766
100. Representatives Patterson, Isaacson, Taylor and Amen: Extending state route 27 through Pullman.	656, 1097	662, 1102	717
101. Representative Sanders (by House Committee on Judiciary of 45th Legislature request): Clarifying laws on negligent driving and racing.	655, 1097, 1846	662, 1102	851
103. (SUBSTITUTE) Committee on Insurance (originally sponsored by Representatives Douthwaite and Erak (by House Committee on Insurance of 45th legislature request): Providing for underinsured motor vehicle insurance coverage.	1237	1290	1398
105. (SUBSTITUTE) Committee on Insurance (originally sponsored by Representatives Douthwaite, Sanders and Rohrbach) (by House Committee on Insurance of 45th Legislature request): Setting standards for the escrow officer's examination.	353, 1097	364, 1102	699

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

NUMBER, AUTHOR, SUBJECT	House Messages	Introduction, First Reading, Referral	Report of Committee
109. (SUBSTITUTE) Committee on Insurance (originally sponsored by Representatives Douthwaite, Sanders, Erak and Oliver) (by House Committee on Insurance of 45th Legislature request): Regulating insurance policy cancellations.	572, 934	573	699
112. (SUBSTITUTE) Committee on State Government (originally sponsored by Representatives Ehlers, Amen, Walk, Tilly, King, Taller, Sanders, Fuller, Mitchell and Addison) (by Select Joint Committee on Sunset request): Establishing a schedule for sunset review.....	353	364	686
113. Representatives Heck, Ehlers, Taller and Zimmerman: Modifying procurement procedures for state vocational rehabilitation programs...	656, 1097	662, 1102	700
114. Representatives Teller, Pruitt, Schmitten and Zimmerman: Making persons handicapped by lung disease eligible to receive a handicapped driver's card.	572, 1097	523, 1102	700
125. (SUBSTITUTE) Committee on Judiciary (originally sponsored by Representatives Newhouse, Adams, Whiteside, Van Dyken, Fuller and Clayton) (by Department of Social and Health Services request): Modifying provisions and procedures relating to enforcement of support of dependent children.....	1097, 1893	1103	1393
88. (SUBSTITUTE) Committee on Social and Health Services (originally sponsored by Representatives Charnley, Pruitt, Scott and Brekke): Screening for scoliosis.	470, 934	470	685
92. (SUBSTITUTE) Committee on Labor (originally sponsored by Representatives Bond, Whiteside, Smith (C.P.), Sprague, Taylor, Winsley, Rosbach, McGinnis, Fancher, Sanders, Schmitten, Craswell, Fuller, Newhouse, Polk, Zimmerman, Rohrbach, Barr, Clayton, McCormick, Flanagan, Hurley, Nisbet, Struthers, Amen, Tilly and Patterson): Allowing corporate employees to withdraw from industrial insurance eligibility.	655	662	766
96. (SUBSTITUTE) Committee on Transportation (originally sponsored by Representatives Sherman and Charnley): Facilitating ride sharing operations.	546, 934	547	699

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

<i>Second Reading and Amendments</i>	<i>Third Reading</i>	<i>Vote on Final Passage</i>	<i>Other Action</i>	<i>Signed by House Speakers</i>	<i>Signed by President of Senate</i>	<i>Action by the Governor</i>
835	836	836	.....	1008	1010	CH. 133
794	794	794	.....	989	990	CH. 99
1387	1387	1387	.....	1606	1608	CH. 14 EX.
1386	1386	1387	.....	1471	1471	CH. 7 EX.
1733, 1766	1767	1767	1749	2150	2158	CH. 171 EX.
803	803	804	.....	1008	1009	CH. 47
917	918	918	.....	1038	1038	CH. 128
840	841	843	.....	1008	1009	CH. 111

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

NUMBER, AUTHOR, SUBJECT	House Messages	Introduction, First Reading, Referral	Report of Committee
97. (SUBSTITUTE) Committee on Transportation (originally sponsored by Representatives Newhouse, Van Dyken, Fuller, Flanagan, Smith (C.P.) and Clayton): Exempting vehicles hauling farm products from regulation under certain circumstances.	656, 1097	662, 1102	1188
99. (SUBSTITUTE) Committee on Judiciary (originally sponsored by Representative Tilly) (by House Committee on Judiciary of 45th Legislature request): Modifying the procedure for the selection of prospective jurors.	353, 1097, 1893	364, 1102	766
100. Representatives Patterson, Isaacson, Taylor and Amen: Extending state route 27 through Pullman.	656, 1097	662, 1102	717
101. Representative Sanders (by House Committee on Judiciary of 45th Legislature request): Clarifying laws on negligent driving and racing.	655, 1097, 1846	662, 1102	851
103. (SUBSTITUTE) Committee on Insurance (originally sponsored by Representatives Douthwaite and Erak (by House Committee on Insurance of 45th legislature request): Providing for underinsured motor vehicle insurance coverage.	1237	1290	1398
105. (SUBSTITUTE) Committee on Insurance (originally sponsored by Representatives Douthwaite, Sanders and Rohrbach) (by House Committee on Insurance of 45th Legislature request): Setting standards for the escrow officer's examination.	353, 1097	364, 1102	699
109. (SUBSTITUTE) Committee on Insurance (originally sponsored by Representatives Douthwaite, Sanders, Erak and Oliver) (by House Committee on Insurance of 45th Legislature request): Regulating insurance policy cancellations.	572, 934	573	699
112. (SUBSTITUTE) Committee on State Government (originally sponsored by Representatives Ehlers, Amen, Walk, Tilly, King, Taller, Sanders, Fuller, Mitchell and Addison) (by Select Joint Committee on Sunset request): Establishing a schedule for sunset review....	353	364	686

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

Second Reading and Amendments	Third Reading	Vote on Final Passage	Other Action	Signed by House Speakers	Signed by President of Senate	Action by the Governor
1387	1387	1388	.....	1471	1471	CH. 6 EX.
794, 797, 1483, 1541, 1548, 1559	1559	1560	794, 798, 1484, 1542, 1551	2086	2097	CH. 135 EX.
2419	2419	2419	869	2434	2434	CH. 195 EX.
1401, 1489	1536	1536	1449	1895	1897	CH. 136 EX.
.....
.....
835	836	836	.....	1008	1010	CH. 133
794	794	794	.....	989	990	CH. 99

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

NUMBER, AUTHOR, SUBJECT	House Messages	Introduction, First Reading, Referral	Report of Committee
113. Representatives Heck, Ehlers, Toller and Zimmerman: Modifying procurement procedures for state vocational rehabilitation programs...	656, 1097	662, 1102	700
114. Representatives Teller, Pruitt, Schmitt and Zimmerman: Making persons handicapped by lung disease eligible to receive a handicapped driver's card.	572, 1097	523, 1102	700
125. (SUBSTITUTE) Committee on Judiciary (originally sponsored by Representatives Newhouse, Adams, Whiteside, Van Dyken, Fuller and Clayton) (by Department of Social and Health Services request): Modifying provisions and procedures relating to enforcement of support of dependent children.....	1097, 1893	1103	1393
126. Representatives Charnley, Vrooman, Erickson, Douthwaite, Chandler, Burns, Owen and Gallo-way: Making unlawful the commercial selling of term papers, theses, or other work assignments utilized for post-secondary education purposes.	278	304	587
127. Representatives Walk, Toller, Burns, Sanders, Ehlers, Vrooman and Addison) (by Committee on State Government request): Modifying the Sunset Act of 1977.	353	364	686
131. (SUBSTITUTE) Committee on Local Government (originally sponsored by Representatives Warnke and Owen): Permitting the board to designate a treasurer in special purpose districts.	572, 1097	573, 1103	700
132. Representatives Warnke, Owen and Whiteside: Permitting the board to designate a treasurer in special purpose districts.	657, 1097	662, 1103	700
133. (SUBSTITUTE) Committee on Local Government (originally sponsored by Representatives Warnke and Owen): Modifying special purpose district contract and bid procedures.....	572, 996, 1206, 1893	573, 1290	700, 1317
138. Representatives Martin, Wilson and Bender (by Department of Licensing request): Revising references to the powers and duties of the department of licensing.	572, 1097	573, 1103	686

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

<i>Second Reading and Amendments</i>	<i>Third Reading</i>	<i>Vote on Final Passage</i>	<i>Other Action</i>	<i>Signed by House Speakers</i>	<i>Signed by President of Senate</i>	<i>Action by the Governor</i>
1387	1387	1387	.....	1606	1608	CH. 14 EX.
1386	1386	1387	.....	1471	1471	CH. 7 EX.
1733, 1766	1767	1767	1749	2150	2158	CH. 171 EX.
802	803	803	.....	989	990	CH. 43
771	771	771	.....	868	869	CH. 22
.....	.....	.....	1664	.....	.....	.....
.....	.....	.....	1664	.....	.....	.....
837, 1764	839, 1765	839, 1765	997	2086	2097	CH. 137 EX.
1808, 1848	1849	1849	1811	.....	.....	.....

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

NUMBER, AUTHOR, SUBJECT	House Messages	Introduction, First Reading, Referral	Report of Committee
139. (SUBSTITUTE) Committee on Local Government (originally sponsored by Representatives Warnke, Zimmerman and Brown): Providing deadlines for local governments to approve special purpose districts' comprehensive plan.	470	470	686
140. Representatives Monohon, Keller, Schmitt and Fuller: Increasing port district levy flexibility.	613	648	700
141. Representatives Bender, Burns and Charnley (by Department of Licensing request): Clarifying the law on proportional registration....	572, 934	573	686
144. (ENGROSSED SUBSTITUTE) Committee on Institutions (originally sponsored by Representatives Owen, Nisbet, Struthers, Brown and Fuller): Requiring reimbursement to local government jurisdictions near state correctional institutions or institutions for the mentally ill for costs of apprehending and processing escapees.	655, 1097	662, 1103	717
145. Representatives Wilson, Martinis and Burns (by Department of Licensing request): Including "campers" within the unfair motor vehicle business practices act.	572, 1097	573, 1103	686
149. Representatives Knowles and Vrooman: Relating to county law libraries.	656, 997, 1027	663	766
155. Representatives Newhouse, Winsley and Knowles (by Department of Licensing request): Repealing a provision of the financial responsibility law preventing discharge in bankruptcy.	572, 1005	573	766
156. (SUBSTITUTE) Committee on Local Government (originally sponsored by Representatives Mitchell, Warnke, Zimmerman, Jovanovich, Nisbet, Nelson (G.A.), Tupper, Williams, Eberle, Bond, Wilson, Houchen and Dawson): Relating to fiscal notes and appropriation clauses on legislation mandating expenditures by state or local units of government.....	613, 1097, 1786	648, 1103	686
163. (SUBSTITUTE) Committee on State Government (originally sponsored by Representatives North, Erickson, Ehlers and Valle): Adding lay member to the veterinary board of governors.	546, 1097	547, 1103	687

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

<i>Second Reading and Amendments</i>	<i>Third Reading</i>	<i>Vote on Final Passage</i>	<i>Other Action</i>	<i>Signed by House Speakers</i>	<i>Signed by President of Senate</i>	<i>Action by the Governor</i>
771	771	771	.....	868	869	CH. 23
843	844	844	.....	989	990	CH. 76
805	807	807	.....	1008	1010	CH. 134
1714	1714	1714	.....	1846	1847	CH. 108 EX.
.....
794	795	795	997	1036	1036	CH. 126
795	796	796	.....	1008	1010	CH. 78
1537	1537	1537	.....	1845	1847	CH. 112 EX.
1553	1553, 1557	1558	1553	1631	1631	CH. 31 EX.

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

NUMBER, AUTHOR, SUBJECT	House Messages	Introduction, First Reading, Referral	Report of Committee
164. Representatives Wilson, Martinis and Burns (by Department of Licensing request): Making technical corrections in motor vehicle licensing and registration laws.	572, 1097, 1819	574, 1103	700
167. Representatives Clayton, Walk and McCormick (by Department of Licensing request): Deleting special weight permits from single cab cards.	572, 1097	574, 1103	687
168. (ENGROSSED) Representatives Warnke, Struthers, Salatino, Sanders, Fuller, Addison, Greengo and Maxie (by House Committee on Commerce request): Excluding baby sitting referral services from the definition of employment agency.	1097	1104	.....
171. (SUBSTITUTE) Committee on Natural Resources (originally sponsored by Representative Schmitten): Establishing a minimum fine for molesting food fish or shellfish.....	1097	1104	.....
175. (SUBSTITUTE) Committee on Natural Resources (originally sponsored by Representatives Martinis, Wilson, Schmitten, Vrooman, Mitchell, Galloway, Jovanovich and Erak) (by Department of Fisheries request): Extending the limitation on commercial salmon licenses.	546	547	701
177. (SUBSTITUTE) Committee on Natural Resources (originally sponsored by Representatives Martinis, Wilson, Schmitten, Vrooman and Erak): Modifying various provisions relating to salmon resources.	572, 1097	574, 1104	717
178. Representatives Schmitten, Vrooman, Jovanovich and Mitchell: Making available department of natural resources equipment, personnel, and services to certain landowners.....	353	364	587
183. Representatives Schmitten and Vrooman: Changing procedures used by the department of natural resources in sales and exchanges... ..	1098	1104	.....
186. (SUBSTITUTE) Committee on Natural Resources (originally sponsored by Representatives Schmitten, Keller, Vrooman, Addison, Fuller and Teutsch): Eliminating report filing for shippers of Christmas trees sold out of state.	656, 1098	663, 1104	701

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

<i>Second Reading and Amendments</i>	<i>Third Reading</i>	<i>Vote on Final Passage</i>	<i>Other Action</i>	<i>Signed by House Speakers</i>	<i>Signed by President of Senate</i>	<i>Action by the Governor</i>
1377	1381	1381	.....	1845	1847	CH. 113 EX.
.....
.....
.....
844	844	845	.....	989	990	CH. 135
.....
772, 775	772, 775	775	772	935	935	CH. 100
.....
1555	1555	1555	869	1631	1631	CH. 32 EX.

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

NUMBER, AUTHOR, SUBJECT	House Messages	Introduction, First Reading, Referral	Report of Committee
187. Representatives Vrooman, Fuller, Schmitten and Teutsch: Authorizing the department of natural resources to exchange surplus administrative land for certain purposes.	546	547	587
188. (SUBSTITUTE) Committee on Natural Resources (originally sponsored by Representatives Martinis, Schmitten, Vrooman, Mitchell and Wilson): Requiring selective removal of snags.	1098	1104	701
191. Representatives Heck, Chandler, Whiteside, Galloway and Tupper: Allowing costs incurred relating to sale and issuance of school district bonds to be deducted from bond proceeds....	655, 1098, 2730, 2738, 2789, 2809	663, 1104	767
194. (SUBSTITUTE) Committee on Higher Education (originally sponsored by Representatives Burns, Grimm, Oliver, Erickson and Heck): Mandating responsibility in program development and budgetary considerations in use of services and activities fees.	656, 1098, 2045	663, 1104	687
195. (SUBSTITUTE) Committee on Financial Institutions (originally sponsored by Representatives Winsley, Eng, Blair, Hurley, Rosbach and Knowles): Revising laws relating to savings and loan associations.	614	648	701
196. Representatives Clayton, Walk and McCormick (by Department of Licensing request): Increasing the interest rate for delinquent reciprocal or proportional registration fees.....	546, 1098, 2128	547, 1104	687
200. (SUBSTITUTE) Committee on Revenue (originally sponsored by Representatives Erickson, Winsley, Erak, Ehlers, Scott, Warnke, Gruger, Grimm, Walk, Kreidler, Owen, Granlund, North, Becker and Bender: Expanding real estate excise tax to include used mobile homes.	1006, 1098	1010, 1104	2363
201. (SUBSTITUTE) Committee on Higher Education (originally sponsored by Representatives Nelson (D.), Erickson, Burns and Barnes): Allowing applications for change in classification as resident student for college fee purposes to be made up to thirtieth day of quarter or semester.	656, 1098	663, 1105	701

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

Second Reading and Amendments	Third Reading	Vote on Final Passage	Other Action	Signed by House Speakers	Signed by President of Senate	Action by the Governor
714	714	714	.....	764	764	CH. 24
1388	1388	1389	869	1471	1471	CH. 8 EX.
1375	1377	1377	2730, 2738	2810	2810	CH. 257 EX. P.V.
1691	1691, 1693	1693, 2047	1691, 2045, 2789	2151	2158	Vetoed
844	844	844	.....	989	990	CH. 113
2076	2078	2078	.....	2149	2158	CH. 149 EX.
2402	2408	2408	.....	2363	.....	.....
1389	1389	1389	.....	1606	1608	CH. 15 EX.

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

NUMBER, AUTHOR, SUBJECT	House Messages	Introduction, First Reading, Referral	Report of Committee
204. (SECOND SUBSTITUTE) Committee on State Government (originally sponsored by Representatives Becker, Struthers, Nelson (D.), Mitchell, Houchen, Rohrbach and Addison) (by Governor Ray request): Establishing a criminal justice division and council in the governor's office.	470, 1005	470	687
207. (ENGROSSED) Representatives Newhouse, Winsley and Maxie (by Judicial Council request): Providing procedure for determining reasonable attorneys' fees in eminent domain proceedings.	470, 1098	470, 1105	1394
209. Representatives Winsley, Smith (Rick) and Newhouse (by Judicial Council request): Authorizing discretionary review of administrative agency decisions by the court of appeals.	470, 1098	471, 1105	1394
210. (ENGROSSED SUBSTITUTE) Committee on Education (originally sponsored by Representatives Chandler, Heck, Taller, Valle, Barr, Tupper, Houchen, Nisbet, Taylor, Sprague, McGinnis, Dawson, Teutsch, Bauer, Ehlers, Isaacson and Wilson) (by Superintendent of Public Instruction request): Making miscellaneous changes in basic education act.....	470, 1098	471, 1105	.....
218. Representatives Fuller, Whiteside, Sanders, Keller, Erak, Addison and Kreidler: Designating an official dance for the state.....	655, 1098	663, 1105	767
219. (SUBSTITUTE) Committee on Social and Health Services (originally sponsored by Representative Haley): Eliminating basic science examination requirement for physicians, surgeons and osteopaths.	572, 1098, 1819	574, 1105	767
226. (ENGROSSED) Representatives Heck, Thompson, Grimm, Barnes, Galloway, Bauer, Zimmerman, Burns and Williams: Authorizing certain reciprocity tuition and fee waivers with the state of Oregon.	522	523	687
227. (ENGROSSED SUBSTITUTE) Committee on Education (originally sponsored by Representatives Heck, Chandler, Sommers, Bauer, Ehlers, Bender, Scott and Charnley): Changing limitations on amount of excess funds levied for school district maintenance and operations.	1400, 2101	1400	1901

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

Second Reading and Amendments	Third Reading	Vote on Final Passage	Other Action	Signed by House Speakers	Signed by President of Senate	Action by the Governor
866, 899	866, 899	899	867	1010	1010	CH. 79
.....	.....	.....	1664	.....	.....	.....
.....
.....
.....	.....	.....	869	.....	.....	.....
1389	1391	1391	.....	1845	1847	CH. 114 EX.
781	781	781	.....	989	990	CH. 80
1901	1904	1904	.....	2149	2158	CH. 172 EX.

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

NUMBER, AUTHOR, SUBJECT	House Messages	Introduction, First Reading, Referral	Report of Committee
229. Representatives Kreidler, Fancher, Erak, Amen and Clayton (by Department of Agriculture request): Revising laws relating to public livestock markets.	655, 1098	663, 1105	767
230. Representatives Fancher, Kreidler, Erak, Amen, Clayton and Smith (C.P.) (by Department of Agriculture request): Revising laws relating to identification of cattle through licensing of certificated feed lots.....	655	663	767
236. (ENGROSSED SUBSTITUTE) Committee on Appropriations (originally sponsored by Representatives Thompson and Blair) (by Governor Ray request): Adopting the budget.	1206, 2163, 2316, 2350, 2410, 2439	1290	1904, 2164-2290
238. (ENGROSSED) Representatives Hurley, Taylor, McGinnis, Blair, Burns, Sprague and Taller: Providing for urban parks.	614, 1098	648, 1105	767
240. (ENGROSSED SUBSTITUTE) Committee on Revenue (originally sponsored by Representatives Sommers, Newhouse, Warnke, Flanagan, Erickson, Winsley, Bond and Sanders): Making real estate excise tax a state tax.....	720, 1098	721, 1105	.....
247. (SUBSTITUTE) Committee on Agriculture (originally sponsored by Representatives Kreidler, Fancher, Erak and Clayton) (by Department of Agriculture request): Revising laws relating to agricultural products.....	572, 1098, 1817	574, 1105	654
248. (SUBSTITUTE) Committee on Constitution, Elections and Governmental Ethics (originally sponsored by Representatives Whiteside, Charnley and Garrett): Allowing executive sessions for the disposition of real estate.....	614, 1005	648	701
249. (SUBSTITUTE) Committee on Social and Health Services (originally sponsored by Representatives Kreidler, Lux, Adams and Burns) (by Department of Social and Health Services request): Implementing the National Health Planning and Resources Development Act of 1974.	546, 1098, 2042	547, 1106	701
254. (ENGROSSED SUBSTITUTE) Committee on Social and Health Services (originally sponsored by Representative Adams) (by Department of Social and Health Services request): Modifying appeal procedures for public assistance grievances.	1288	1290	1398

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

Second Reading and Amendments	Third Reading	Vote on Final Passage	Other Action	Signed by House Speakers	Signed by President of Senate	Action by the Governor
1699	1699	1699	.....	1759	1787	CH. 91 EX.
798	798	798	.....	989	990	CH. 81
1904, 2028, 2290	2033, 2290	2034, 2290	2130- 2133, 2163, 2316, 2350, 2410-2411, 2439-2440	.....	.....	.....
.....	.....	.....	1704	.....	.....	.....
.....
1699	1700	1700	.....	1845	1847	CH. 115 EX.
799	800	800	.....	1008	1009	CH. 42
1768, 1777, 1787, 1792	1792	1792	869, 1768, 1779, 1787	2150	2158	CH. 161 EX.
1701	1701	1701	1664	1759	1787	CH. 92 EX.

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

NUMBER, AUTHOR, SUBJECT	House Messages	Introduction, First Reading, Referral	Report of Committee
259. (SUBSTITUTE) Committee on Social and Health Services (originally sponsored by Representatives Haley, Whiteside, Adams, Pruitt, Burns, Brekke, Lux, Blair, Chandler, Mitchell, Teutsch and Struthers): Enacting the Controlled Substances Therapeutic Research Act.	572, 1005	574	717
262. (SUBSTITUTE) Committee on Social and Health Services (originally sponsored by Representative Adams (by Department of Social and Health Services request): Modifying the reporting of vital statistics.....	656, 1098, 1831, 2044	663, 1106	717
264. (SUBSTITUTE) Committee on Social and Health Services (originally sponsored by Representatives Adams, Haley, May, Kreidler, Tupper, Lux, Teutsch, Whiteside, Schmitten, Mitchell, Gruger, Pruitt, Barr, Brekke, Sherman, Granlund, Salatino, Knowles, Galloway and Sanders) (by House Committee on Social and Health Services request): Defining the patient's right to withhold or withdraw life-sustaining medical procedures in terminal illnesses.	370	379	701
277. Representatives Warnke, Walk, Addison and Williams: Repealing regulation of comic books.	572, 1098	574, 1106	1468
279. (ENGROSSED) Representatives Newhouse and Knowles: Excluding small civil claims from the court of appeals.	546, 1008	547	767
280. (SUBSTITUTE) Committee on Commerce (originally sponsored by Representatives Gallagher, Brown, Tilly and May: Prohibiting advertisement of unlicensed contractors.....	656, 1098, 1786	663, 1106	1171
284. Representatives Sommers, Warnke and Gallagher: Establishing labeling requirements for frozen fish.	1206	1290	1468
288. (ENGROSSED) Representatives McCormick, Wilson, Gallagher, Bond, Addison and Douthwaite: Encouraging the use of nonpolluting fuels.	546, 1029	547	717
291. (ENGROSSED SUBSTITUTE) Committee on Revenue (originally sponsored by Representatives Sommers) (by Department of Revenue request): Making miscellaneous changes to the tax laws.	1206, 2042	1290	1602

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

Second Reading and Amendments	Third Reading	Vote on Final Passage	Other Action	Signed by House Speakers	Signed by President of Senate	Action by the Governor
800	801	801	.....	1010	1010	CH. 136
1391	1391	1392, 2044	1831, 2044	2151	2158	CH. 162 EX.
823	823	823	821	989	990	CH. 112
.....
814	817	818	.....	1037	1040	CH. 102
1392, 1558	1392, 1552, 1558	1559	1393, 1552	1846	1847	CH. 116 EX.
.....
994	994	994	.....	1038	1040	CH. 48
1802	1805	1806	.....	2034	2034	CH. 95 EX.

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

NUMBER, AUTHOR, SUBJECT	House Messages	Introduction, First Reading, Referral	Report of Committee
295. (SUBSTITUTE) Committee on State Government (originally sponsored by Representatives Polk, Owen and Dawson: Authorizing National Guard assistance scholarships.....	572, 1098, 1819	574, 1106	718
296. Representative Sommers (by Department of Revenue request): Modifying the use tax exemptions.	779, 1098	779, 1106	.....
298. (SUBSTITUTE) Committee on Ecology (originally sponsored by Representatives Valle, Chandler, Pruitt and Douthwaite: Controlling vehicle emissions.	656, 1098	663, 1106	778, 1134
299. (SUBSTITUTE) Committee on Revenue (originally sponsored by Representatives Nelson (G.A.) and Sommers): Modifying the 106% levy lid calculation.	1305	1305	.....
302. (SUBSTITUTE) Committee on Revenue (originally sponsored by Representatives Whiteside, Thompson, Adams, Barr, Burns, Brekke, Fancher, Maxie, Taylor, Williams, North and Ehlers) (by Department of Social and Health Services request): Modifying the business and occupation tax.	1098, 2433	1106	2159
305. (ENGROSSED) Representatives Erickson and Nelson (D.) (by Committee on Elections and Governmental Ethics of 45th Legislature request): Delineating those persons subject to financial disclosure.	614, 1098	649, 1106	718
306. (SUBSTITUTE) Committee on Constitution, Elections and Governmental Ethics (originally sponsored by Representatives Nelson (D.), Fuller, Barnes, Gruger, Erickson and Burns) (by House Committee on Elections and Governmental Ethics of 45th Legislature request): Making the candidates' and voters' pamphlets more informative.	1288	1290	1394
307. Representatives Newhouse and Knowles: Revising the criminal code.....	614, 1098, 2114, 2440	649, 1106	768
308. Representative Sommers (by Department of Revenue request): Modifying the law on unclaimed property.	1206	1290	1468

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

Second Reading and Amendments	Third Reading	Vote on Final Passage	Other Action	Signed by House Speakers	Signed by President of Senate	Action by the Governor
1372	1372	1373	581	1845	1847	CH. 90 EX.
1472, 1540	1541	1541	1473, 1542, 1555	2150	2158	CH. 163 EX.
2390, 2408, 2412	2412	2413	2159, 2402, 2410	2433	2434	CH. 196 EX.
			1664			
1482, 1537, 1593	1599	1599, 2441	1483, 1540, 2114, 2441	2728	2729	CH. 244 EX.
1806	1806	1806	.....	1845	1847	CH. 117 EX.

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

NUMBER, AUTHOR, SUBJECT	House Messages	Introductory, First Reading, Referral	Report of Committee
311. (SUBSTITUTE) Committee on Judiciary (originally sponsored by Representatives Newhouse, Knowles, Winsley and Clayton): (by Judicial Council request): Decriminalizing certain motor vehicle offenses.	1237, 2128	1290	1793
312. (ENGROSSED SUBSTITUTE) Committee on Commerce (originally sponsored by Representative Nelson (G.A.): Revising the laws regulating engineers and land surveyors.	2128	2128	2792
314. Representatives Winsley, Hurley, Eng and Sanders (by Department of Commerce and Economic Development request): Increasing amount of certain investments that banks may hold.	470	471	.....
315. (SUBSTITUTE) Committee on Commerce (originally sponsored by Representatives Warnke, Greengo, Sanders, Addison, May, Fuller, Walk, Salatino, Owen, Oliver, Gallagher, Struthers, Douthwaite and North (by Governor Ray request): Establishing criteria for the regulation of professions and occupations.	656, 1098	664, 1107	1468
319. (SUBSTITUTE) Committee on Higher Education (originally sponsored by Representatives Burns, Patterson, Grimm, Barnes, Douthwaite, Keller, Kreidler, Greengo, Lux, Erickson and Gruger): Authorizing waiver of fees for university or college employees taking courses thereat, but limited to space available basis.	546, 990, 1006	547	702
320. (ENGROSSED) Representatives Craswell, Dunlap, Deccio, Sanders, Mitchell, Barr, Addison, Erickson, Rohrbach, Hastings, Hurley, Flanagan, Taylor and Bond: Extending the 106% levy limit to the state.	1098, 2434	1107	2145
322. Representatives Isaacson, Pruitt, Oliver, Brekke, Hastings, Hurley, Sanders, North, Addison, Greengo and Struthers: Exempting from the fire code hand-held candles in religious ceremonies.	1206	1291	.....
325. Representatives Sprague, Sanders, Greengo and Bond: Removing inequalities on taxpayer overpayments.	1260	1291	.....

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

NUMBER, AUTHOR, SUBJECT	House Messages	Introduction, First Reading, Referral	Report of Committee
326. (SUBSTITUTE) Committee on Revenue (originally sponsored by Representatives O'Brien, Erak, Warnke, Polk and Sanders): Imposing an excise tax on stevedoring and related activities.	1206	1291	.....
328. (SUBSTITUTE) Committee on Energy and Utilities (originally sponsored by Representatives Haley, McCormick, Martinis and Charnley): Revising the law relating to energy facility site locations.	656	664	718
329. (ENGROSSED) Representatives McCormick, Martinis and Wilson: Permitting certain bus stop signs.	572, 1098	574, 1107	702
330. Representatives Schmitt, Vrooman, Sanders and Addison: Making unlawful the obtaining of game licenses by fraud.	470, 1098, 1817	471, 1107	588
331. Representatives Vrooman, Schmitt and Taylor: Authorizing the department of game to retain fees charged for informational materials published by the department.	656	664	702
333. (SUBSTITUTE) Committee on Natural Resources (originally sponsored by Representatives Martinis, Schmitt, Vrooman, Wilson and Jovanovich): Establishing a two-year program restricting salmon charter boat fishing...	656	664	702
334. (SUBSTITUTE) Committee on Parks and Recreation (originally sponsored by Representatives Hurley, Greengo and Brown): Requiring land dedications by subdividers for parks.	1206	1291	1394
335. (ENGROSSED) Representatives Nelson (G.A.), Martinis, Patterson, Becker and Sprague: Authorizing new community college district and providing for transfer of property, records, and personnel thereto.	572, 1098, 2070	574, 1107	1304
338. (ENGROSSED) Representatives Oliver, Isaacson and Sprague: Extending the time period for marriage solemnization.	1237, 1818	1291	1394
340. (SUBSTITUTE) Committee on Institutions (originally sponsored by Representatives Struthers, Becker, Dunlap, Clayton, Smith (C.P.) and Bond) (by Department of Social and Health Services request): Requiring parents to support their children in juvenile institutions.	656, 1098	664, 1107	.....

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

NUMBER, AUTHOR, SUBJECT	House Messages	Introduction, First Reading, Referral	Report of Committee
341. Representatives Newhouse, Smith (Rick) and Whiteside (by Code Reviser's request): Correcting double amendments to RCW 18.85.120, 18.85.140, 18.85.150 and 18.85.230.	242	248	654
342. Representatives Newhouse, Smith (Rick) and Whiteside (by Code Reviser's request): Correcting double amendment to RCW 21.20.310...	242	248	654
343. Representatives Newhouse, Smith (Rick) and Whiteside (by Code Reviser's request): Correcting double amendment to RCW 27.28.010 and 27.32.010.	242	248	654
344. Representatives Newhouse, Smith (Rick) and Whiteside (by Code Reviser's request): Correcting double amendments to RCW 43.17.010, 43.17.020, 43.41.110 and 43.51.040.	242	249	654
345. Representatives Newhouse, Smith (Rick) and Whiteside (by Code Reviser's request): Correcting double amendment to RCW 46.37.340, 46.52.030 and 46.70.011.	242	249	654
346. Representatives Newhouse, Smith (Rick) and Whiteside (by Code Reviser's request): Correcting multiple amendments to RCW 82.08.030 and 82.12.030.	242	249	655
347. Representatives Newhouse, Smith (Rick) and Whiteside (by Code Reviser's request): Correcting double amendment to RCW 84.48.010...	242	249	655
348. Representatives Newhouse, Smith (Rick) and Whiteside (by Code Reviser's request): Making RCW corrections to Title 28B.	242	249	655
351. Representatives Barr, Kreidler and Amen: Increasing the maximum allowable agricultural commodity assessment on wheat.	546, 1098	547, 1107	655
352. (ENGROSSED SUBSTITUTE) Committee on Judiciary (originally sponsored by Representatives Smith (Rick), Newhouse, Gruger, Hurley, Brekke, Wilson, Tilley and Owen): Establishing procedures for termination of parent-child relationships.	470, 1098, 2044, 2128	471, 1107	1237
357. (ENGROSSED) Representatives Thompson, Zimmerman and Gruger: Placing student associations at institutions of higher education under open public meetings act.	614, 1098	649, 1107	1304

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

<i>Second Reading and Amendments</i>	<i>Third Reading</i>	<i>Vote on Final Passage</i>	<i>Other Action</i>	<i>Signed by House Speakers</i>	<i>Signed by President of Senate</i>	<i>Action by the Governor</i>
677	677	678	.....	720	721	CH. 25
678	678	678	.....	720	721	CH. 8
678	679	679	.....	720	721	CH. 9
679	679	679	.....	720	721	CH. 10
679	680	680	.....	720	721	CH. 11
680	680	680	.....	720	721	CH. 12
680	680	681	.....	720	721	CH. 13
681	681	681	.....	720	721	CH. 14
1701	1701	1701	.....	1759	1787	CH. 93 EX.
1694, 1714	1720	1720, 2045	1698, 2044	2149	2158	CH. 165 EX.
.....	.....	.....	1664	.....	.....	.....

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

NUMBER, AUTHOR, SUBJECT	House Messages	Introduction, First Reading, Referral	Report of Committee
358. (ENGROSSED) Representatives Burns, Bender, Eng, Lux, Charnley, Nelson (D.), Kreidler, King, Maxie, Haley, Grimm, Pruitt, Isaacson and Bauer: Abolishing certain fees at community colleges for certain students seeking to finish their high school education.	1288	1291	1468
363. (SUBSTITUTE) Committee on Education (originally sponsored by Representatives Heck, Chandler, Ehlers, Nelson (G.A.), Hughes and Tupper): Providing that school district inservice training task forces contain certificated classroom teachers.	572, 1098	575, 1107	702
365. Representatives Lux, Galloway, Smith (Rick), Zimmerman, Garrett and Williams: Authorizing satellite facilities for credit unions.	656	664	768
367. (SUBSTITUTE) Committee on Education (originally sponsored by Representatives Chandler, Heck, Whiteside, Bauer, Bender, Taller, Tupper and Mitchell): Having state board of education examine and accredit all public schools within a school district.	656, 1098, 2042	664, 1108	702
370. (SECOND SUBSTITUTE) Committee on Appropriations (originally sponsored by Representatives Bender, Chandler, Charnley, Gruger, Burns, Eng, Valle, Nelson (G.A.), Winsley, Brekke, Teutsch, Pruitt, Schmitt, Nelson (D.), Mitchell and Douthwaite): Mandating funds for programs for gifted students.	1260	1291	.....
376. (ENGROSSED) Representatives O'Brien, Warnke, Thompson, Salatino, Eberle, Erickson, Blair, Adams, Burns, Lux, Chandler, Brown, Teutsch and Maxie: Establishing the pacific northwest festival facility.	521, 1098, 2424	523, 1108	2363
380. (ENGROSSED) Representatives Dawson, Erak and Patterson (by Department of Transportation request): Providing new and revised state highway numbers and descriptions.	614, 1098	649, 1108	687
388. (ENGROSSED) Representatives Newhouse, Thompson, Erickson, Haley and Schmitt: Revising law relating to medical malpractice..	572	575	.....
391. (SUBSTITUTE) Committee on Judiciary (originally sponsored by Representatives Erickson and Thompson): Requiring approval and announcement of prior agreement on damages in civil actions.	656, 1098	664, 1108	1399

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

NUMBER, AUTHOR, SUBJECT	House Messages	Introduction, First Reading, Referral	Report of Committee
395. (SUBSTITUTE) Committee on Social and Health Services (originally sponsored by Representatives Adams, Whiteside, Thompson, Haley, Pruitt, Gruger, Wilson, Salatino, McCormick, Mitchell, Schmitt, Tallar, Bauer, King, Lux, Kreidler, Erak, Newhouse, Deccio, Martinis and Brown): Revising laws regulating chiropractors.	1288	1291	.....
397. (ENGROSSED) Representatives O'Brien, Polk and Burns (by State Treasurer request): Revising laws relating to state accounts and funds.	546, 1098	548, 1108	.....
398. (SUBSTITUTE) Committee on Higher Education (originally sponsored by Representatives Teutsch, Deccio, Grimm and North): Insuring that community college board trustees serve until their successors are appointed and qualified.	614, 1098, 1817	649, 1108	688
402. (ENGROSSED SUBSTITUTE) Committee on Local Government (originally sponsored by Representatives Hastings, Newhouse, Smith (C.P.), Barr and Struthers): Providing for fund disbursement by irrigation districts.	546, 1005	548	768
405. (SUBSTITUTE) Committee on Revenue (originally sponsored by Representatives Bond, Galloway, Nelson (G.A.), Sommers, Nelson (D.), Hastings, McDonald and Struthers): Changing the law on tax deferral.	779, 1098	779, 1108	.....
413. (ENGROSSED) Representatives Amen, Flanagan, Warnke and Fuller (by Legislative Budget Committee request): Modifying the law on the purchase and sale of real property by school districts.	656, 1098	664, 1108	703
414. Representatives Bender, Chandler, Thompson and Lux: Establishing a revolving fund for fees collected by the Department of Labor and Industries for electrical licenses and inspections.	656, 1098	664, 1108	1188
415. Representatives O'Brien, Greengo, Garrett and Zimmerman: Permitting cities to designate an officer to conduct local assessment hearings. ...	614, 1098, 1818	649, 1108	703

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

<i>Second Reading and Amendments</i>	<i>Third Reading</i>	<i>Vote on Final Passage</i>	<i>Other Action</i>	<i>Signed by House Speakers</i>	<i>Signed by President of Senate</i>	<i>Action by the Governor</i>
1451	1453	1453	.....	1845	1847	CH. 103 EX.
818	819	819	.....	1008	1010	CH. 83.
1453	1454	1454	.....	1606	1608	CH. 16 EX.
1455	1462	1462	.....	.....	.....	.....
1450	1450	1450	.....	1845	1847	CH. 100 EX.

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

NUMBER, AUTHOR, SUBJECT	House Messages	Introduction, First Reading, Referral	Report of Committee
418. (SECOND SUBSTITUTE) Committee on Appropriations (originally sponsored by Gruger, Teutsch, Brekke, Kreidler, Lux, Adams and Pruitt): Establishing a program for victims of sexual assault.	1893, 2434	1894	2319
419. Representatives Burns, Blair, Warnke, Nelson (D.), Douthwaite and Greengo: Authorizing sale of liquor at faculty center at University of Washington.	614, 1098, 1786	649, 1109	703
424. (ENGROSSED) Representatives Smith (R.), Newhouse and Chandler: Allowing negotiation of court filing fees between cities and counties.	657, 1098, 1818	665, 1108	768
425. (SUBSTITUTE) Committee on Judiciary (originally sponsored by Representatives Smith (R.), Newhouse and Chandler): Allowing superior court to authorize mandatory arbitration for civil actions less than ten thousand dollars.	572	575	768
427. (ENGROSSED) Representatives Smith (R.), Newhouse, Thompson, Winsley, Knowles, Chandler, Sherman, Haley and Erak: Limiting the use of search warrants.	1288	1291	1394
430. (SUBSTITUTE) Committee on Appropriations (originally sponsored by Representative Blair): Making new judges members of the public employees' retirement system.	1305	1305	.....
431. Representatives Teutsch, Deccio, Burns, McGinnis, Barnes and Keller: Authorizing method by which community college districts obtain fire protection services.	614, 1098	649, 1109	.....
433. (ENGROSSED) Representatives Barr, Valle and Granlund: Updating certain powers of the department of ecology.	1260, 2782	1291	1394
436. (SUBSTITUTE) Committee on Financial Institutions (originally sponsored by Representatives Eng and Winsley): Establishing enforcement mechanisms under the franchise investment protection act.	614, 1098	649, 1109	.....
437. (ENGROSSED SUBSTITUTE) Committee on Education (originally sponsored by Representatives Chandler, Heck, Nelson (G.A.), Dunlap, Bender, Bauer, Eng, Maxie, Fuller and Mitchell): Making miscellaneous changes to educational clinic law.	1260, 2043	1292	1468

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

<i>Second Reading and Amendments</i>	<i>Third Reading</i>	<i>Vote on Final Passage</i>	<i>Other Action</i>	<i>Signed by House Speakers</i>	<i>Signed by President of Senate</i>	<i>Action by the Governor</i>
2358, 2364	2364	2364	2319, 2362	2511	2516	CH. 219 EX.
1552	1552	1552	869, 1553	1846	1847	CH. 104 EX.
1554	1555	1555	1895	1897	CH. 129 EX.
1016	1016	1018	869, 1018	1038	1038	CH. 103
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2315, 2676, 2751	2754	2754	2316, 2676, 2684	2799	2799	CH. 62 EX., P.V.
.....
1770, 1790	1791	1791	1769, 1773	2150	2158	CH. 174 EX.

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

NUMBER, AUTHOR, SUBJECT	House Messages	Introduction, First Reading, Referral	Report of Committee
438. (SUBSTITUTE) Committee on Social and Health Services (originally sponsored by Representatives Gruger, Adams, Fancher, Haley, Brekke, Tupper, Taller, Erickson, Sherman, Lux, Pruitt, Kreidler, Nelson (D.) and Burns): Establishing law enforcement procedures for domestic violence cases.	1237, 1786	1292	1341
440. (SUBSTITUTE) Committee on Education (originally sponsored by Representatives Sherman, Chandler and Sanders) (by Superintendent of Public Instruction request): Authorizing parents to ride school bus or other student transportation vehicle upon request by school officials or employees.	656, 1098	665, 1109	703
441. Representatives McCormick and Haley (by Utilities and Transportation Commission request): Modifying penalties for failure to pay certain regulatory fees.	614, 1098	649, 1109	718
446. (ENGROSSED SUBSTITUTE) Committee on Ecology (originally sponsored by Representatives Thompson, Barr and Chandler): Conditioning certain water permits.	1237, 2043	1292	1399
450. (ENGROSSED) Representatives Adams, Haley, Gruger, Mitchell, May, Thompson, Whiteside, Brekke, Schmitt, Barr, King, Bauer, Brown, Salatino, Becker, Kreidler, Scott, Williams, Maxie and Lux: Requiring continuing education for nurses.	1288, 1786	1292	1341
451. (SUBSTITUTE) Committee on Transportation (originally sponsored by Representatives Gallagher, Martinis, Wilson, Smith (C.P.), Clayton and Garrett): Establishing new procedures for the removal of abandoned motor vehicles from private property.	1288	1292	1341
455. Representatives McGinnis and Rohrbach (by Insurance Commissioner request): Eliminating laws regulating employee welfare trust funds.	546, 1099	548, 1109	768
459. (SUBSTITUTE) Committee on Insurance (originally sponsored by Representatives Maxie, Rohrbach and McGinnis) (by Insurance Commissioner request): Setting time limits for requesting refunds of insurance fees and taxes.	546, 1099, 1818	548, 1109	768

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

Second Reading and Amendments	Third Reading	Vote on Final Passage	Other Action	Signed by House Speakers	Signed by President of Senate	Action by the Governor
1564	1565	1566	.....	1845	1847	CH. 105 EX.
.....	.....	.....	1664	.....	.....	.....
2413	2413	2413	.....	2434	2434	CH. 198 EX.
1821, 1840	1840	1840	1823	2150	2158	CH. 166 EX.
1566	1567	1567	.....	1846	1847	CH. 106 EX.
.....	.....	.....	1664	.....	.....	.....
1542	1542	1542	.....	1631	1632	CH. 34 EX
1543	1544	1544	.....	1895	1897	CH. 130 EX.

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

NUMBER, AUTHOR, SUBJECT	House Messages	Introduction, First Reading, Referral	Report of Committee
460. Representatives Vrooman, Schmitt, Martinis, Wilson, Adams and Fuller: Regulating processing and transportation of specialized forest products.	572, 1099	575, 1109	703
461. (ENGROSSED) Representatives Wilson and Vrooman: Requiring improvement of property acquired under eminent domain.	1606	1607	.....
465. Representatives Douthwaite, Burns and Lux: Clarifying ownership of leased personal property for tax purposes.	1606	1607	.....
471. (SUBSTITUTE) Committee on Judiciary (originally sponsored by Representatives Eberle, Barnes, Warnke, Smith (R.), Tilley, Newhouse, Winsley, Knowles, Sherman, Chandler and Rohrbach): Repealing existing law, and creating a new law on found personal property....	1237	1292	1395
480. (ENGROSSED SUBSTITUTE) (Committee on Social and Health Services) (originally sponsored by Representatives Adams, O'Brien, Whiteside, Eng, Maxie, May, Brekke, Winsley, Lux, North and Haley) (by Executive request): Revising the laws against discrimination to include persons with physical handicaps.	779, 1030	779	872
481. (SUBSTITUTE) Committee on Financial Institutions (originally sponsored by Representatives Chandler, Sommers, Thompson, Winsley, Smith (R.), Amen, Owen, Blair, Polk, O'Brien, Nelson (G.A.), Sherman, Grimm, Fancher, Eng, Bond, Heck, Mitchell, Tupper and Patterson): Permitting certain persons and institutions to prepare documents relating to the sale of property	546, 1099, 1787	548, 1109	1342
482. Representatives Winsley, Eng and Lux: Modifying restriction on certificates of deposit issued by savings banks.	470	471	703
486. (SUBSTITUTE) Committee on Ecology (originally sponsored by Representatives Barr, Fancher and Hughes): Authorizing sale of certain second class shorelands by the state.	656, 1007	665	688

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

<i>Second Reading and Amendments</i>	<i>Third Reading</i>	<i>Vote on Final Passage</i>	<i>Other Action</i>	<i>Signed by House Speakers</i>	<i>Signed by President of Senate</i>	<i>Action by the Governor</i>
1608	1612	1612	1758	1759	CH. 94 EX.
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.....	1769
1013, 1019	1019	1019	1015	1038	1040	CH. 127
1568	1570	1570	1846	1847	CH. 107 EX.
782	782	782	.....	989	990	CH. 51
773	773	774	.....	1008	1010	CH. 150

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

NUMBER, AUTHOR, SUBJECT	House Messages	Introduction, First Reading, Referral	Report of Committee
491. Representatives Scott, Whiteside, Salatino, Warnke, Lux, Bender, Brekke, King, Kreidler, Winsley, Mitchell, Douthwaite, Galloway, Erickson, Maxie, McCormick, Sherman, Nelson (Dick), Valle, Burns, Jovanovich, North, Dawson, Haley, Schmitten, Rosbach, Nisbet, Hastings, Bauer, Brown, Granlund, Charnley, Garrett, Williams, Tupper, Tilley, Barnes, Sprague, Zimmerman, Scott, Heck, Martinis, Greengo, Keller, Addison, Taylor, Nelson (G.A.), Fuller, Wilson and Sanders (by Executive request): Modifying and extending the senior citizens' services act.	2086, 2307	2086	2145
498. (SUBSTITUTE) Committee on Judiciary (originally sponsored by Representatives O'Brien and Garrett): (by Governor Ray request): Modifying terms of imprisonment for certain crimes.	1237,	1292	1395
500. (SUBSTITUTE) Committee on Appropriations (originally sponsored by Representatives Galloway, Whiteside, Maxie, Dawson, Winsley, Sommers, Lux, O'Brien, North, Bauer, Bender, Brekke and Haley) (by Governor Ray request): Modifying the retirement systems of public employees, teachers, and state patrol officers..	1237, 1819	1292	1460
502. (ENGROSSED SUBSTITUTE) Committee on Education (originally sponsored by Representatives Gruger, Chandler, Erickson, Heck, Galloway, Zimmerman, Williams, Pruitt, Kreidler, Brekke, Lux, Schmitten, Mitchell and Haley) (by Executive request): Providing for immunization of the children of the state.	1260, 1818	1292	1309
504. (SUBSTITUTE) Committee on Parks and Recreation (originally sponsored by Representatives Grimm, Walk and Garrett): Modifying requirements for senior citizen park passes. ..	614, 1099, 1818	649, 1110	768
535. (SUBSTITUTE) Committee on Revenue (originally sponsored by Representatives Addison, Polk, Rohrbach, Sprague, Dunlap, Taylor, Sanders and Nisbet): Providing emergency continuation of school levy tax relief to retired and disabled property owners.	470, 1099	471, 1110	.....
514. Representatives Newhouse and Smith (Rick): Authorizing the governor to accept retrocession of real property by the United States. ...	1237	1293	1395

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

NUMBER, AUTHOR, SUBJECT	House Messages	Introduction, First Reading, Referral	Report of Committee
515. (SUBSTITUTE) Committee on State Government (originally sponsored by Representatives Kreidler, Taller and Keller): Providing for increased fund raising activities for the capitol museum.	1237	1293	.....
516. Representatives Blair and Thompson: Making appropriations.	2529, 2728	2529	2542
527. (ENGROSSED SECOND SUBSTITUTE) Committee on Appropriations (originally sponsored by Representatives Schmitt, Bender, Winsley, Oliver, Vrooman, Barr, Walk and Grimm): Providing compensation for the workers and political subdivisions for search and rescue activities.	1305, 2736	1306	2471
535. (SUBSTITUTE) Committee on Transportation (originally sponsored by Representative Valle): Providing exemptions from regulation for common carriers to certain motor freight carriers.	1237	1293	1327
537. Representatives O'Brien, Winsley, Erickson, Bond, McGinnis, Addison and Greengo: Providing a deduction from business and occupation taxes for certain funeral home receipts... ..	1237	1293	.....
540. Representatives Ehlers and Erickson: Providing deduction from business and occupation tax, and exemptions from sales and use taxes for nonprofit organizations, bazaars or rummage sales.	1237	1293	.....
541. (SUBSTITUTE) Committee on State Government (originally sponsored by Representatives Ehlers, Lux and Gallagher): Updating the state building code.	614, 1099	650, 1110	688
542. (ENGROSSED) Representatives Bauer, Chandler, Erickson, Barnes, Blair, Thompson, Patterson, Galloway, Heck, Whiteside, McGinnis, Taylor and Hurley: Abolishing existing educational television commission and creating another; setting out its powers and duties, and making appropriations thereto.	1288	1293	1342
546. (SUBSTITUTE) Committee on Insurance (originally sponsored by Representatives Rohrbach and Maxie) (by Insurance Commissioner request): Revising the billing for the expenses of examiners for insurers.	614, 1099	650, 1110	769

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

<i>Second Reading and Amendments</i>	<i>Third Reading</i>	<i>Vote on Final Passage</i>	<i>Other Action</i>	<i>Signed by House Speakers</i>	<i>Signed by President of Senate</i>	<i>Action by the Governor</i>
2529, 2531, 2542	2530, 2668	2530, 2668	2529, 2531, 2542	2751	2751	CH. 270 EX. P.V.
2509, 2672	2673	2674	2510	2782	2783	CH. 268 EX.
1887	1888	1888	2086	2097	CH. 138 EX.
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1331, 1332	1332	1664
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1544	1544	1544	1631	1632	CH. 35 EX.

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

NUMBER, AUTHOR, SUBJECT	House Messages	Introduction, First Reading, Referral	Report of Committee
551. (SUBSTITUTE) Committee on Judiciary (originally sponsored by Representatives Brown, Winsley, Gallagher, Pruitt, Vrooman, Jovanovich, Scott, Owen, Granlund, Smith (R.), Erickson, Grimm, Walk, Brekke, McGinnis, Burns, Nelson (D.), Clayton, Hughes, North, Tilly, Hurley, Bender and Smith (C.P.): Prohibiting pornography involving children.	1288	1293	.....
554. (SUBSTITUTE) Committee on Social and Health Services (originally sponsored by Representatives Adams, Whiteside, Brekke, Erickson, Gruger, Nelson (D.), Kreidler, Haley, Pruitt, Valle, Burns, Gallagher, Lux, Becker, Salatino, Keller, Ehlers, Sherman, King, Blair, Brown, Isaacson, Sommers, Charnley and Maxie: Assisting shelters for victims of domestic violence.	2671, 2737	2702	.....
555. (ENGROSSED) Representatives Gruger, Zimmerman, Salatino, Sommers, Burns, Brown, Lux, Bauer, Pruitt, Erickson, Bender and Winsley: Increasing the property tax exemptions for the elderly.....	470, 1099	471, 1110	2146
556. (SUBSTITUTE) Committee on Education (originally sponsored by Representatives Warnke, Polk, Heck, Chandler, North, Bauer and Nelson (G.A.): Mandating state to provide adequate transportation vehicles for school districts.	720, 1099	721, 1110	.....
557. (SUBSTITUTE) Committee on Education (originally sponsored by Representatives Warnke, Polk, Chandler, Heck, North, Bower, Rosbach and Nelson (G.A.): Setting forth procedures to reimburse school districts for operating costs in transportation of students.	1328, 2321	1328	1831
562. (ENGROSSED SUBSTITUTE) Committee on Judiciary (originally sponsored by Representatives Tilly, Sherman, Newhouse, Schmitten, North, Sanders, Clayton, Fancher and Nisbet): Permitting a person to detain a trespasser and establishing procedures for forfeiture of motor vehicles used in criminal trespass.	614, 1099	650, 1110	1469
570. Representatives May, Hurley, McGinnis, McCormick, Hughes, Martinis, Charnley and Sherman: Funding public transportation systems.	656, 1099	665, 1110	.....

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

Second Reading and Amendments	Third Reading	Vote on Final Passage	Other Action	Signed by House Speakers	Signed by President of Senate	Action by the Governor
2707, 2717	2718	2719	2702, 2713	2782	2783	CH. 245 EX.
2298, 2309	2305, 2309	2310	2146, 2305, 2309
1831, 1850, 1869	1869	1869	1839, 1851, 2321
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TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

NUMBER, AUTHOR, SUBJECT	House Messages	Introduction, First Reading, Referral	Report of Committee
571. (ENGROSSED) Representatives Smith (R.), Newhouse, Knowles, Tilley and Isaacson: Modifying the criminal records privacy act.....	1238	1293	1395
574. (SUBSTITUTE) Committee on Appropriations (originally sponsored by Representative Valle) (by Governor Ray request): Authorizing bonds for water supply facilities.	2727, 2782	2737	.....
576. Representatives Scott, Clayton, Lux, Martinis, Taller, McDonald, Brown, Bender, Jovanovich and King: Revising laws regulating apprenticeships.	614, 1099	650, 1110	769
578. (SUBSTITUTE) Committee on Judiciary (originally sponsored by Representatives Knowles and Newhouse): Revising the laws relating to court commissioners.	546, 1099	548, 1110	.....
585. Representatives Erickson, Schmitten and Vrooman: Abolishing and transferring duties of institute of forest products to an institute of forest resources.	614	650	688
588. (ENGROSSED) Representatives Rohrbach and Keller (by Insurance Commissioner request): Authorizing issuance of certain limited licensees to sell insurance.	546	548	703
601. Representatives Taller, Hurley, Dunlap, Nelson (Dick), Greengo, King, Sanders, Maxie, Dawson, Douthwaite, Zimmerman, Burns, Polk, Becker, Addison and Tupper: Modifying the leasehold excise tax exemption on certain property within certain historical sites.....	854, 1099	855, 1111	.....
602. Representatives Rohrbach, Douthwaite, Dawson and Maxie: Permitting reliance on a CPA's audit in an insurance examination.	546	548	704
604. Representatives Kreidler, Struthers, Burns, Teutsch and Fuller: Establishing a continuing education requirement for funeral directors and embalmers.	1288	1293	.....
612. (ENGROSSED) Representatives King, Sanders, Pruitt, Lux, Monohon, Scott, Nisbet, Clayton, Williams, Jovanovich, Owen, Thompson, Haley, Dunlap, Vrooman, Nelson (D.), Addison, McGinnis, Burns, Bauer, Mitchell, Winsley and Isaacson: Increasing workmen's compensation for permanent partial disabilities.	657	665	769

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

<i>Second Reading and Amendments</i>	<i>Third Reading</i>	<i>Vote on Final Passage</i>	<i>Other Action</i>	<i>Signed by House Speakers</i>	<i>Signed by President of Senate</i>	<i>Action by the Governor</i>
1567	1567	1567	.....	1631	1632	CH. 36 EX.
2737, 2738	2738, 2739	2739	2737, 2738	2799	2799	CH. 258 EX.
1545	1545	1545	1631	1632	CH. 37 EX.
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820	820	820	989	990	CH. 50
820	820	820	989	990	CH. 138
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783	783	783	989	990	CH. 139
.....
916, 918	919	919	869, 916	1029	1031	CH. 104

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

NUMBER, AUTHOR, SUBJECT	House Messages	Introduction, First Reading, Referral	Report of Committee
615. (SUBSTITUTE) Committee on Judiciary (originally sponsored by Representatives Polk, Smith (R.) and Warnke): Establishing priorities for distributing child support payments.....	1237	1293	.....
617. (ENGROSSED SUBSTITUTE) Committee on Agriculture (originally sponsored by Representatives Becker, Fancher, Sommers, Amen, Kreidler, Van Dyken, Charnley, Vrooman, Ehlers and Sherman): Providing tax relief for farmlands.	572, 1030	575	769
619. (SUBSTITUTE) Committee on Social and Health Services (originally sponsored by Representatives Mitchell, Adams, Whiteside and Addison): Revising laws relating to prescribing drugs.	572, 1099, 1829, 1897	575, 1111	718
622. (ENGROSSED) Representatives Martinis, Wilson, Bender, Nelson (G.A.), Garrett, Van Dyken, Charnley, Chandler, Gruger, McDonald, Knowles, Sherman, Polk, King, May, Struthers, Tupper, Gallagher, Sommers, Isaacson and Lux: Removing expiration date from motor vehicle excise tax distribution statute..	614, 1099, 2101	650, 1111	1171
624. (SUBSTITUTE) Committee on Social and Health Services (originally sponsored by Representatives Mitchell, Adams, Whiteside, Tupper, Brekke, Scott, Granlund and Winsley) (by Department of Social and Health Services request): Regulating certain controlled substances.	657, 1099, 1819	665, 1111	704
625. Representatives Van Dyken, Fancher, Erak, Scott, Becker, Kreidler, Barr and Smith (C.P.): Revising laws relating to dairy products.....	614, 1099	650, 1111	655
628. (ENGROSSED) Representatives Barnes, Nelson (D.), Bond and Charnley: Authorizing police forces for community colleges and provision of death or disability provisions for its staff.	1288, 2674	1294	1486
630. (ENGROSSED) Representative Flanagan: Providing for awarding of attorney fees and costs in lien foreclosures against the reserve fund for a public works' project.	657, 1099	665, 1111	1252
636. (ENGROSSED) Representatives Charnley, Barnes and Rohrbach: Revising the limits of areas near airports studied for aircraft noise impact.	614	650	688

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

Second Reading and Amendments	Third Reading	Vote on Final Passage	Other Action	Signed by House Speakers	Signed by President of Senate	Action by the Governor
1021	1021	1022	.....	1038	1040	CH. 84
1463	1463	1464, 1829	1829	2086	2097	CH. 139 EX.
1823	1827	1828	.....	2151	2158	CH. 175 EX.
1374	1375	1375	.....	1845	1847	CH. 119 EX.
.....	.....	.....	1664	.....	.....	.....
1886, 2369	1887, 2370	1887, 2370	1887, 1891, 1894, 2674, 2675	.....	.....	.....
1545	1545	1545	.....	1631	1632	CH. 38 EX.
825	826	826	826	989	990	CH. 85

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

NUMBER, AUTHOR, SUBJECT	House Messages	Introduction, First Reading, Referral	Report of Committee
638. Representatives Barr: Exempting seasonal recreational lots from the Mobile Home Landlord-Tenant Act.	1237	1294	1395
639. (SUBSTITUTE) Committee on Transportation (originally sponsored by Representatives Sherman, Charnley and Wilson): Regulating private carriers.	1237	1294	.....
642. (ENGROSSED) Representatives Sanders, Owen, Bond, Amen, Walk, Craswell, Flanagan, Greengo, Hastings, Addison, Nelson (G.A.), Pruitt, Lux, Winsley, Hurley, North, May, Brown, Dunlap, Granlund, Fuller, Polk, Galloway, Smith (C.P.), Rohrbach, Clayton, Taylor, Fancher, Rosbach, Grimm, Van Dyken and McGinnis: Increasing state business and occupation tax monetary exemption.	779, 1099	780, 1111	.....
644. (SUBSTITUTE) Committee on Judiciary (originally sponsored by Representatives Tilly, Gallagher, Smith (R.), Newhouse and Clayton): Protecting against the use of fraudulent stop-payment orders.	1237	1294	.....
645. (ENGROSSED) Representatives Heck, Chandler, Bender, Williams, Grimm, Bauer, Vrooman and Erickson (by Superintendent of Public Instruction request): Implementing law relating to use of school plants for community activities and making an appropriation therefor.	1237, 1787	1294	1317
650. (ENGROSSED) Representatives Clayton, Lux and Scott (by Department of Employment Security request): Establishing civil penalties for late or inaccurate employer reports under unemployment compensation.	1260, 2307	1294	1395
663. (ENGROSSED SUBSTITUTE) Committee on Education (originally sponsored by Representatives Bauer, Whiteside, Galloway, Chandler, Valle, Greengo, Scott, Addison and Lux) (by Superintendent of Public Instruction request): Creating program of remediation assistance to public school students who are deficient in basic skills achievement.	572, 1007	575	704

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

Second Reading and Amendments	Third Reading	Vote on Final Passage	Other Action	Signed by House Speakers	Signed by President of Senate	Action by the Governor
.....	1664
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1556	1557	1557	1846	1847	CH. 120 EX.
1888, 2138 2149, 2152	2153	2153	1889, 2139	2318	2319	CH. 190 EX.
845	847	847	.....	1008	1010	CH. 149

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

NUMBER, AUTHOR, SUBJECT	House Messages	Introduction, First Reading, Referral	Report of Committee
665. (ENGROSSED SUBSTITUTE) Committee on Judiciary (originally sponsored by Representatives Chandler, Thompson, Rosbach, Heck, Teutsch, Sherman, Haley, Newhouse and Fuller): Providing a program for the evaluation and treatment of alcohol-related traffic offenders.	1288, 2043	1294	1630
666. Representatives Rosbach, Fuller, Heck and Chandler: Allowing authorized transfers of students to another school district for indefinite periods.	657, 1099, 1893	665, 1111	1317
668. Representatives Lux, Scott and Erak (by Department of Employment Security request): Modifying restrictions on governmental access to records of the employment security department.	657, 1099, 2042	665, 1111	769
672. (ENGROSSED) Representatives Clayton, Scott, Newhouse and Lux (by Department of Employment Security request): Extending life of the Buena camp migrant housing facility, authorizing prescribed rental fees, and making an appropriation therefor.	1099	1111	1134
676. Representatives Oliver and Erickson: Modifying the obligation of the state to assume a share of election costs.	2128	2128	2159
677. Representatives Rosbach, North, Fancher, Fuller, Thompson and Keller: Providing an allowance for clothing and incidentals for a sheriff and deputies.	656	665	704
689. (ENGROSSED) Representatives Hughes, Owen, Grimm, Schmitt, Barr, Sherman, Heck, Williams, Nisbet, McGinnis, Vrooman, Keller, Sommers, Walk, Galloway, Monohon, Scott, Granlund, Pruitt, Hurley and Addison: Requiring persons convicted of littering to pick up or remove the deposited litter.	1288	1294	1395
691. Representatives Patterson, Amen, Grimm and Erickson: Authorizing exclusion of certain WSU extension service employees from state employees' insurance and health care plan....	572, 1099	575, 1112	688
697. (SUBSTITUTE) Committee on Judiciary (originally sponsored by Representatives Newhouse, Smith (R.), Knowles and Chandler): Revising the law on replevin.	614, 1099, 1818	650, 1112	852

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

Second Reading and Amendments	Third Reading	Vote on Final Passage	Other Action	Signed by House Speakers	Signed by President of Senate	Action by the Governor
1796, 1889	1890	1890	1799	2151	2158	CH. 176 EX.
1454, 1464	1464	1464	1455	2086	2097	CH. 140 EX.
1819	1821	1821	2150	2158	CH. 177 EX.
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.....	2159
822	822	822	989	990	CH. 132
1576	1576	1576	1631	1632	CH. 39 EX.
1374	1374	1374	1471	1471	CH. 9 EX.
1545	1545	1545	.....	1895	1897	CH. 132 EX.

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

NUMBER, AUTHOR, SUBJECT	House Messages	Introduction, First Reading, Referral	Report of Committee
703. (SUBSTITUTE) Committee on Revenue (originally sponsored by Representatives Struthers, Krelidler, Fancher, Barr, Hastings, Amen, McGinnis and Isaacson): Modifying the B&O tax law.	1260	1294	.....
704. (SUBSTITUTE) Committee on Judiciary (originally sponsored by Smith (R)): Modifying the laws regulating driving while under the influence of intoxicating liquor.	656	665	769
706. (SUBSTITUTE) Committee on Appropriations (originally sponsored by Representatives Burns and Haley) (by Office of Financial Management request): Authorizing the director of financial management to evaluate and satisfy certain sundry claims against the state.....	1289, 2043	1295	1793
715. (SUBSTITUTE) Committee on State Government (originally sponsored by Representative Pruitt): Establishing a pilot program of cardiovascular health promotion.	1206	1295	1317
721. Representatives Sanders, Warnke and Green-go: Clarifying registration requirements for contractors.	656, 1099	666, 1112	1469
725. (SUBSTITUTE) Committee on Judiciary (originally sponsored by Representatives Sherman, Warnke, Charnley, Nelson (G.A.), Burns, Isaacson, Douthwaite, Greengo and Eberle): Protecting employees' rights to their own inventions.	1206	1295	.....
726. (SUBSTITUTE) Committee on Local Government (originally sponsored by Representatives Zimmerman and Charnley): Implementing law relating to grant of franchises for use of rights of way of county roads.....	657, 1099	666, 1112	1317
729. (ENGROSSED SUBSTITUTE) Committee on State Government (originally sponsored by Representatives Douthwaite, Taller, Newhouse, Blair, Keller, Salatino and Lux) (by State Employees' Insurance Board request): Modifying the laws on panel medicine plans for state employees.	614, 1008	650	688
735. Representatives Rohrbach and Douthwaite: Modifying valuation and nonforfeiture provisions for insurance contracts.....	572	575	704

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

Second Reading and Amendments	Third Reading	Vote on Final Passage	Other Action	Signed by House Speakers	Signed by President of Senate	Action by the Governor
822	822	822	989	990	Vetoed
1863	1865	1865	2150	2158	CH. 167 EX.
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775	776	777	1038	1038	CH. 125
823	823	823	989	990	CH. 157, P.V.

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

NUMBER, AUTHOR, SUBJECT	House Messages	Introduction, First Reading, Referral	Report of Committee
740. (SUBSTITUTE) Committee on Appropriations (originally sponsored by Representatives Whiteside, Adams, Gallagher, Haley, Becker, Zimmerman, Williams, Maxie and Fuller): Authorizing a bond issue for facilities for the handicapped.	2727, 2806	2778	.....
746. (SUBSTITUTE) Committee on Revenue (originally sponsored by Representative Tilley, Nisbet, Taylor, Sprague and Fuller): Expanding the sales and use tax exemption on ferry vessels.	1893	1894	.....
748. (ENGROSSED SUBSTITUTE) Committee on Judiciary (originally sponsored by Representatives Knowles, Newhouse, Dawson, Sanders and Fuller): Granting immunity to insurance companies which provide information on possible arson fires to investigating companies...	1206	1295	1396
749. (SUBSTITUTE) Committee on Transportation (originally sponsored by Representatives McCormick, Bond, Gallagher, Martinis and McGinnis) (by Department of Transportation request): Providing for issuance of refunding bonds in exchange for outstanding Spokane river toll bridge revenue bonds held by certain retirement systems.	656, 1008	666	704
753. Representatives Martinis, Douthwaite, Charnley, Chandler and Lux (by Department of Transportation request): Establishing minimum funding levels for trails along roadways.....	1260	1295	1342
751. (SUBSTITUTE) Committee on Transportation (originally sponsored by Representatives Wilson and Martinis) (by Department of Transportation request): Restructuring highway priority programming.	1206	1295	1342
754. Representatives Lux, Scott, Whiteside, Erak, Brown, Struthers, Mitchell, Houchen, Winsley, Williams, Zimmerman, McGinnis, Wilson, Fuller, Burns, Nelson (D.) and Maxie (by Executive request): Adjusting workers' compensation payments.	656	666	769
755. (SUBSTITUTE) Committee on Transportation (originally sponsored by Representatives Charnley, Wilson, Burns, Garrett, Sherman and Bender): Providing for rights, duties, and penalties when a vehicle is left on the highway.	1289, 2042	1295	1602

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

Second Reading and Amendments	Third Reading	Vote on Final Passage	Other Action	Signed by House Speakers	Signed by President of Senate	Action by the Governor
2778, 2783	2783	2791	2778, 2784-2786	2808	2810	Referendum #37 CH. 221 EX.
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.....	1664
900, 906	910	910	900	1020	1022	CH. 131
1762	1762	1763	1846	1847	CH. 121 EX.
1763	1763	1763	1846	1847	CH. 122 EX.
824	824	824	.....	989	990	CH. 108
1799	1799	1800	.....	2150	2158	CH. 178 EX.

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

NUMBER, AUTHOR, SUBJECT	House Messages	Introduction, First Reading, Referral	Report of Committee
753. Representatives Valle, Whiteside and Galloway: Permitting job recruitment expenditures by libraries.	656, 1099	666, 1112	689
762. Representatives Winsley and Eng: Authorizing savings and loan associations to permit use of negotiable transfer from accounts.....	1206	1295	.....
763. (SUBSTITUTE) Committee on Appropriations (originally sponsored by Representatives Douthwaite, Patterson, Burns and McGinnis): Authorizing certain higher education employees to select a retirement program.....	1488	1488	.....
768. (SUBSTITUTE) Committee on Appropriations (originally sponsored by Representatives Burns, Blair, Douthwaite, Patterson, Chandler and McGinnis): Modifying the higher education annuities and retirement income plans.....	1207, 2509, 2671	1295	2319
774. (SUBSTITUTE) Committee on Judiciary (originally sponsored by Representatives Nelson (D.), Chandler and Bender): Reenacting the law granting attorney fees to an owner suing to recover stolen goods from a pawnbroker...	656, 1099	666, 1112	1252
778. Representatives Kreidler, Fancher, Clayton and Scott: Changing the law on voting to dissolve an agricultural cooperative association..	614	651	655
779. (ENGROSSED SUBSTITUTE) Committee on Insurance (originally sponsored by Representative Tupper) (by Insurance Commissioner request): Modifying the laws on insurance.....	657, 1099	666, 1112	.....
781. (ENGROSSED) Representatives Smith (Rick) and Craswell (by Department of Natural Resources request): Providing for geoduck and clam licenses.	1289, 1829, 1894	1295	1318
782. Representatives Douthwaite, Taller and McDonald (by Department of Retirement Systems request): Removing inequities in the retirement system.	1207	1296	.....
783. Representatives Douthwaite, McDonald and Taller (by Department of Retirement Systems request): Revising laws relating to retirement of state patrol officers.	1488	1488	.....
785. Representatives McDonald, Taller and Douthwaite (by Department of Retirement Systems request): Revising the law on retirement.....	1206	1296	.....

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

NUMBER, AUTHOR, SUBJECT	House Messages	Introduction, First Reading, Referral	Report of Committee
788. Representatives Winsley, Eng, Kreidler, Knowles, Newhouse and Blair: Authorizing affiliated banks or trust companies to form common trust funds for investments.....	572	575	704
791. (SUBSTITUTE) Committee on Appropriations (originally sponsored by Representatives Taller, Douthwaite and McDonald) (by Department of Retirement Systems request): Making miscellaneous changes to the laws on retirement from public service.	1206, 2736	1296	2320
792. (ENGROSSED) Representatives Warnke, Greengo, Owen, Walk, Oliver, Addison, Sanders, May, Salatino, Struthers, Fuller, Gallagher, McGinnis and Taylor: Revising laws regarding the business license center.....	657, 1099	666, 1112	705
795. (ENGROSSED) Representatives Eng, Winsley, Burns and Douthwaite: Authorizing the state college and state universities to issue charitable gift annuities.	614, 1007	651	705
796. (SUBSTITUTE) Committee on Local Government (originally sponsored by Representatives O'Brien, Valle and Erak): Permitting Seattle to charge admission to the hydroplane races..	656	666	689
799. (SUBSTITUTE) Committee on State Government (originally sponsored by Representatives Taller and Ehlers) (by Department of Social and Health Services request): Exempting certain positions in the department of social and health services from the state civil service law.	1206	1296	1318
802. Representatives Knowles, Newhouse, Winsley, Lux and Deccio: Modifying the definition of "debenture company".	656	666	705
803. (SUBSTITUTE) Committee on Financial Institutions (originally sponsored by Representatives Winsley, Hurley and Knowles) (by Department of General Administration request): Permitting the supervisor of banking to establish guidelines for use of unissued shares of capital stock.	572, 1007	576	705

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

Second Reading and Amendments	Third Reading	Vote on Final Passage	Other Action	Signed by House Speakers	Signed by President of Senate	Action by the Governor
824	825	825	.....	935	935	CH. 105
2332, 2353, 2357	2358	2358	2320, 2350, 2357	2782	2783	CH. 249 EX., P.V.
.....	.....	.....	715, 1131	.....	.....	.....
827	830	830	.....	1008	1010	CH. 130
772	772	772	.....	868	869	CH. 26
.....	.....	.....	1664	.....	.....	.....
839	839	839	.....	989	990	CH. 140
809	810	810	.....	1008	1010	CH. 106

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

NUMBER, AUTHOR, SUBJECT	House Messages	Introduction, First Reading, Referral	Report of Committee
806. Representatives Winsley, Hurley and Knowles (by Department of General Administration request): Authorizing the supervisor of banking to issue cease and desist orders against mutual savings banks engaging in certain practices.	614	651	705
807. Representatives Thompson and Blair (by Deferred Compensation Committee request): Allowing certain investments of deferred compensation funds.	1289	1296	.....
808. Representatives Winsley, Hurley and Knowles (by Department of General Administration request): Permitting corporations doing a trust business to deposit securities held in trust in other banks and trust companies.....	614	651	705
810. (SUBSTITUTE) Committee on Revenue (originally sponsored by Representatives Barr, Sommers, Craswell, Thompson and Fuller): Modifying the law on forest lands and open space, agricultural, and timber lands.....	1305	1306	.....
814. Representatives Charnley, Wilson, Valle and Jovanovich: Establishing certain duties for the last driver of a runaway car involved in an accident.	1289	1296	1342
815. (SUBSTITUTE) Committee on Social and Health Services (originally sponsored by Representatives Kreidler, Adams, Whiteside, Mitchell, Pruitt, Brekke, Lux, Burns, Winsley, Charnley, Galloway, Sherman and Scott): Revising laws relating to substitutions of prescription drugs.	656	666	689
821. (ENGROSSED) Representatives Sanders, Owen, Warnke, Deccio, Fancher, Gallagher, Greengo, Walk, Nelson (D.), McGinnis, Addison, Smith (C.P.), Nisbet, Fuller, Zimmerman and Williams: Providing for review of proposed agency rules to minimize adverse impact on small businesses.	1260	1296	.....
829. (ENGROSSED) Representatives Haley, Kreidler, Craswell, Thompson and Smith (R.): Increasing the funding of family court.	657, 1099	666, 1112	705
836. Representatives Schmitt, Tilly and Smith (C.P.): Removing the limit on assessment increases by the apple commission.....	614, 1099	651, 1112	.....

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

834	834	834	830	989	990	CH. 46
834	834	834	830	989	990	CH. 46
830, 837	837	837	831	935	935	CH. 45
831	831	831	831	935	935	CH. 110
			1769			

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

NUMBER, AUTHOR, SUBJECT	House Messages	Introduction, First Reading, Referral	Report of Committee
841. (SUBSTITUTE) Committee on Revenue (originally sponsored by Representatives Keller, Winsley, Vrooman and Kreidler): Modifying the law on the listing of omitted property...	1606	1607	.....
845. Representative Keller (by Insurance Commissioner request): Revising insurance licenses...	1289, 2751	1296	1602
846. Representatives Newhouse and Smith (Rick) (by Department of Revenue request) (by Code Reviser's Office request): Correcting statutory references to the department of revenue.	614	651	852
847. Representatives Smith (Rick) and Newhouse (by Department of Social and Health Services request) (by Code Reviser's Office request): Correcting statutory references to the department of social and health services.....	614	651	852
848. Representatives Smith (Rick) and Newhouse (by Office of Financial Management request) (by Code Reviser's Office request): Correcting statutory references to the office of financial management.	614	651	852
849. Representatives Newhouse, Smith (Rick) and Maxie (by Department of Licensing request) (by Code Reviser's Office request): Correcting statutory references to the department of licensing.	614	651	852
858. (ENGROSSED SUBSTITUTE) Committee on Institutions (originally sponsored by Representatives Struthers, McGinnis, Houchen and Smith (C.P.): Requiring recipients to pay the cost of various social and health services.....	1289	1296	.....
860. Representatives Van Dyken, Becker, Charnley, Zimmerman, Sherman, Rosbach and McGinnis: Revising the guidelines for decisions of boundary review boards.	614, 1099, 1846	651, 1113	689
862. (ENGROSSED) Representatives North, Zimmerman, Thompson, Sherman and Teutsch: Reimbursing class AA county hospital trustees for travel expenses.	1238	1296	1318
864. (SUBSTITUTE) Committee on Agriculture (originally sponsored by Representatives Fancher, Barr and Bauer): Authorizing restrictions on the movement of cattle.....	656, 1099	667, 1113	770

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

NUMBER, AUTHOR, SUBJECT	House Messages	Introduction, First Reading, Referral	Report of Committee
870. (ENGROSSED) Representatives Thompson, Lux and Williams: Permitting seventeen year old minors to donate blood without parental consent.	656, 1099	667, 1113	.....
871. (SUBSTITUTE) Committee on Transportation (originally sponsored by Representatives Wilson, Martinis, Scott, Garrett, Struthers, Tilly, Isaacson, Patterson, Sanders and Teutsch) (by Office of Financial Management request): Making biennial appropriations for operations and capital improvements of the department of transportation, the urban arterial board, and the board of pilotage commissioners.....	1846, 2128	1847	1898
872. (SUBSTITUTE) Committee on Transportation (originally sponsored by Representatives Martinis, Wilson, Scott, Garrett, McCormick, Isaacson, Patterson, Sanders, Struthers and Tilly) (by Office of Financial Management request): Making appropriations to the department of transportation.	1846	1847	1899
874. Representatives Owen, Schmitt and Vrooman: Revising laws relating to the forest fire advisory board.	614	651	705
875. Representatives Winsley, Knowles, Hurley and Sanders: Increasing the amounts that banks and trust companies may invest in real estate.	614	651	706
888. Representatives Zimmerman and Heck: Authorizing use of rehabilitation center.....	1206	1296	1342
891. (ENGROSSED) Representatives Dunlap, Heck and Chandler: Clarifying items in the student learning objectives law.	657, 1099	667, 1113	.....
894. (ENGROSSED SUBSTITUTE) Committee on Social and Health Services (originally sponsored by Kreidler, Zimmerman, Valle, Nelson (D.), Burns and Lux) (by Department of Social and Health Services): Regulating sources and uses of radiation.	2042	2055	2100
898. (SUBSTITUTE) Committee on Social and Health Services (originally sponsored by Representatives Kreidler, Whiteside, Becker and Adams): Revising laws relating to health officers.	1289	1297	1399

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

NUMBER, AUTHOR, SUBJECT	House Messages	Introduction, First Reading, Referral	Report of Committee
903. Representatives Teutsch and Zimmerman (by Secretary of State request): Revising requirements for recording and filing documents for private organizations.	1206	1297	1318
907. (SUBSTITUTE) Committee on Appropriations (originally sponsored by Representatives Warnke and Charnley): Modifying the bond issue for the "people's lodge" regional Indian facility.	2728	2756	.....
912. (SUBSTITUTE) Committee on Energy and Utilities (originally sponsored by Representatives Sherman, McCormick, Haley and Douthwaite): Providing for solar easements.....	1328, 2128	1328	1603
913. Representative Schmitt: Revising laws relating to use of certain areas for aquaculture..	1289, 1819	1297	1318
919. Representatives King, Warnke, Fancher, Newhouse and Winsley (by Public Employment Relations Commission request): Removing record-keeping requirement for marine employee labor disputes.	1289	1297	1396
923. Representatives King, Warnke, Newhouse and Winsley (by Public Employment Relations Commission request): Modifying the terms of office, salary, and duties of the public employment relations commission.	1289, 1893	1297	1396
933. (ENGROSSED) Representatives Patterson, Keller, Erickson and Mitchell: Revising the provisions relating to annexation of territory by public hospital districts.....	1207, 1893	1297	1318
943. (SUBSTITUTE) Committee on Revenue (originally sponsored by Representatives Nelson (G.A.) and Sommers: Limiting the growth of certain county tax levies.....	1606	1607	.....
952. Representatives Winsley, Eng, Newhouse and Knowles: Modifying liability of banks and trust companies for adverse claims on deposits.	614	652	706
954. (ENGROSSED) Representatives Sanders and Garrett: Revising laws relating to annexation by code cities.	1260	1297	1469

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

Second Reading and Amendments	Third Reading	Vote on Final Passage	Other Action	Signed by House Speakers	Signed by President of Senate	Action by the Governor
.....	.....	.....	1664	.....	.....	.....
2756	2756	2757	2756	2789	2789	CH. 246 EX.
1857	1863	1863	2149	2158	CH. 170 EX.
1712	1712	1713	1845	1847	CH. 123 EX.
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1763, 1773	1774	1774	1764	2086	2097	CH. 146 EX., P.V.
1572	1575	1575	1575	2086	2097	CH. 143 EX.
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833	833	833	935	935	CH. 143
1582	1583	1583	1845	1847	CH. 124 EX.

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

NUMBER, AUTHOR, SUBJECT	House Messages	Introduction, First Reading, Referral	Report of Committee
958. (ENGROSSED SUBSTITUTE) Committee on Revenue (originally sponsored by Representatives Polk, McCormick, Struthers, Adams and Sanders): Allowing deduction of condominiums and residential association maintenance, repair, etc., fees from business and occupation taxes.	1606	1607	.....
962. (SUBSTITUTE) Committee on Natural Resources (originally sponsored by Representatives Schmitt and Wilson) (by Department of Fisheries request): Revising the laws relating to buy-back of fishing vessels.....	656, 1099	667, 1113	706
972. (SUBSTITUTE) Committee on Local Government (originally sponsored by Representatives Rohrbach, Barnes and Garrett): Permitting cities to combine with fire protection districts.	1260, 1893	1297	1396
983. Representatives Charnley, Barnes, Grimm, Burns, Teutsch, Salatino, McGinnis, Oliver, Gruger, Erickson and Patterson: Setting forth new limitation as to allowable aggregate cost of leaves for community college professional personnel.	656	667	706
989. Representatives Haley, McCormick, Scott, Tupper, Isaacson and Grimm: Authorizing utilities and transportation commission to approve lease of utility facilities by a public service company to exempt owner of facilities as being a public utility company under certain federal law.	656, 1099	667, 1113	718
1000. (SECOND SUBSTITUTE) Committee on Revenue (originally sponsored by Representatives Oliver, McCormick, Nelson (D.), Amen, Sanders, Haley, Barr, Clayton and Fuller): Granting a temporary tax exemption for sales and use of alcohol in gasohol and related production facilities.	2671	2702	.....
1008. (SUBSTITUTE) Committee on Natural Resources (originally sponsored by Representatives McDonald, Vrooman, Schmitt, Owen and Wilson): Requiring the department of fisheries to collect data on transfers of commercial fishing vessels and licenses.....	656, 1099	667, 1113	706

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

Second Reading and Amendments	Third Reading	Vote on Final Passage	Other Action	Signed by House Speakers	Signed by President of Senate	Action by the Governor
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1476	1478	1478	869	1631	1632	CH. 43 EX.
1776	1777	1777	2150	2158	CH. 179 EX.
833	833	833	935	935	CH. 44
1730	1730	1730	869	1846	1847	CH. 125 EX.
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.....	1664

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

NUMBER, AUTHOR, SUBJECT	House Messages	Introductory, First Reading, Referral	Report of Committee
1013. (SUBSTITUTE) Committee on Energy and Utilities (originally sponsored by Representatives Sherman, Haley and Charnley): Exempting certain companies and facilities using cogeneration processes from regulation as public service companies.	1206, 2307	1297	1603
1018. (SUBSTITUTE) Committee on Insurance (originally sponsored by Representative Douthwaite): Authorizing associations to have group insurance on lives of members.....	1206	1297	1305
1031. (ENGROSSED SUBSTITUTE) Committee on Transportation (originally sponsored by Representatives Martinis and Wilson): Directing various transportation studies.	1289, 2306	1297	1899
1032. (SUBSTITUTE) Committee on Transportation (originally sponsored by Representatives Wilson and Martinis): Authorizing bonds for completion of I-90.....	1846	1848	1899
1033. (SUBSTITUTE) Committee on Transportation (originally sponsored by Representatives Martinis and Wilson): Relating to transportation funding.	931	931	.....
1034. (SUBSTITUTE) Committee on Transportation (originally sponsored by Representatives Martinis and Wilson): Granting certain cities the authority to raise revenues for certain highway improvements.	1893	1894	1899
1045. (SUBSTITUTE) Committee on Appropriations (originally sponsored by Representative McDonald) (by Department of Retirement request): Governing retirement coverage of CETA employees.	1206	1298	1399
1057. (SUBSTITUTE) Committee on State Government (originally sponsored by Representatives Taller and Ehlers): Specifically excepting certain contracts for services from coverage of the state higher education personnel law and the state civil service law.....	1206	1298	1303, 1318
1064. (SUBSTITUTE) Committee on Appropriations (originally sponsored by Representative North): Providing for the funding of the general fund sick leave account.	2671, 2737	2687	.....

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

Second Reading and Amendments	Third Reading	Vote on Final Passage	Other Action	Signed by House Speakers	Signed by President of Senate	Action by the Governor
2087	2096	2096	.....	2318	2319	CH. 191 EX.
1551	1551	1551	.....	1631	1632	CH. 44 EX.
2061, 2125	2125	2125	1899, 2067	2424	2426	CH. 192 EX.
2068	2068	2068	1899	2151	2158	CH. 180 EX.
931	931	931	.....	1038	1038	CH. 27
2053	2053	2054	1900	2151	2158	CH. 181 EX.
1571	1571	1571	.....	1631	1632	CH. 45 EX.
1571	1571	1571	.....	1631	1632	CH. 46 EX.
2687	2687	2687	2687	2782	2783	CH. 247 EX.

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

NUMBER, AUTHOR, SUBJECT	House Messages	Introduction, First Reading, Referral	Report of Committee
1075. (ENGROSSED SUBSTITUTE) Committee on Energy and Utilities (originally sponsored by Representative McCormick): Relating to Washington public power and supply system.....	1328, 2307	1328	1603
1084. (SUBSTITUTE) Committee on Local Government (originally sponsored by Representatives Zimmerman and Charnley): Partially reimbursing counties for certain costs in criminal cases involving a change of venue.....	1606	1607	.....
1106. Representatives Struthers and Becker (by Department of Social and Health Services request): Providing for prisoner leaves of absence for volunteer community service projects and for medical and dental care.....	1206	1298	1342
1109. Representatives Oliver, Bender, Schmitt, Bond and Dawson: Appropriating funds for emergency preparedness programs.....	2042	2055	.....
1114. Representatives Blair and Thompson: Appropriating moneys for preparation and publication of the session laws of the state legislature.	1021	1023	.....
1115. Representatives Burns, Blair, Walk, Fuller and Winsley (by Executive request): Consolidating the administrative support functions of certain boards.	1206	1298	1319
1121. (SUBSTITUTE) Committee on Insurance (originally sponsored by Representative Garrett): Revising laws relating to insurance.....	1237, 2424	1298	1319
1126. (SUBSTITUTE) Committee on Constitution, Elections and Governmental Ethics (originally sponsored by Representative Eberle): Delaying the legislative session following the election of a new governor.	1206	1298	1396
1133. (ENGROSSED) Representative Sanders: Defining and regulating "continuing political funds".	1207	1298	1396
1138. (SUBSTITUTE) Committee on Revenue (originally sponsored by Representatives Sommers): Pertaining to taxation of coin-operated gaming devices.	1488	1488	2792

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

Second Reading and Amendments	Third Reading	Vote on Final Passage	Other Action	Signed by House Speakers	Signed by President of Senate	Action by the Governor
2079, 2086	2098	2098	2086, 2097	2424	2426	CH. 220 EX., P.V.
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.....	1664
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1023	1023	1023	1038	1041	CH. 144
1575	1575	1576	1631	1632	CH. 47 EX.
2134	2137	2137	2434	2434	CH. 199 EX., P.V.
1577	1577	1577	.....	1631	1632	CH. 48 EX.
1577	1577	1577	.....	1631	1632	CH. 50 EX.
2792, 2796	2792, 2796, 2799	2799	2793	.....	.....	.....

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

NUMBER, AUTHOR, SUBJECT	House Messages	Introduction, First Reading, Referral	Report of Committee
1141. (SECOND SUBSTITUTE) Committee on Appropriations (originally sponsored by Representatives Hurley, Zimmerman, North, Winsley, Charnley, Fuller, Granlund, Nelson (G.), Clayton, Sprague, Wilson and Tilly): Establishing a reservation system for state park campsites.	1305	1306	1756
1147. (ENGROSSED SUBSTITUTE) Committee on Judiciary (originally sponsored by Representatives Walk, Schmitten, Pruitt, Fancher, Hughes, Haley, Grimm, Brown and Adams): Providing for a state-wide special inquiry judge proceeding.	2042	2055	2146
1175. Representative Thompson: Modifying procedures for settling claims against the state...	1488	1488	1793
1176. (SUBSTITUTE) Committee on Local Government (originally sponsored by Representatives Galloway, Bauer, Heck and Zimmerman): Setting forth means for authorizing concurrent federal and local jurisdiction over certain federal lands.	656, 1099	667, 1113	689
1196. (SUBSTITUTE) Committee on Commerce (originally sponsored by Representative Struthers): Implementing law relating to gambling.....	1260	1298	1319
1207. Representatives Gruger, Houchen, Galloway and Brekke: Establishing a demonstration project to assess the feasibility of day care centers for certain children in danger of being abused or neglected.	2671, 2737	2706	.....
1210. (SUBSTITUTE) Committee on Education (originally sponsored by Representatives Galloway, Whiteside, Vrooman, Erickson, Van Dyken and Zimmerman): Authorizing certain exceptions relating to second class school districts respecting beneficial interests in contracts.	1207	1298	1319
1221. Representatives Oliver and Erickson: Regulating state agency lobbying.	1206	1298	1396
1239. (ENGROSSED SECOND SUBSTITUTE) Committee on Revenue (originally sponsored by Representatives King, Haley, Adams, Scott, Nelson (G.A.), Bender, Gruger, Whiteside and Charnley): Authorizing a six-year levy solely for emergency medical services upon approval by the voters of cities, counties, towns and other taxing districts.....	2042, 2433	2055	2100

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

Second Reading and Amendments	Third Reading	Vote on Final Passage	Other Action	Signed by House Speakers	Signed by President of Senate	Action by the Governor
.....	.....	.....	1306	.....	.....	.....
2153	.....	.....	2146, 2155	.....	.....	.....
1866	1867	1867	.....	2086	2097	CH. 144 EX.
1560	1560	1560	.....	1631	1632	CH. 49 EX.
2139, 2292	2297	2297	2142, 2298, 2316	.....	.....	.....
2706	2706	2706	2706	2782	2783	CH. 248 EX.
.....
1577	1580	1581	.....	.....	.....	.....
2389	2389	2389	.....	2433	2435	CH. 200 EX.

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

NUMBER, AUTHOR, SUBJECT	House Messages	Introduction, First Reading, Referral	Report of Committee
1241. Representatives Hurley, Fuller and Brown: Providing a property tax exemption for property held for park purposes by nonprofit organizations.	1206, 2351	1298	1396
1258. (ENGROSSED SUBSTITUTE) Committee on Institutions (originally sponsored by Representative Kreidler): Modifying provisions relating to juvenile truancy.	1470 2352, 2433	1471	2146
1261. (SUBSTITUTE) Committee on Institutions (originally sponsored by Representatives Warnke and Blair): Relating to termination of the parent-child relationship.	656, 1099	667, 1113	.....
1263. (ENGROSSED) Representatives Polk, Knowles, Newhouse and Sherman: Requiring bonds for certain actions against public bodies.....	1207	1299	.....
1281. (ENGROSSED SUBSTITUTE) Committee on Parks and Recreation (originally sponsored by Representatives Tilly, Hurley, Schmitt, Barr and Fancher): Regulating snowmobiles.....	1289, 2043	1299	1397
1307. (ENGROSSED SUBSTITUTE) Committee on Transportation (originally sponsored by Representatives Patterson, Gallagher, Tilly, Garrett and McCormick): Restraining ferry system operating expenses.	1260	1299	1603
1308. (SUBSTITUTE) Committee on Judiciary (originally sponsored by Representatives Ehlers, May, King, Walk, Grimm, Barnes, Erickson, Bender, Mitchell, Charnley, Gruger and Burns): Changing the laws concerning landlord and tenant in mobile home parks.....	1289, 2043	1299	1603, 1608
1317. Representatives Bond, Nelson (Dick) and Sanders: Making campers purchased by a non-resident exempt from sales tax.....	1488	1488	.....
1325. Representatives Garrett and Zimmerman: Revising the optional municipal code.....	657, 1100	668, 1113	706
1347. (SUBSTITUTE) Committee on Institutions (originally sponsored by Representatives Struthers and Becker): Permitting the exemption of certain mental health services to school children from charging of fees.....	1206	1299	1397
1359. (SUBSTITUTE) Committee on Institutions (originally sponsored by Representative Becker): Relating to insurance of juvenile community service workers.	1206	1299	1623

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

Second Reading and Amendments	Third Reading	Vote on Final Passage	Other Action	Signed by House Speakers	Signed by President of Senate	Action by the Governor
2151, 2158, 2162	2162	2162	2152, 2159	2424	2426	CH. 193 EX.
2155, 2157	2157	2157	2146, 2156, 2352	2433	2435	CH. 201 EX.
.....
.....
1841	1842	1843	.....	2151	2158	CH. 182 EX., P.V.
.....
1652	1663	1663	1608, 1615, 1624	2151	2158	CH. 186 EX., P.V.
.....
1450	1450	1451	869	1606	1608	CH. 18 EX.
.....
1868	1868	1868	.....	2086	2097	CH. 18 EX.
.....

TITLE AND HISTORY OF HOUSE JOINT MEMORIALS

NUMBER, SPONSOR AND SUBJECT	Introduction, First Reading and Committee Referral	Report of Committee
3. Representatives Oliver, Hastings, Isaacson, Clayton, Struthers, Flanagan and Patterson: Requesting passage of federal price support legislation for sugar beets.	106	114
4. Representatives Adams, Whiteside, Brekke, Lux, Pruitt and Haley: Memorializing the federal government to legitimize the medical use of marijuana.	353, 1056	365, 1114
16. Representatives McCormick, Clayton, Douthwaite, Haley, Keller, Isaacson, Nelson (D.) and Oliver: Requesting Congress to clear the regulatory barriers on gasohol production.	1260	1299

TITLE AND HISTORY OF HOUSE JOINT MEMORIALS

.....	115	115	116	137	137
Second Reading and Amendments	.....	.....	.....	.....	.....
Third Reading	.....	.....	.....	.....	.....
Other Action in Senate	.....	.....	.....	.....	.....
Vote on Final Passage	.....	.....	.....	.....	.....
Message From House	.....	.....	.....	.....	.....
Signed by President of the Senate	.....	.....	.....	.....	.....
Signed by House Speakers	.....	.....	.....	.....	.....

1603

1848

1848

1848

.....

2150

2158

TITLE AND HISTORY OF HOUSE JOINT RESOLUTIONS

NUMBER, AUTHOR AND SUBJECT	Introduction, First Reading and Committee Referral	Report of Committee
7. (SUBSTITUTE) Committee on Local Government (originally sponsored by Representatives Charnley, Zimmerman, Van Dyken, Teutsch, Rosbach, Whiteside, Schmitten and Brekke): Providing alternative methods of framing a "home rule" charter.	614, 1096	652, 1114
21. (SUBSTITUTE) Committee on Judiciary (originally sponsored by Representatives Knowles, Newhouse, Smith (R.) and Garrett): Authorizing additional court commissioners..	614, 1097	652, 1114
22. Representatives O'Brien, Zimmerman, Garrett, Nelson (G.A.), Sommers, Bauer, Galloway, Teutsch, Heck and Taller: Providing the means to pay the indebtedness on public development projects.	2042	2055
26. (SUBSTITUTE) Committee on Constitution, Elections and Governmental Ethics (originally sponsored by Representatives Tilly, Nisbet, Schmitten, O'Brien, Addison, Hurley, Eberle, Oliver, Mitchell, Houchen, Bond, Rohrbach, Struthers, Tupper, Sprague, McGinnis, McDonald, Teutsch, Fancher, May, Fuller and Williams): Amending the constitution in regard to sectarian influence.	1260	1299
31. Representatives Oliver, Erickson, Fuller, Gruger, Barnes, Granlund, Sommers, Tupper, Nelson (D.), Isaacson, Burns, Taller, Brekke, Williams, Valle, Schmitten, Sherman, Nisbet, Addison, Sprague, Haley, Taylor and Rosbach): Establishing a redistricting commission.	656, 1096, 2713, 2794	668, 1114

TITLE AND HISTORY OF HOUSE JOINT RESOLUTIONS

<i>Signed by House Speakers</i>	<i>Signed by President of the Senate</i>	<i>Message From House</i>	<i>Vote on Final Passage</i>	<i>Other Action in Senate</i>	<i>Third Reading</i>	<i>Second Reading and Amendments</i>
.....	1664	.....	.....	.....	707
.....
.....	2415-2416	2415	2414	2414	2328
.....	1486
.....	2058, 2120- 2124, 2125, 2130, 2713- 2714, 2794	2124, 2130	2124	2116	778, 1171, 1188 1794, 2058

TITLE AND HISTORY OF HOUSE CONCURRENT RESOLUTIONS

NUMBER, SPONSOR AND SUBJECT	Introduction, First Reading and Committee Referral	Report of Committee
1. Representatives King and Polk: Convening a joint session of the legislature to hear an address by Governor Dixy Lee Ray.	97	102
2. (ENGROSSED) Representatives Oliver, Bond, Tilly, Owen, Walk, Pruitt, Craswell, Addison, Teutsch, Hurley, Rohrbach, Taylor, Williams and Sanders: Establishing a week honoring the family.	521, 1097	523, 1114
3. (ENGROSSED) Representatives Pruitt, Fuller and May (by Joint Board of Legislative Ethics request): Adopting joint rules for the forty-sixth legislature.....	1097	1114
5. Representatives Polk and King: Scheduling a memorial service for deceased legislators.	353	365
6. (SUBSTITUTE) Committee on Social and Health Services (originally sponsored by Representatives Becker, Whiteside, Adams, Zimmerman, King, Polk, Gruger and Galloway): Establishing a task force on children and families.....	1261	1299
15. Representatives Polk and King: Notifying the Governor the legislature is about to adjourn SINE DIE.....	1041	1041
16. Representatives Polk and King: Reintroducing bills from regular session.	1052	1052
17. Representatives Polk and King: Establishing cutoff dates for forty-sixth first extraordinary legislative session.....	1130	1130
19. Representatives Polk and King: Amending HCR 17.....	1233, 1252	1233
20. Representatives Polk and King: Recess by legislature until 1:30 p.m., Tuesday, May 29, 1979.....	2516	2516
21. Representatives King and Polk: Notifying the Governor of SINE DIE adjournment.	2812	2812

TITLE AND HISTORY OF HOUSE CONCURRENT RESOLUTIONS

<i>Signed by House Speakers</i>	<i>Signed by President of the Senate</i>	<i>Message From House</i>	<i>Vote on Final Passage</i>	<i>Other Action in Senate</i>	<i>Third Reading</i>	<i>Second Reading and Amendments</i>
137	137	.....	103	103	102	.....
.....
.....
400	387	.....	365	365	365	.....
.....	.....	.....	.....	.....	.....	1399
1043	1043	1043	1041	1041	1041	.....
1100	1097	.....	1052	1052	1052	.....
1139	1134	.....	1130	1130	1130	.....
1261	1261	.....	1234	1234	1233	.....
2672	2671	.....	2516	2516	2516	.....
2816	2813	2812, 2816	2812	2812	2812	.....

TOPICAL INDEX

AARDAL, RAY

State transportation commission, member, GA 86, confirmed . . . pp. 51, 228, 333

ABANDONED PROPERTY

Appraisal, surrender, required, finders' rights, provisions, *SUB SB 3022, CH. 85X

Appraisal, surrender, required, penalties, auction, provisions, SB 3022

Presumption, disposition, SB 2620, *HB 308, CH. 117X

ABANDONED VEHICLES

Registered disposers, licensing requirements, *SUB HB 755, CH. 178X

Removal, private property, procedures, established, SUB HB 451, SB 2377

Rights, duties, penalties, provisions, *SUB HB 755, CH. 178X

ABSTRACTS

Insurance, drivers, permissible uses, modified, SB 2654

Insurance, motor vehicles, underwriting criteria, disclosure, required, SB 2150

Insurance, speeding violations, certain, parking violations, excluded, SUB SB 2418

Superior courts, clerks, official services, fees, increased, SB 2381, SUB SB 2381

ABUSE

Day care centers, DSHS demonstration project, abused, neglected children, aid, feasibility, established, *HB 1207, CH. 248X

Nursing homes, patients, reporting system, provisions, penalties, *SB 2338, CH. 228X

Victims, domestic violence, law enforcement procedures, established, SB 2613, *SUB HB 438, CH. 105X

Victims, domestic violence, social and health services department, assistance, appropriation, *SUB HB 554, CH. 245X

ACCIDENTS

Arrest, power, drivers, without warrant, certain traffic violations, defined, *SUB HB 22, CH. 28X

Central Washington University, emergency preparedness, enhancement, provisions, appropriation, HB 1109

Hazardous materials, incidence response program, preparation, teams, training, emergency services department, SB 2564

Hazardous materials, interstate, international commerce, placard system, improved, federal government, provide, SJM 109

Hazardous materials, transportation, accidents, emergency response teams, federal aid, training, requested, SJM 108

Hazardous materials, transportation, responsibility, local level, SJM 111

Motor vehicles, reports, copy fees, increased, *SB 2078, CH. 34

Motor vehicles, runaway, last driver, certain duties, established, HB 814

Railroads, crossings, liability, cities, first class, standard of care, provisions, SB 2567

Search and rescue, volunteers, costs, certain, reimbursement, appropriation, law enforcement, responsibility, costs recovery, provisions, *2nd SUB HB 527, CH. 268X

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

ACCIDENTS—cont.

Workers' compensation, private companies, issuance, authorized, general provisions, SB 2219

ACCOUNTANTS AND ACCOUNTING

Insurers, examination, commission review, independent CPA audit, reliance allowed, SB 2760, *HB 602, CH. 139

Regulations, licensing authority, examination, revisions, SB 2436

Sick leave account, general fund, created, sick leave payment, wage exclusion, social security purposes, SB 2030, *SUB SB 2030, CH. 152

Sick leave payment, social security exclusion, state, school employees, appropriations, fund transfer, *SUB HB 1064, CH. 247X

Title only, SB 2457

Title only, budget, SB 2839

ACTS

Arson reporting immunity, SUB HB 748, *SB 2727, CH. 80X

Bilingual instruction, SB 2149

Community support for the mentally ill, SB 2587

Controlled substances therapeutic research, SB 2264, SUB SB 2264, *SUB HB 259, CH. 136

Cooperative forest management services, *HB 178, CH. 100

Displaced homemaker, *SB 2406, CH. 73

Educational services registration, SB 2434, *SUB SB 2434, CH. 188X

Electric equity, SB 2788

Financial affairs privacy, SB 2997

Floating home landlord-tenant, SB 2850, SUB SB 2850, *SUB HB 1308(a), CH. 186X, P.V.

Gift tax, SB 2182, *SUB SB 2182, CH. 210X

Heating, ventilation, and air conditioning, SB 2864

Labor-management relations, SB 3090

Mill tailings licensing and perpetual care, SB 2197, *SUB SB 2197, CH. 110X

Motion picture fair competition, *HB 58, CH. 29X

Natural death, *SUB HB 264, CH. 112

Nursing homes auditing and cost reimbursement, SB 2335, SUB SB 2335

Parental involvement in education, SB 2499

Product liability, SB 3073

Rental agency, SB 2153

Returnable beverage container, SB 2786, INITIATIVE 61

Sentencing reform, SB 2266

State labor-management, enacted, SB 2011

State-wide special inquiry judge, SUB HB 1147

Transitional bilingual instruction, *SUB SB 2149, CH. 95

Uniform brain death, SB 2170

Uniform child custody jurisdiction, *HB 18, CH. 98

Uniform federal lien registration, SB 2230

Uniform notary, SB 2435

Victims of sexual assault, *2nd SUB HB 418, CH. 219X

Water projects development, SB 2857

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

ADJOURNMENT

Three-day periods, pursuant article 2, section 11, state constitution, *SR 1979-120 pp. 2429-2431

ADJUSTMENT

Retirement, higher education employees, cost of living, provisions, SB 2686
Workers' compensation, benefits, provisions, SB 2580, *HB 754, CH. 108

ADMINISTRATIVE PROCEDURES ACT

Agencies, administrative rules, legislative review procedures, established, HB 31(a), SB 3030, SUB SB 3030, *SUB HB 29 VETOED
Agencies, rules, proposals, alterations, substitutions, judicial review, code reviser, duties, provisions, SB 3142, SUB SB 3142
Appeals, certain, agencies, legal fees, payment, required, SB 2401

ADMINISTRATOR FOR THE COURTS

Salary, increased, *SUB SB 3008, CH. 255X
Witness fees, felony convictions, payment provisions, *HB 30, CH. 129

ADOPTIONS

Certificates, records, certain, provisions, SB 2020, *HB 4, CH. 101X
Decrees, certain, dissolution of marriage, certain, voided, SB 2319
Parent-child relationship, termination procedures, established, *SUB HB 352, CH. 165X
Parent-child relationship, termination procedures, crisis intervention, guardianship status establishment, general provisions, SUB HB 1
Parent-child relationship, termination procedures, Indian tribe membership, guardianship status establishment, general provisions, SUB HB 1261
Welfare services, foster care, recruiting plan, investigation, development, SB 3092

ADVERSE POSSESSION

Recreational use, nonsupportive, *HB 50, CH. 53
Statute of limitations, lengthened, SB 2570

ADVERTISING

Contractors, current registration number, required, violation, hearing, penalty, provisions, *SUB HB 280, CH. 116X
Political campaigns, sponsor designation, required, SB 2865
Public works purchases, small, cities and towns, competitive bidding relinquishment, *SUB SB 2161, CH. 89X, P.V.

AERONAUTICS COMMISSION

Aircraft hazard zone, described, penalties, SB 2916

AGENCIES

Accounts, funds, revisions, HB 397, SB 2318
Administrative actions, appeals, certain, legal fees, payment, required, SB 2401
Administrative decisions, discretionary review, court of appeals, authorized, HB 209, SB 2172
Administrative procedures act, code reviser, duties, agencies, rule-making, modified, SB 3142, SUB SB 3142
Administrative rules, legislative review procedures, established, HB 31(a), SB 3030, SUB SB 3030, *SUB HB 29 VETOED

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(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

AGENCIES—cont.

- Administrative rules review, joint legislative committee, created *SUB HB 29 VETOED
- Aircraft, interagency use, section 219, *HB 516, CH. 270X, P.V.
- Arson reporting immunity act, enacted, insurer immunity, provisions, SUB HB 748, *SB 2727, CH. 80X
- Community school facilities, community activities, use, implementation, provisions, SUB SB 2518, *HB 645(a), CH. 120X
- Community, school facilities, community education programs, use, implementation, provisions, SPI, appropriation, SB 2518, *HB 645, CH. 120X
- Contracts, services, certain, civil service coverage, exemption, *SUB HB 1057, CH. 46X
- Employment agency advisory board, sunset review, termination schedule, deleted, *SUB SB 2798, CH. 82X
- Employment, babysitting, convalescent, elderly care, certain referral services, excluded, HB 168
- Employment, temporary service contractors, redefined, SB 2681
- Environmental coordination procedures act, modified, SB 2571
- Equipment, state-owned, inventory control, authority transferred, office of financial management, *SB 2033, CH. 88
- Executive officials, appointed, elected, financial disclosure reports required, enumerated, SB 2373, SUB SB 2373
- Financial disclosure, officials, exemptions, requirements, modified, SB 2685, *SUB SB 2685, CH. 265X
- Financial disclosure, officials, subject to, delineated, HB 305
- Fire protection, state-owned buildings, local government, provisions, *HB 41, CH. 102X
- Funds, accounts, certain, obsolete, disestablished, SB 2862, SUB SB 2862, *SB 2295, CH. 67X
- Game department, commission, powers, duties, transferred, wildlife commission, department, SB 2405
- Hiring freeze, governor's order, state institution, specific reference required, SB 2093
- Immunity, certain information, persons, giving to public officials, granted, SB 2771, SUB SB 2771
- Interagency transactions, section 211, *HB 516, CH. 270X, P.V.
- Interest, state obligations, required, SB 2238, SUB SB 2238
- Interlocal cooperation act, parks, recreation, sewer, sewerage, water districts, definition, modified, *SUB SB 2118, CH. 36
- Interlocal cooperation act, sewer, sewerage improvement districts, definition, inclusion, SB 2118
- LEAP reports, state agency expenditures, legislative review, section 212, *HB 516, CH. 270X, P.V.
- Lobbying, regulated, HB 221
- Local funds, agency appropriations, allotment, modified, SB 3099
- Nongeneral fund support, repayment of governor's emergency appropriation allocation, section 209 *HB 516, CH. 270X, P.V.
- Open meetings, executive sessions, law, clarified, SB 2615

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill

SR Senate Resolution.

GA Gubernatorial Appointment.

AGENCIES—cont.

- Operational activity, financial management office director, monitoring, section 216, *HB 516, CH. 270X, P.V.
- Personal information, held by government agencies, protection, provisions, SB 2383
- Personnel fund, payments, provisions, SB 2109
- Printer, public, general revisions, SB 2257
- Printing, contracts, private, cost estimate not exceeding \$500, allowed, SB 2269
- Professional services contracts, negotiation, award procedures, established, provisions, SB 2303
- Professions, occupations, regulation, criteria, established, SUB HB 315
- Public disclosure act, records, certain, inspection, copying, exemption, SB 3136, SUB SB 3136
- Real estate, disposition, public agencies, executive sessions, allowed, *SUB HB 248, CH. 42
- Records, employment security, governmental access, restrictions modified, SB 2629, *HB 668, CH. 177X
- Register, state, publication of materials, payment, required, SB 2604
- Real agency act, enacted, SB 2153
- Rules, filing, code reviser, rule purpose statement, modified, SB 3121
- Rules, proposed, fiscal impact statements, notices, impacted persons, agencies, required, SB 2676, SUB SB 2676
- SEPA, appeal, notice, provisions, modified, SB 2682
- Small businesses, impact, state rules, regulations, review, recommend amendments to minimize adverse effects, HB 821
- Social and health services, disabled, handicapped, physical, mental, institutions, responsibility, code revisions, SB 2750
- Sunset act, review, termination schedule, established, SB 2497, *SUB HB 112, CH. 99
- Sunset act, termination procedures, modified, *HB 127, CH. 22
- Torts, claims against state, settlement, adjustment, payment, responsible agency, official, modified, *HB 1175, CH. 144X
- Transportation department, powers, duties, *SB 2290 CH. 58X
- Transportation policy, state, multimodal development intergovernmental cooperation, adopted, *SCR 112

AGENTS

- Beer, wine wholesalers, distilled spirits manufacturers, authorized, *SB 2602, CH. 23X
- Escrow, insurance bonding requirements, modified, *S1 2305, CH. 70
- Insurance, automobile, cancellation reason, notice, renewal, refusal, SB 2650, *SUB HB 1121, CH. 199X, P.V.
- Insurance, cancellation, premium refunds, renewal notice requirements, funeral expense set aside, SB 2650, *SUB HB 1121, CH. 199X, P.V.
- Insurance, contracts, temporary, licenses, provisions eliminated, SB 2330
- Insurance, licensing, continuing education, minimum requirements, insurance commissioner establishment, authorized, SB 2332 *HB 845(a), CH. 269X
- Insurance, licensing, education, minimum requirements, as required by insurance commissioner regulations, SB 2332, SB 2646, *H1 845, CH. 269X

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

AGENTS—cont.

- Insurance, mortality tables, interest rates, prescribed, females, risk calculation age, changed, reserves, annuities, endowments, certain, defined, *HB 735, CH. 157, P.V.
- Insurance, services beyond customary scope, arrangements, compensation, insurance commissioner authorization, permitted, SB 2650, SUB HB 779, *SUB HB 1121, CH. 199X, P.V.
- Insurance, standard nonforfeiture law for individual deferred annuities, VETOED, *HB 735, CH. 157, P.V.
- Insurance, suits against insurers, legal process, service, insurance commissioner designated, fee, increased, SB 2650, *SUB HB 1121, CH. 199X, P.V.
- Real estate, regulated, commission established, powers, duties, education requirements, appropriation, SB 2316, SUB SB 2316
- Risk management office, bonding requirements, modified, agents of state, claims, damages, inclusion, SB 2638
- Talent, minors, on premises, liquor licensees, authorized, SB 2616

AGE

- Retirement, mandatory, public employees, under age 70, prohibited, *SB 2506, CH. 159X
- Retirement, mandatory, ships' pilots, limit, *SUB SB 2952, CH. 207X

AGREEMENTS

- Assumed names, business, registration, *SUB SB 2482, CH. 22X
- Business certificates, acknowledgement, amendment, limited partnerships, revisions, *SUB SB 2482, CH. 22X
- Business certificates, filing transferred, licensing department, *SUB SB 2482, CH. 22X
- Construction contracts, damage waiver provision, null and void, *SB 2466, CH. 264X
- Inventions, employees, certain terms, prohibited, SB 2420
- Inventions, employees, certain terms, prohibited, disclosure procedures, provisions, SUB SB 2420
- Partnerships, regulations, general revisions, SB 2482
- Reservation system, experimental, state parks, parks and recreation commission, establishment, federal, state governments, agreements allowed, appropriation, 2nd SUB HB 1141

AGRICULTURE AND LIVESTOCK

- Agricultural laws, updated, SB 2254, *SUB SB 2254, CH. 154, P.V.
- Agricultural laws, updated, appropriation, *SUB SB 2254, CH. 154, P.V.
- Animals, certain, damage, injury, destruction, penalty, revised, *SUB SB 2142, CH. 145
- Animals, certain, damage, injury, penalty, revised, SB 2142
- Apple commission, assessment increases, limit, removed, HB 836, *SB 2486, CH. 20
- Aquatic plants, animal resources, shoreline management act, harvest defined, SB 2364
- Brucellosis, indemnity payments, appropriation, *SUB SB 2791(a), CH. 238X
- Cattle markets, public, license fee, determination, *HB 229, CH. 91X

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

AGRICULTURE AND LIVESTOCK—cont.

- Cattle movement, restrictions, specific regulations, establishment, provisions, SUB HB 864
- Commission merchants, brokers, regulation, licensing, *SUB HB 247, CH. 115X
- Commodity warehouses, regulations, HB 87
- Cooperatives, dissolution by election, provisions, SB 2576, *HB 778, CH. 86
- Crop liens, petroleum products, permitted, HB 45
- Drought, facilities, irrigation districts, DOE, alleviation projects, appropriation, SB 2504, *SUB SB 2504, CH. 263X, P.V.
- Family farm permits, marital community, each member, authorized, SB 2921
- Farmland, current use classification, so designated, special benefit assessments, tax exemption, provisions, *SUB HB 617, CH. 84
- Farmland, prime, soil, agricultural uses, boundary review board, protection, *HB 860, CH. 142X
- Feed inspection, commercial, fees, increased, sales reports, frequency requirements, changed, *SB 2206, CH. 91
- Feed lots, license, inspection fees, increased, brand inspection, required, *HB 230, CH. 81
- Fireworks law, state, enacted, SB 2878
- Forest land, classified, sale, assessor notification, compensating tax payment of continued use, requirements, SUB HB 810
- Forest land, classified, sale, tax lien attachment provision, noncomplying conveyance instrument, auditor acceptance, prohibited, SUB HB 810
- Gasohol distributors, special liquor purchase permit, required, SUB SB 2978
- Gasohol production, alcohol production for gasohol, B&O tax exemption, 2nd SUB HB 1000
- Gasohol production, alcohol production for gasohol, property, equipment used, leasehold interests, tax exemption, 2nd SUB HB 1000
- Gasohol production, alcohol production for gasohol, stills, liquor control board, license, required, no fee, SUB SB 2978
- Gasohol production, barriers, removal, Congress, petitioned, *HJM 16
- Gasohol taxes, motor vehicle fuel excise, importer, partial exemption, SUB SB 2978
- Ground waters, public, withdrawal limitations, revised, firefighting, exempted, SB 2877
- Leases, sales, public lands, valuation, pricing procedures, SB 2058, *SUB SB 2058, CH. 109X
- Migrant labor housing, continued, fees, authorized, jurisdiction, transferred, employment security, appropriation, HB 672
- Migrant workers, housing facilities, task force, construction, employment security, DOT, fees, appropriations, SUB SB 2574
- Migrant workers, labor parks, task force, construction, employment security, DOT, fees, appropriations, SB 2574
- Motor vehicles, farm products, hauling, certain circumstances, license exemptions, *SUB HB 97, CH. 6X
- Noxious weeds, control, enforcement procedures, established, misdemeanor, federal reimbursement, provisions, SB 2393, *SUB SB 2393, CH. 118
- Nuisance lawsuits, agricultural activities, protection, *SB 2180, CH. 122
- Omnibus regulations, modified, *SUB SB 2791(a), CH. 238X

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

AGRICULTURE AND LIVESTOCK—cont.

- Pesticides, application, director, rules adoption, required, licensing, examination, certification requirements, *SUB SB 2265, CH. 92
- Pesticides, application, restricted use definition, restated, *SUB SB 2265, CH. 92
- Pesticides, application, revisions, SB 2265
- Pesticides, control revisions, SB 2255
- Pesticides, registration, federal compliance, revisions, *SUB SB 2255, CH. 146
- Products, marketing promotion, agriculture department, appropriation, HB 46
- Soybeans, soybean oil, manufacturers, B&O tax, imposed, *SUB HB 302(a), CH. 196X
- Soybeans, soybean oil, seeds into oils, manufacturers, B&O tax, imposed, expiration date, SUB HB 703
- Storage lockers, walk-in, confinement, accidental, precautions, required, SB 2080
- Sunflower seeds, sunflower oil, manufacturers, B&O tax, imposed, *SUB HB 302(a), CH. 196X
- Tansy ragwort seed, viable, hay sales, misdemeanor, agriculture department, rules, inspection, fees, federal reimbursement, provisions, SB 2393, *SUB SB 2393, CH. 118
- Title only, SB 2791, SB 2792, SB 3049
- Title only, grist mills, SB 2712
- Water projects development act, enacted, irrigation purposes, SB 2857
- Water supply facilities, improvements, bonds authorized, state finance committee, referendum provision, SB 2639, *SUB SB 2639, CH. 234X
- Wheat commodity assessment, maximum, increased, *HB 351, CH. 93X
- Workers, unemployment compensation, coverage, inclusion, SB 2597

AGRICULTURE DEPARTMENT

- Agricultural commodity warehouses, regulations, HB 87
- Agricultural products, marketing promotion, appropriation, HB 46
- Apple commission, assessment increases, limit, removed, HB 836, *SB 2486, CH. 20
- Brucellosis, indemnity payments, appropriation, *SUB SB 2791(a), CH. 238X
- Cattle movement, restrictions, specific regulations, establishment, provisions, SUB HB 864
- Commission merchants, brokers, regulation, licensing, *SUB HB 247, CH 115X
- Dairy products, commission, alias permitted, dairy farmers of Washington, treasurer, increase bonding, research, revisions, HB 625
- Feed inspection, commercial, fees, increased, sales reports, frequency requirements, changed, *SB 2206, CH. 91
- Feed lots, license, inspection fees, increased, brand inspection, required, *HB 230, CH. 81
- Food donation, donor's, nonprofit donee distributors, liability, government inspection, regulation, state information, referral service, *SB 2147, CH. 115
- Hazardous materials, committee, created, membership, duties, SB 2564
- Hazardous materials, incidence response program, preparation, teams, training, emergency services department, SB 2564
- Laws, updated, SB 2254, *SUB SB 2254, CH. 154, P.V.
- Laws, updated, appropriation, *SUB SB 2254, CH. 154, P.V.
- Migrant workers, agricultural labor parks, task force, construction, employment security, DOT, fees, appropriations, SB 2574

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

AGRICULTURE DEPARTMENT—cont.

- Migrant workers, housing facilities, task force, construction, employment security, DOT, fees, appropriations, SUB SB 2574
- Omnibus regulations, modified, *SUB SB 2791(a), CH. 238X
- Pesticides, application, director, rules adoption, required, licensing, examination, certification requirements, *SUB SB 2265, CH. 92
- Pesticides, application, restricted use definition, restated, *SUB SB 2265, CH. 92
- Pesticides, application, revisions, SB 2265
- Pesticides, control, revisions, SB 2255
- Pesticides, registration, federal compliance, revisions, *SUB SB 2255, CH. 146
- Tansy ragwort, rules, adoption, federal reimbursement, SB 2393, *SUB SB 2393, CH. 118
- Title only, meat inspection, SB 3048
- Weed inspectors, powers, enlarged, SB 2471
- Wheat commodity assessment, maximum, increased, *HB 351, CH. 93X

AGUILAR, ERNEST J.

- Jail commission, member, GA 52, confirmed pp. 43,872,907

AIR

- Clean air act, enforcement order, abatement, procedures, changed, SB 2752
- Energy facilities, siting permits, federal standards compliance, *SUB SB 2979, CH. 254X
- Fuel, nonpolluting, commercial vehicles, natural gas, propane, use, encouraged, license fee in lieu of tax, provisions, SB 2234
- Fuel, nonpolluting, use, favorable license fee, in lieu of tax, reduced, extended, *HB 288, CH. 48
- Pollution control authority, county, multicounty, transferred, ecology department, SB 2732
- Pollution control facilities, tax exemption, credit, provisions, SB 2751
- Public works, contracts, formation, performance, regulated, SB 2328
- Title only, SB 2701, SB 2702, SB 2714
- Vehicle emissions, control, inspection, *SUB HB 298, CH. 163X

AIR CONDITIONING

- Heating, ventilation, and air conditioning act, enacted, regulation purposes, SB 2864

AIRCRAFT

- Aviation, general legislative transportation committee, study, appropriation, *SUB HB 1031, CH. 192X
- Fuel tax, provisions, modified, SB 2307
- Fuel tax, revisions, SB 2038
- Hazard zone, described, penalties, SB 2916
- Interagency use, section 219, *HB 516, CH. 270X, P.V.
- Noise impact abatement program areas, limits, revised, multiple relocation, same owner, prohibited, *HB 636, CH. 85
- Reckless operation, lawful process, interference, reckless flight, felony, SB 2116

AIRLINES

- Intrastate air carriers, legislative transportation committee, study, appropriation, *SUB HB 1031, CH. 192X

- Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

AIRPORTS

- Hazard zone, described, penalties, SB 2916
- Noise impact, abatement program areas, limits, revised, multiple relocation, same owner, prohibited, *HB 636, CH. 85
- Site approval, licensing, transportation department authority, SB 2165

AKANA, DAVID A.

- Pollution control hearings board, member, GA 77, confirmed pp. 49,255,333

ALCOHOL (FUEL)

- Gasohol distributors, special liquor purchase permit, required, SUB SB 2978
- Gasohol production, alcohol production for gasohol, property, equipment used, leasehold interests, tax exemption, 2nd SUB HB 1000
- Gasohol production, alcohol production for gasohol, stills, liquor control board, license, required, no fee, SUB SB 2978
- Gasohol production, alcohol production for gasohol, wholesale distribution, B&O tax exemption, 2nd SUB HB 1000
- Gasohol production, barriers, removal, Congress, petitioned, *HJM 16
- Gasohol taxes, motor vehicle fuel excise, importer, partial exemption, SUB SB 2978

ALCOHOLISM (See also LIQUOR AND LIQUOR CONTROL BOARD)

- Drivers, drunk, defined, standards established, mandatory one-day jail sentence, *SUB HB 665, CH. 176X
- Drivers, drunk, drugged, deferred prosecution program, ineligible, SB 2099
- DWI, breathalyzer test, refusal, driving privilege revoked, court evidence, subsequent guilty plea, rescind revocation, *SUB HB 704 VETOED
- DWI, conviction, nonsuspendable sentences, provisions, SB 2122
- DWI, defined, standards established, mandatory one-day jail sentence, *SUB HB 665, CH. 176X
- Musicians, professional, liquor law enforcement, definition, implemented, SB 2940
- Title only, SB 2545
- Traffic offenders, alcohol, drug-related, evaluation, treatment program, participation, requirements, development criteria, sentencing provisions, *SUB HB 665, CH. 176X
- Treatment centers, public income, B&O tax, exclusion, SB 2260, SB 3124, SUB SB 3124, *SUB HB 302, CH. 196X

ALCORTA, DAVID P.

- Commission on vocational education, member, GA 159, confirmed pp. 258,689,875

ALIENS

- Land ownership, prohibited, conditional, reciprocity with foreign country, SB 2334

AMBASSADOR OF DENMARK

- Borch, Otto, presented p. 1190

AMBULANCES

- Emergency medical services, programs, development, administration, planning, inspection, licensing, training, revisions, appropriations, SB 2308, *SUB SB 2308, CH. 261X, P.V.

- * Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

AMBULANCES—cont.

- Emergency medical services, regions, councils, designated, VETOED, SB 2308, *SUB SB 2308, CH. 261X, P.V.
- Prepaid services, operators, permitted, SB 3017

AMUSEMENTS

- Bowling centers, commercial stimulants, allowed, SUB HB 1196, SB 2300, SUB SB 2300
- Bowling centers, social card games, punch boards, pull-tabs, authorized, SUB HB 1196, SB 2300, SUB SB 2300
- Promotional contests, authorized, participation provisions, stated, SUB HB 1196

ANATOMICAL GIFTS

- Eyes, embalmers, removal, authorized, *SB 2121, CH. 37

ANDERSON, ARTHUR

- Council for postsecondary education, member, GA 100, confirmed . pp. 55,84,127

ANDERSON, DON

- Commission for vocational education, member, GA 91, confirmed pp. 52,237,334

ANDERSON, DONALD K.

- Community college district 3, board of trustees, member, GA 166, confirmed pp. 386,561,695

ANDERSON, RAYMOND R.

- Community college district 18, board of trustees, member, GA 144, confirmed pp. 93,240,271

ANDERSON, ROBERT C.

- Department of commerce and economic development, director, GA 174 . p. 764

ANIMALS (See also AGRICULTURE AND LIVESTOCK)

- Aquatic resources, certain, shoreline management act, harvest defined, SB 2364
- Damage, injury, destruction, penalty, revised, *SUB SB 2142, CH. 145
- Damage, injury, penalty, revised, SB 2142
- Dog bites, liability, persons lawfully on another's property, defined, *HB 25, CH. 148
- Dog bites, liability, revised, SB 2096
- Dog theft, injury, concealment, prohibited, gross misdemeanor, SB 2215
- Hunting, vehicles, population control purposes, game department, permits, authorized, SB 2322
- Livestock, markets, public, license fee, determination, *HB 229, CH. 91X

ANNEXATION

- Boundary review board, farmland, soil, prime, agricultural uses, protection, *HB 860, CH. 142X
- Debt assumption requirements, *HB 954, CH. 124X
- Hospital districts, public, debt assumption, mortgage authority, *HB 933, CH. 143X
- Service/cost relationship verification, cities over 400,000, required, *HB 860, CH. 142X

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Governorial Appointment.

ANNUAL SESSIONS - LEGISLATURE

- Regular, convening date, established, constitutional contingency, SUB SB 2716, *SUB HB 1126, CH. 48X
- Regular, special, defined, authorized, SJR 110, *SUB SJR 110
- Regular, special defined, limited, authorized, SJR 117

ANNUITIES

- Charitable gift, colleges, universities, certain, issuance, assets gift exchange, authorized, insurance code, security act, exclusion, SB 2856, *HB 795, CH. 130
- Charitable gift, exempted insurers, institutions, certain, issuance, assets gift exchange, authorized, security act, exclusion, *HB 795(a), CH. 130
- Insurance contracts, mortality tables, interest rates, prescribed, females, risk calculation age, changed, reserves, annuities, endowments, certain, defined, *HB 735, CH. 157, P.V.
- Insurance contracts, standard nonforfeiture law for individual deferred annuities, VETOED, *HB 735, CH. 157, P.V.
- Payments, premium tax exclusion, *SB 2508, CH. 233X

APARTMENTS

- B&O tax, condominiums, cooperative housing, maintenance fees, contract services, purchased, deduction, permitted, SUB HB 958
- B&O tax, condominiums, cooperative housing, maintenance fees, exclusion, *SUB HB 302(a), CH. 196X
- Condominiums, conversion, child exclusion policy, notice requirement, *SB 2362, CH. 70X
- Condominiums, conveyance, first, real estate contract, permitted, SB 2371
- Homeowners associations, definition, B&O tax, purposes, SB 2781
- Rental agency act, enacted, SB 2153
- Tenancy termination notice, retaliatory action definition, inclusion, SB 2384
- Transient accommodations, fire safety standards, license requirements, SB 2783

APPEALS (See also COURT OF APPEALS)

- Administrative actions, agencies, legal fees, payment required, SB 2401
- Administrative agencies, decisions, discretionary review, court of appeals, authorized, HB 209, SB 2172
- Appellate procedure, modified, electronic equipment, use, SB 2640
- Claims, small, court of appeals, minimum dollar amount, exclusion, *HB 279, CH. 102
- Environmental policy act, challenges, procedures, modified, SB 2075
- Personnel appeals board, created, powers, duties, SB 2023, SUB SB 2023, 2nd SUB SB 2023
- Property assessment, omitted value, allowed, notice, appeal information, required, SB 2726
- Property assessment, omitted value, allowed, notice, appeal information, required, purchaser liability exemption, certain, SUB HB 841
- Public assistance, applicants, grievances, procedures, overpayment recovery provision, *SUB HB 254, CH. 92X
- SEPA, provisions, modified, SB 2682
- Shoreline management act, challenges, procedures, modified, SB 2075
- Superior courts, clerks, official services, fees, increased, SB 2381, SUB SB 2381

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

APPEALS (See also COURT OF APPEALS)—cont.

Tax registration certificate, fee, deposit, service of notice, delinquent tax write-off, refund, SB 2621, *SUB HB 291, CH. 95X

Water rights, determination proceedings, service of summons, withdrawal permits, procedures, DOE appropriation, *SUB SB 2794, CH. 216X

APPLES

Commission, assessment, increases, limit, removed, HB 836, *SB 2486, CH. 20
Presented, members, Washington state apple commission p. 1092

APPLIANCES

Insurance policies, personal property loss, service, repair coverage, SB 2730, *HB 588, CH. 138

APPLICATIONS

Marriage, license validity, time period, extended, *HB 338, CH. 128X

APPRAISERS AND APPRAISALS

Eminent domain, displacement, relocation, market value, DOT, provisions, modified, SB 3025

Leases, sales, public lands, valuation, pricing procedures, SB 2058, *SUB SB 2058, CH. 109X

Property, lost, unclaimed, valuation, surrender, required, finders' rights, provisions, *SUB SB 3022, CH. 85X

Property, lost, unclaimed, valuation, surrender, required, penalties, auction, provisions, SB 3022

Property, real, similar sales, defined, SB 3029

APPRENTICES

Electricians, apprentices, journeymen, trainees, licensing, modified, *SB 2905, CH. 156X

State council, procedure, apprenticeship qualifying hours, *HB 576, CH. 37X

APPROPRIATIONS

Agricultural department, brucellosis, indemnity payments, *SUB SB 2791(a), CH. 238X

Agriculture department, agricultural products, marketing promotion, HB 46

Agriculture department, law update, *SUB SB 2254, CH. 154, P.V.

Budget, omnibus and capital, state, 1979-1981 biennium, SUB HB 236, *HB 516, CH. 270X, P.V.

Budget, omnibus, state, 1979-1981 biennium, SUB HB 236

Budget, omnibus, 1977-1979 biennium, basic education, categorical programs, certain, allocation, modified, SUB SB 2944, *2nd SUB SB 2944, CH. 206X

Budget, supplemental, state, adopted, SB 2148, *SUB SB 2148, CH. 15

Central Washington University, emergency preparedness, enhancement, HB 1109

Central Washington University, retirement benefits, *SUB HB 500, CH. 96X

Conservation commission, state, water rights, procedures, *SUB SB 2794, CH. 216X

Debt, state, limitations, SJR 103, *SB 2176, CH. 204X

Domestic and rural power authority, electric equity act, enacted, SB 2788

Eastern Washington University, retirement benefits, *SUB HB 500, CH. 96X

Ecology department, drought alleviation projects, agriculture, facilities, irrigation, SB 2504, *SUB SB 2504, CH. 263X, P.V.

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

APPROPRIATIONS—cont.

- Ecology department, water rights, procedures, *SUB SB 2794, CH. 216X
- Employment security department, migrant labor housing, Yakima county, continued, fees, authorized, jurisdiction, HB 672, *SB 2630, CH. 79X
- Employment security department, migrant workers, agricultural labor parks, task force, construction, SB 2574
- Employment security department, migrant workers, housing facilities, task force, construction, SUB SB 2574
- Expenditures, state, limitations, SJR 105
- Financial management office, sick leave payment implementation, costs, *SUB HB 1064, CH. 247X
- Financial management office, small claims, settlement authority, *SUB HB 706, CH. 167X
- Financial management office, torts, product liability, SB 2333(a), 2nd SUB SB 2333
- Fire marshal, school inspection, SB 2127
- Fiscal notes, appropriation clauses, legislation mandating expenditures, state, local government, copy attached to bill or resolution, required, *SUB HB 156, CH. 112X
- Fisheries department, razor clamming licenses, issuance, evaluation purposes, *SUB HB 1, CH. 243X
- General administration department, risk management office, local government motor vehicle insurance, SB 3036
- Governor's special, sick leave payment implementation, *SUB HB 1064, CH. 247X
- Housing finance commission, created, powers, duties, SUB HB 20
- Human rights commission, discrimination, unfair practice, sensory, mental, physical handicaps, protection, extended, *SUB HB 480(a), CH. 127
- Judges retirement system fund, benefits, *SUB HB 500, CH. 96X
- Labor and industries department, commercial dock inspection, SUB SB 2969
- Labor-management relations board, labor-management relations act, enacted, SB 3090
- Legislative transportation committee, general aviation, intrastate air carriers, studies, *SUB HB 1031, CH. 192X
- Library commission, library assistance fund, created, minimum level of services, SB 2667
- Licensing department, cosmetology, regulations, SB 2437
- Licensing department, real estate, brokers, salespersons, regulations, SB 2316, SUB SB 2316
- Licensing department, Washington uniform notary act, enacted, SB 2435
- Local government revenue equalization fund, SB 3145
- Motor vehicle fund, limits, provisions, SUB SB 2956
- Organized crime prosecution revolving fund, state-wide special inquiry judge act, enacted, SUB HB 1147
- Parks and recreation commission, Heart lake, land exchange, trail system, SB 2996, SUB SB 2996
- Parks and recreation commission, law enforcement/training account, created, *SB 2179 VETOED

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

APPROPRIATIONS—cont.

- Parks and recreation commission, sales, proceeds, counties, real property acquisition/development account, created, SB 2473
- Parks and recreation commission, state parks experimental reservation system, establishment, 2nd SUB HB 1141
- Parks and recreation commission, toll-free telephone information system, state parks, campsites availability, SUB SB 3153
- PERS fund, benefits, *SUB HB 500, CH. 96X
- Personnel board, ferry system, employees, classification, recommendations, directed, SUB SB 2477
- Personnel department, cardiovascular health promotion program, two-year demonstration, established, SUB HB 715
- Pharmacy board, controlled substance therapeutic research act, enacted, *SUB HB 259, CH. 136
- Planning and community affairs agency, Seattle community college, south campus, traffic access, SB 2619
- Postsecondary education council, displaced homemaker act, enacted, *SB 2406, CH. 73
- Postsecondary education council, healing arts, certain, student grants, out-of-state study, SB 2588
- Postsecondary education council, students, financial aid, redefined, SB 2744
- Prosecutors reimbursement revolving fund, created, counties, change of venue, certain costs, SUB HB 1084
- Public broadcasting commission, created, powers, duties, HB 542, SB 2789
- Razor clam license revolving fund, personal use razor clam licenses, issuance purposes, SB 2389
- Retirement systems department, benefits, *SUB HB 500, CH. 96X
- Retirement systems department, dual/multiple membership, provisions, SB 3001
- Retirement systems department, integrated retirement information system development, *SUB HB 1064, CH. 247X
- Risk management office, general administration department, school, educational service district, insurance, purposes, SB 2426
- Search and rescue account, created, emergency services, volunteers, costs, certain, reimbursement, *2nd SUB HB 527, CH. 268X
- Silver lake flood control district, from game fund, SB 2216
- Social and health services department, cardiovascular health promotion program, two-year demonstration, established, SUB HB 715
- Social and health services department, community support for the mentally ill act, enacted, SB 2587
- Social and health services department, criminal offenders, diversion, SB 2137, SUB SB 2137
- Social and health services department, emergency medical services, SB 2308, *SUB SB 2308, CH. 261X, P.V.
- Social and health services department, handicapped facilities, bonds, referendum provision, *SUB HB 740, CH. 221X
- Social and health services department, hemophilia, health care, appropriations, SB 2928
- Social and health services department, immunization, *SUB HB 502, CH. 118X

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

APPROPRIATIONS—cont.

- Social and health services department, law enforcement activities, assistance grants, counties, state institutions, SB 2628
- Social and health services department, nursing home purposes, SB 2360
- Social and health services department, nursing homes audit and cost reimbursement act, enacted, SUB SB 2335
- Social and health services department, procedures for families in conflict, *SUB SB 2768, CH. 155, P.V.
- Social and health services department, procedures for families in conflict, custody, detention, court records, *SUB SB 2768, CH. 155, P.V.
- Social and health services department, radiation control programs, SUB HB 894
- Social and health services department, runaway youth, SB 3122
- Social and health services department, school inspection, SB 2127
- Social and health services department, senior citizens, service centers, well adult clinic services, SB 2237, *HB 491, CH. 147X
- Social and health services department, shelters, domestic violence victims, assistance, *SUB HB 554, CH. 245X
- Social and health services department, victims of sexual assault act, enacted, *2nd SUB HB 418, CH. 219X
- Social and health services department, water supply facilities, SB 2350, *SUB HB 574, CH. 258X
- State government, omnibus and capital budget, 1979–1981 biennium, SUB HB 236, *HB 516, CH. 270X, P.V.
- State government, omnibus budget, 1979–1981 biennium, SUB HB 236
- State government, supplemental budget, SB 2148, *SUB SB 2148, CH. 15
- State patrol retirement fund, benefits, *SUB HB 500, CH. 96X
- Statute law committee, session laws, preparation, publication, *HB 1114, CH. 144
- Superintendent of public instruction, basic education act, revisions, SUB SB 2517
- Superintendent of public instruction, bilingual instruction act, SB 2149
- Superintendent of public instruction, gifted students, program mandated, 2nd SUB HB 370
- Superintendent of public instruction, parental involvement in education act, enacted, SB 2499
- Superintendent of public instruction, school facilities, use, implementation, provisions, SB 2518, *HB 645, CH. 120X
- Superintendent of public instruction, scoliosis screening, *SUB HB 88, CH. 47
- Superintendent of public instruction, sick leave payment implementation, costs, *SUB HB 1064, CH. 247X
- Superintendent of public instruction, surplus and donated food commodities revolving fund, *SB 2131, CH. 20X
- Superintendent of public instruction, transitional bilingual instruction act, *SUB SB 2149, CH. 95
- Teachers' retirement system fund, benefits, *SUB HB 500, CH. 96X
- Title only, SB 2845, SB 2848, *HB 516, CH. 270X, P.V.
- Title only, correctional facilities, SB 2961
- Title only, education, SB 2963
- Title only, higher education, SB 2964
- Title only, jails, SB 2965

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

APPROPRIATIONS—cont.

- Title only, ports, SB 3160
- Title only, public transportation, SB 2969
- Title only, retirement systems, SB 3158
- Title only, tuition, fees, SB 3159
- Toll bridge authority, Columbia river bridge, state route 224, extension authorized, SB 3034
- Transportation commission, highway improvements, general obligation bonds, authorized, SB 2782
- Transportation commission, state route 20, Sedro Woolley, SB 2427, SUB SB 2427
- Transportation department, Grays Harbor, Puget Sound, canal, study, preliminary engineering, SB 2900
- Transportation department, Hood Canal bridge, interim service, *SUB HB 1033, CH. 27
- Transportation department, I-90 completion, *SUB HB 1032, CH. 180X
- Transportation department, reimbursable local projects, *SUB HB 872, CH. 169X
- Transportation department, Spokane river toll bridge, refunding bonds, SB 2608, SUB SB 2608, *SUB HB 749, CH. 131
- Transportation department, supplemental budget, SB 2252, *SUB SB 2252, CH. 30
- Transportation department, urban arterial board, pilotage commissioners, operations, capital improvements, *SUB HB 871, CH. 168X
- Unanticipated receipts, expenditure requirements, SB 2031
- University of Washington, retirement benefits, *SUB HB 500, CH. 96X
- University of Washington, youth sports center, provisions, SB 2089
- Veterans affairs department, bonus act, 1972, compensation purposes, SB 2747
- Vocational education commission, fire service training center, *SUB SB 2249, CH. 225X
- Washington State University, retirement benefits, *SUB HB 500, CH. 96X
- Western Washington University, retirement benefits, *SUB HB 500, CH. 96X

AQUATIC LANDS AND AQUACULTURE AREAS

- Farm cooperative loans, interest, B&O tax, exclusion, SB 2521, SB 3124, SUB SB 3124, *SUB HB 302(a), CH. 196X
- Geoducks, clams, harvesting, commercial, rights, regulations, licensing leasing provisions, SB 2674, *HB 781, CH. 141X
- Geoducks, harvest, commercial, safety standards, required, SB 2926
- Resources, plant, animal, certain, shoreline management act, harvest defined, SB 2364

ARBITRATION

- Civil actions, under \$10,000, mandatory arbitration, superior court authorization, permitted, *SUB HB 425, CH. 103
- Collective bargaining agreements, conflict, employer policy, bargaining agreement prevails, SB 2854
- Educational employment relations, mediation, impasse, procedures, revisions, SB 3027
- Educational employment relations, strikes, bargaining, law implemented, SB 3149
- Firefighters, law enforcement, collective bargaining procedures, modified, SB 2370

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

ARBITRATION—cont.

- Justice court filing fees, negotiation between cities and counties, allowed, arbitration requirement, *HB 424, CH. 129X
- Labor-management relations act, enacted, appropriations, SB 3090
- Uniformed personnel, collective bargaining, mediation, impasse procedures, established, *SB 2852, CH. 184X

ARBOR WEEK

- Natural resources, department of, seedlings presented members p. 1487
- Proclamation by governor, declaring April 9-13, 1979 p. 1487

ARCHAEOLOGY AND ARCHAEOLOGICAL SITES

- Facilities, bonds issuance, bond anticipation notes, authorized, cultural resources bond redemption fund, created, SB 2935

ARCHITECTS AND ARCHITECTURE

- Public works, contracts, formation, performance, regulated, SB 2328
- Title only, licensing, SB 2710

ARREST

- Criminal, information, rewards, modified, SB 2144, *SUB SB 2144, CH. 53X
- Customs, immigration officers, authority, *HB 307(a), CH. 244X
- Drivers, certain traffic violations, without warrant, powers defined, *SUB HB 22, CH. 28X
- Drivers, drunk, drugged, deferred prosecution program, ineligible, SB 2099
- DWI, breathalyzer test, refusal, driving privilege revoked, court evidence, subsequent guilty plea, rescind revocation, *SUB HB 704 VETOED
- DWI, conviction, nonsuspendable sentences, provisions, SB 2122
- Felonies, gross misdemeanors, without warrant, powers, defined, *SUB HB 22, CH. 28X
- Imprisonment, certain, terms, modified, SUB HB 498, SB 2247
- Reckless operation, lawful process, interference, reckless flight, felony, SB 2116

ARMSTRONG, MS. LEA JANE

- Asian-American affairs commission, member, GA 7, confirmed pp. 32-33,185,208

ARRINGTON, SAUL

- Washington state jail commission, member, GA 53, confirmed . . . pp. 43, 872, 907

ARROYO, JERONIMO

- Commission on Mexican-American affairs, member, GA 61, confirmed pp. 45,182,217

ARSON

- Arson reporting immunity act, enacted, insurer immunity, provisions, SUB HB 748, *SB 2727, CH. 80X
- Criminal code, sentencing, revisions, SB 2229(a)
- Criminal records privacy act, administration, dissemination, disclosure procedures, modified, *HB 571, CH. 36X

ART

- Alteration, destruction, mutilation, author, rights, object, sue, damages, provisions, SB 3012

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

ARTS AND ARTS COMMISSION

- Bonds, performing arts facilities, Olympia, Tacoma, issuance, authorized, bond redemption fund, created, SB 3129, *SUB SB 3129, CH. 260X
- Bonds, performing, visual arts, museum facilities, issuance, authorized, bond redemption fund, created, SB 3015
- Events, performing arts, revenues, scholarship use, permitted, *SUB SB 2140, CH. 1X
- Performing, visual arts centers, municipal, authorized, *SB 2062, CH. 222X

ARTZIELI, MARDEKHAI

- Consul general, Israel, presented p. 1212

ASSAULT

- Crime victims, hospital costs, certain, local government, payment, SB 2414, SUB SB 2414
- Crime victims, trauma assistance, public, private organizations providing support, availability, inform, SB 2414, SUB SB 2414
- Domestic violence, law enforcement procedures, established, SB 2613, *SUB HB 438, CH. 105X
- Felony-murder, doctrine, second degree assault, exempted, SB 2853
- Felony-murder, manslaughter, assault, exempted, SB 3067
- Victims, compensation, convicted person's crime related income, *2nd SUB HB 418, CH. 219X
- Victims of sexual assault act, enacted, appropriation, *2nd SUB HB 418, CH. 219X

ASSESSMENTS

- Apple commission, increases, limit, removed, HB 836, *SB 2486, CH. 20
- Commodity, wheat, maximum, increased, *HB 351, CH. 93X
- Duty transfers, OFM, revenue department, state auditor, SB 2493, *SUB SB 3066, CH. 86X
- Farmlands, current use classification, so designated, special benefit assessments, tax exemption, provisions, *SUB HB 617, CH. 84
- Local improvement districts, collection provisions, modified, SB 3088
- Local improvement districts, sewer, water, drainage, bonds, authorized, guaranty fund, created, modified, SB 3086
- Local improvements, hearings officer, cities, authorized, *HB 415, CH. 100X
- Property, real, personal, limited, SB 2145
- Property, real, valuation, similar sales, defined, SB 3029
- Public utilities districts, taxation, revisions, SB 3141
- Sanitary sewage disposal system, comprehensive plan, tax levy, modified, SB 3094, SUB SB 3094
- Surface, mineral rights, real property subject to property tax, provisions, SB 2425
- Surface, mineral rights, real property, valuation, assessment, revenue department, rules, regulations, promulgation, county assessor, notice, SB 2419
- Timber harvesters, modified, SB 3000

ASSING, CONSUL GENERAL HANS JORGEN

- Denmark, presented, remarks by pp. 351-352

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

ASSISTANT SECRETARY OF THE SENATE (See also GLEASON, BILL)

Attendance authorized, national conference state legislatures and council of state governments, regular per diem, actual expenses allowed, *SR 1979-53 p. 1035

ASSOCIATIONS

Agricultural cooperatives, dissolution by election, provisions, SB 2576, *HB 778, CH. 86

B&O tax, condominiums, cooperative housing, maintenance fees, contract services, purchased, deduction, permitted, SUB HB 958

B&O tax, condominiums, cooperative housing, maintenance fees, exclusion, *SUB HB 302(a), CH. 196X

Homeowners, definition, B&O tax, purposes, SB 2781

Homeowners, residential, definition, B&O tax purposes, SB 2781

Insurance, group life, members, authorized, definition, regulation, *SUB HB 1018, CH. 44X

Insurers, health care professionals, attorney associations, definition exclusion, self-insurance, permitted, SB 2259

Multiple listing, entrance requirements, SB 2331

Savings and loan deposit guaranty, created, powers, duties, membership, SB 2635

Sporting event pool boards, authorized, SB 2872

Students, certain, higher education, open meetings required, HB 357

ATHLETIC EVENTS

Revenue, athletic scholarships only, SB 2140

Sporting event pool boards, authorized, SB 2872

University of Washington, youth sports center, provisions, appropriations, SB 2089

ATTORNEY GENERAL

Arson reporting immunity act, enacted, insurer immunity, provisions, SUB HB 748, *SB 2727, CH. 80X

Bank commission, state, created, powers, duties, bank of Washington, management, control, operation, penalties, SB 2770

Commitment, treatment, mentally ill, provisions, *SUB SB 2415, CH. 215X

Franchise investment protection act, enforcement mechanisms, investigations, injunctions, cease and desist orders, established, SUB HB 436, SB 2306, *SUB SB 2306, CH 13X

Salary, increased, *SUB SB 3008, CH. 255X

ATTORNEYS

Appeals, certain, agencies, administrative actions, legal fees, payment, required, SB 2401

Civil actions, fees, reasonable amount, SB 2043

Civil commitment, procedures modified, SB 2415

Court reporters, prejudicial, attorney, plaintiff, defendant, substitution, request, procedures, SB 2919

Eminent domain proceedings, fees, reasonable, procedure, provided, HB 207, SB 2167

Fees, civil actions, dollar amount, increased, schedule, SUB SB 2043

Fees, civil actions, reasonable amount, SB 2043

Insurers, health care professionals, attorney associations, definition exclusion, self-insurance, permitted, SB 2259

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

ATTORNEYS—cont.

- Juveniles, records, access, content, procedures, revisions, SB 2924, SUB SB 2924
- Lien foreclosure, reserve fund, public works project, claimant, recover, attorney fees, *HB 630, CH. 38X
- Malpractice cases, contingent fees, prohibited, SB 2115
- Malpractice, professional, attorneys, health care professionals, self-insurance, provisions, VETOED, *SUB HB 1121(a), CH. 199X, P.V.
- Motion picture fair competition act, blind bidding, prohibited, bidding procedures, established, attorneys fees, *HB 58, CH. 29X
- Property, personal, real, sale, documents, preparation, persons, institutions, certain, permitted, SB 2583

AUCTIONS

- Agricultural commodities, commission merchants, brokers, regulation, licensing, *SUB HB 247, CH. 115X
- Leases, sales, public lands, valuation, pricing procedures, SB 2058, *SUB SB 2058, CH. 109X
- Livestock, markets, public, license fee, determination, *HB 229, CH. 91X
- Natural resources department, public land, valuable materials, sales, exchanges, procedures, modified, HB 183, *SB 2159, CH. 54
- Property, lost, unclaimed, appraisal, surrender, required, penalties, provisions, SB 3022
- Transportation department, real property, disposal procedures, modified, *SUB SB 2957, CH. 189X

AUDITORIUMS

- Olympia, center for the performing arts, bond issuance, anticipation notes, redemption fund, created, SB 3020
- Pacific northwest festival facilities, vicinities, Federal Way, Lynnwood, bond issuance, anticipation notes, authorized, SB 2867
- Pacific northwest festival facility, vicinity Federal Way, bond issuance, anticipation notes, authorized, SB 2279, *HB 376, CH. 197X
- "People's lodge", regional Indian facility, issue, language, amended, SB 2773, *SUB HB 907, CH. 246X
- Performing arts facilities, Olympia, Tacoma, bonds, issuance authorized, bond redemption fund, created, SB 3129, *SUB SB 3129, CH. 260X
- Performing arts, museum facilities, bonds, issuance, bond anticipation notes, authorized, bond redemption fund, created, SB 3015
- Performing, visual arts centers, municipal, authorized, *SB 2062, CH. 222X

AUDITS AND AUDITORS (See also ACCOUNTANTS AND ACCOUNTING)

- Accountants, regulations, licensing authority, examination, revisions, SB 2436
- Cemeteries, prearrange contracts, regulation, SB 3075
- Higher education, assistance authority act repealed, *SB 2297, CH. 60X
- Insurers, examination, commission review, independent CPA audit, reliance allowed, SB 2760, *HB 602, CH. 139
- Judicial system, requirement, SJR 111
- Operating agencies, thermal power plants, performance audits, required, SUB SB 2980, *SUB HB 1075, CH. 220X, P.V.
- Taxing districts, frequency, payment provisions, state auditor, revised, *SB 2403, CH. 71

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

AUDITS AND AUDITORS (See also ACCOUNTANTS AND ACCOUNTING)

—cont.

Taxing districts, intervals, reasonable, periodic, minimum, once in three years, schedule, adoption, state auditor, SUB SB 2404

Taxing districts, intervals, reasonable, periodic, state auditor, SB 2404

AUTHORITIES

Cemetery, prearrangement contracts, enforcement, provisions, *SUB HB 82, CH. 21

Cemetery, prearrangement contracts, regulation, SB 3075

Domestic and rural power, created, electric equity act, enacted, appropriation, SB 2788

Housing, living accommodations, senior citizens, certain, poor, infirm, provisions, *SUB SB 2010, CH 187X

Housing, living accommodations, senior citizens, provisions, SB 2010

AVERY, ALICE

Restoration civil rights/privileges, governor's message pp. 891-892

BAIL

Bondsman, business prohibited, persons charged with offenses, release, regulated, SB 2660

BALLOTS AND BALLOTING

Aged persons, aid, local governmental units, permitted, SJR 104

Commissioners, superior court, duties, numbers, constitutional limits, removed, SJR 108

Commissioners, superior court, duties, numbers, constitutional limits removed, legislative authority, added, SUB HJR 21

Debt, state, limitations, SJR 103

Development projects, public, indebtedness, payments, means, provided, HJR 22, SJR 118

District of Columbia, congress, representatives, provisions, constitutional amendment, ratified, SJR 109

Duplicates required, SB 2288

Elections, general revisions, SB 3118, SUB SB 3118

Elective offices, vacancies, procedures, provided, SB 2372, SUB SB 2372

Expenditures, state, limitations, SJR 105

Governor, term of office, second Monday in December, commencement, SJR 102

Handicapped facilities, bonds, issuance, bond anticipation notes, authorized, bond redemption fund, created, appropriation, referendum provision, *SUB HB 740, CH. 221X

Home rule charter, framing, alternative methods, provisions, SUB HJR 7

Home rule powers, counties, municipal corporations, granted, SJR 114, SUB SJR 114

Insurance pooling, self-insurance, local governments, allowed, SJR 121

Judges, election, procedures, standardized, SB 2358, SUB SB 2358

Judges, superior courts, newly-created positions, election provision, VETOED, *SUB SB 2095(a), CH. 202X, P.V.

Judicial qualifications commission, judicial disciplinary purposes, establishment, provisions, SJR 116

Judicial system, audit requirement, SJR 111

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

BALLOTS AND BALLOTING—cont.

- Justice courts, appeals, court of appeals, permitted, SJR 107
- Legislators, civil office holders, salary increase, not eligible, *SJR 112
- Legislature, regular, special sessions, defined, authorized, SJR 110, *SUB SJR 110
- Legislature, regular, special sessions, defined, limited, authorized, SJR 117
- Legislature, representative, additional, at large, election, powers, duties, SUB SB 2893
- Park and recreation districts, joint, formation, authorized, election provision, SB 2489, *SB 2053, CH 11X
- Political advertising, sponsor designation, required, SB 2865
- Political advertising, sponsor designation, required, sign provision, *SUB SB 2865
- Presidential primary, preference, provisions, absentee voting procedures, SB 2214, SUB SB 2214
- Property, personal, tax, relief, renters, provisions, SJR 101, SUB SJR 101
- Redistricting commissions, establishment provisions, contingent passage constitutional amendment, SB 2347, SB 2573, SUB SB 3065, 2nd SUB SB 3065, 3rd SUB SB 3065
- Redistricting commissions, establishment provisions, HJR 31, SJR 115, SJR 119, SUB SJR 125
- Registration, voter, transfer, at polls, general, primary election, permitted, provisions, *SB 2562, CH. 96
- Representative, state, additional, at large, election, powers, duties, SUB SB 2893
- Returnable beverage container act, enacted, INITIATIVE 61
- Schools, public, free from sectarian control, establishment, provisions, SUB HJR 26
- Tax relief, real property, residences, certain, legislative power, expanded, HJR 18, SJR 113
- Tax revenues, state, increases not to exceed total growth rate, state personal income, provisions, INITIATIVE 62
- Unicameral legislature, established, provisions, office of lieutenant governor, abolished, SJR 106
- Utilities, public, loans, energy conservation purposes, authorized, appropriate charge back provision, *SUB SJR 120
- Utilities, public, loans, energy conservation purposes, authorized, SJR 120
- Voters, candidates pamphlets, more informative, SUB HB 306
- Voters, no vote, provisions, SB 3127
- Voters, registration, various changes, SUB SB 2454

BANKRUPTCY

- Motor vehicles, financial responsibility, discharge, repealed, *HB 155, CH. 78
- Motor vehicles, financial responsibility, security deposit, suspension notice, *HB 155(a), CH. 78
- Property, personal, execution, attachment, items, exemption, modified, *SB 2106, CH. 65X

BANKS AND BANKING

- Adverse claims, deposits, honoring, liability, modified, SB 2734, *HB 952, CH. 143
- Branch, certain, redevelopment project, relocation, certain, allowed, *SUB HB 803, CH. 106

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

BANKS AND BANKING—cont.

- Commission, state, created, powers, duties, bank of Washington, management, control, operation, penalties, SB 2770
- Corporations, trust business, securities held in trust, deposit other banks, trust companies, permitted, SB 2739, *HB 808, CH. 45
- Credit unions, deposits, public funds, hold, receive, authorized, SB 2661
- Depositories, public, revisions, SB 2636
- Deposits, adverse claims, honoring, liability, modified, SB 2734, *HB 952, CH. 143
- Deposits, receipts, account clearly indicated, required, SB 2668
- Discrimination, unfair practice, protection, sensory, mental, physical handicaps, extended, appropriation, *SUB HB 480(a), CH. 127
- Electronic deposits, state employees' salaries, wages, state fund recipients' benefits, payments, state treasurer, authorized, SB 2310, *SUB SB 2310, CH. 93
- Fiduciaries, out-of-state affiliates, qualification, SB 2618, *HB 788, CH. 105
- Financial affairs, privacy act, enacted, SB 2997
- Investments, real estate, amount increased, SB 2932, *HB 875, CH. 142
- Investments, small business investment companies stock, holdings, increase, authorized, HB 314, *SB 2479, CH. 124
- Loans, usury, certain, exempted, SB 2897
- Notes and debentures, conversion rights, SB 2741, *SUB HB 803, CH. 106
- Property, personal, real, sale, documents, preparation, persons, institutions, certain, permitted, SB 2583, *SUB HB 481, CH. 107X
- Savings, certificates of deposits, time period, limitation, removed, *HB 482, CH. 51
- Stocks, authorized, unissued, purchases, state supervisor, approval, SB 2741, *SUB HB 803, CH. 106
- Stop-payment order, negotiable instrument, fraudulent, protecting against use, penalties, SUB HB 644
- Title only, SB 2813, SB 3056

BAR ASSOCIATION

- Insurers, health care professionals, attorney associations, definition exclusion, self-insurance, permitted, SB 2259

BARBERS AND BARBERING

- Regulations, SB 2779

BARR, CARL

- Emergency medical and ambulance review committee, member, GA 34, confirmed pp. 39,189,215

BARUSO, CONSTANTINE (TONY)

- Asian-American affairs commission, member, GA 8, confirmed . pp. 33, 185,209

BASIC EDUCATION ACT

- Changes, miscellaneous, SUB HB 210, SB 2156
- Curriculum, miscellaneous changes, SB 2270
- Funding, certain, 1977-1979 omnibus appropriation, categorical programs, certain allocation, modified, SUB SB 2944, *2nd SUB SB 2944, CH. 206X
- Funding, program scope, expanded, SB 2673
- Learning objectives, guide content, specifics, responsibilities, clarified, HB 891

- * Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

BASIC EDUCATION ACT—cont.

Levies, excess, nonresident enrollment, allocation, revised, *SUB HB 227, CH. 172X

Program hour offerings, contract hour, school year length, miscellaneous changes, *SUB SB 2709, CH. 250X, P.V.

Program hour offerings, contact hours, school year length, transportation, miscellaneous changes, SUB SB 2517

BAUSCH, SENATOR DEL

Special prayer by Reverend Richard Hart, on marriage p. 2422

BAZAARS

Nonprofit organizations, B&O tax, exclusion, *SUB HB 302(a), CH. 196X

BEACHES

Aquatic plants, animal resources, shoreline management act, harvest defined, SB 2364

Razor clams, license, clamming, persons over 65, under 16, affidavit required, free license, dealer fee, payment, *SUB HB 1, CH. 243X

Razor clams, license, clamming, required, fees, penalties, attached, evaluation, appropriation, *SUB HB 1, CH. 243X

BEAVERS

Trapping, tag requirement, eliminated, license fee, increased, SB 3011

BEEF

Agricultural commodities, commission merchants, brokers, regulation, licensing, *SUB HB 247, CH. 115X

Feed inspection, commercial, fees, increased, sales reports, frequency requirements, changed, *SB 2206, CH. 91

Feed lots, license, inspection fees, increased, brand inspection, required, *HB 230, CH. 81

Markets, public, license fee, determination, *HB 229, CH. 91X

Movement, restrictions, specific regulations, established, provisions, SUB HB 864

BEER AND BREWERIES

Sales, wholesale, retail, liquor control board, prohibited, SB 3096

Wholesalers, agents, distilled spirits manufacturers, authorized, *SB 2602, CH. 23X

BELLEVUE

I-90 completion, general obligation bonds, authorized, DOT appropriation, *SUB HB 1032, CH. 180X

BENDER, JAMES

Horse racing commission, member, GA 114 pp. 85,225

BENEDETTI, ALDO J.

Utilities and transportation commission, member, GA 114, confirmed pp. 588,707,876

BENEFICIARIES

Retirement systems, public employees, spouse, predeceases, remarriage, provisions, SB 3021

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

BENEFICIARIES—cont.

Surviving, higher education retirement system, payments, authorized, *SUB HB 768, CH. 259X

Wills, validity, determination, before testator's death, authorized, SB 2039

BENEFITS

Community colleges, police force, disability, death, provide, HB 628

Corrections, law enforcement, personnel, injury, line of duty, special workers' compensation, provisions, SB 2413

Electronic deposit, state fund recipients, financial institutions, state treasurer, authorized, SB 2310, *SUB SB 2310, CH. 93

Firemen, volunteer, early retirement pensions, schedule, established, *SB 2224, CH. 157X

Industrial insurance, death, disability, annual adjustments, *SB 2402, CH. 231X

Industrial insurance, overpayment recovery, disability benefits, authorized, *SB 2402, CH. 231X

Industrial insurance, permanent partial disability, increased, SB 2488, *HB 612, CH. 104

Insurance companies, costs, examiners' salaries, benefits, inclusion, per diem travel salary, establishment, provisions, *SUB HB 546, CH. 35X

Insurance companies, insurers, examination, examiner expenses, travel, salary, benefits, reimbursement, provisions, SB 2649

Insurers, health care service, HMO's, insurance commission, periodic examination, required, examiner's expenses, reimbursement, SB 2729

Judges, increased, adjustments, provisions, appropriation, *SUB HB 500, CH. 96X

LEOFF, all public employees, legislators, changes, miscellaneous, *SUB HB 791, CH. 249X, P.V.

Passes, park, state parks, blind, deaf persons, eligibility, *SUB HB 504(a), CH. 131X

Passes, park, state parks, residents, disability benefits recipients, privileges, SB 2755, *SUB HB 504, CH. 131X

PERS, beneficiary, spouse, predeceases, remarriage, provisions, SB 3021

PERS, increased, adjustments, provisions, appropriations, *SUB HB 500, CH. 96X

PERS, increased, provisions, SB 2240, SB 2994

PERS, prior service, retirement, SB 3010

Retirement systems, board, powers, duties, revisions, HB 785

Retirement systems, dual/multiple membership, provisions, appropriation, SB 3001

Retirement systems, inequities, removed, HB 782

Retirement systems, public, spouses, ex-spouses, certain payments, court ordered, *SB 2378, CH. 205X

State patrol, certain, increased, beneficiaries, defined, SB 2754

State patrol, increased, adjustments, provisions, appropriation, *SUB HB 500, CH. 96X

State patrol, increased, provisions, SB 2240, SB 2994

State patrol, retirement system, cadets, inclusion, HB 783

TRS, increased, adjustments, provisions, appropriation, *SUB HB 500, CH. 96X

TRS, increased, provisions, SB 2240, SB 2994

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

BENEFITS—cont.

- Unemployment compensation, agricultural workers, inclusion, SB 2597
- Unemployment compensation, disqualifications, modified, SB 2578
- Unemployment compensation, eligibility, combination week, provisions, SB 3111
- Unemployment compensation, eligibility, disqualification, provisions, modified, SB 2870
- Unemployment compensation, minimum weekly, computation, revised, SB 2644
- Unemployment compensation, part-time students, allowed, SB 2645
- Unemployment compensation, rates, contributions, modified, SB 3138
- Veterans' bonus act, 1972, reopened, six months period, compensation purposes, appropriation, SB 2747
- Workers' compensation, adjustment provisions, SB 2580, *HB 754, CH. 108
- Workers' compensation, private companies, issuance, authorized, general provisions, SB 2219
- Workers' compensation, reduction because of federal social security benefits, time frame, other provisions, prescribed, SB 2317, *SUB SB 2317, CH. 151X

BENITZ, SENATOR MAX E.

- Percentage of votes required, SB 2921, two-thirds p. 1230
- Personal privilege, regarding mock session, senate pages p. 1347

BENTON COUNTY

- Highways, state route 27, vicinity Benton City, established, SB 2353

BERGLUND, WESLEY

- The Evergreen State College, board of trustees, member, GA 101, confirmed . pp. 55,84,113

BEVERAGES (See also LIQUOR AND LIQUOR CONTROL COMMISSION)

- Labor-management act, enacted, SB 2011
- Liquor control board, beer, sales, wholesale, retail, prohibited, SB 3096
- Returnable beverage container act, enacted, SB 2786, INITIATIVE 61
- Title only, alcoholic, SB 2912

BICYCLES

- Mopeds, defined, operator, vehicle license regulations, fees, SB 2097, *SUB SB 2097, CH. 213X
- Trails, paths, improvement funds, mandatory minimum expenditure, established, *HB 750, CH. 121X

BIDS AND BIDDING

- Districts, special purpose, sewer, water, small works contracts, procedures, modified, SB 2397, *SUB HB 133, CH. 137X
- Higher education, certain institutions, capital construction projects, dollar amount, without public bid, increased, SB 2194
- Higher education, certain institutions, capital construction projects, minimum bid requirement, *SUB SB 2194, CH. 12X
- Highways, projects, call for bids, publication requirements, modified, *SB 2354, CH. 69X
- Motion picture fair competition act, blind bidding, prohibited, bidding procedures, established, attorneys fee, *HB 58, CH. 29X
- Natural resources department, public land, valuable materials, sales, exchanges, procedures, modified, HB 183, *SB 2159, CH. 54

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

- (a) Amendment to original bill.
- SR Senate Resolution.
- GA Gubernatorial Appointment.

BIDS AND BIDDING—cont.

Printer, public, general revisions, SB 2257

Public works, contracts, formation, performance, regulated, SB 2328

Public works projects, small, cities and towns, limitations, procedures revised, small works roster, use, *SUB SB 2161, CH. 89X, P.V.

Public works purchases, small, cities and towns, advertising, competitive bidding relinquishment, *SUB SB 2161, CH. 89X, P.V.

Transportation department, financial records, public disclosure, exemption, SB 2756

Vocational rehabilitation services, state purchase, formal sealed bid, requirements, execution, *HB 113, CH. 14X

BIGGS, MS. VALETA R., R.N.

Emergency medical and ambulance review committee, member, GA 35, confirmed pp. 39,189,215

BILINGUAL INSTRUCTION

Transitional bilingual instruction act, enacted, appropriation, *SUB SB 2149, CH. 95

BILL OF RIGHTS

Parents, school districts, relating to students, SB 2669

BIRDS

Hunting season, upland game birds, established, SB 2737

BIRTH

Adoption certificates, certain, provisions, SB 2020, *HB 4, CH. 101X

Fetal death certificate, mandatory signature, time period, established, *SUB HB 262, CH. 162X

Vital statistics, federal standards, compliance update, *SUB HB 262, CH. 162X

BLACKMORE, JIM

Board of pilotage commissioners, member, GA 74, confirmed pp. 48,315,332

BLAKER, ANSON

Public employees retirement board, member, GA 82, confirmed pp. 50,341,449

BLIND

Developmentally disabled persons, DSHS services, costs, payment from residents' trust funds, required, SUB HB 858, SB 2662

Discrimination, unfair practice, protection, sensory, mental, physical handicaps, extended, appropriation, *SUB HB 480(a), CH. 127

Passes, park, state parks, blind, deaf persons, eligibility, *SUB HB 504(a), CH. 131X

Personal care attendant services program, social and health services department, provisions, SB 2344, SUB SB 2344

PERS, school districts, schools for blind, deaf, community colleges, higher education, credit, 12-month basis, SUB SB 2465, 2nd SUB SB 2465

Public assistance, eligibility standards, payment levels, modified, SB 2113

Residential schools, program of education, furnished by school district, *SB 3117, CH. 217X

Social and health services, disabled, handicapped, physical, mental, institutions, responsibility, code revisions, SB 2750

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

BLOOD

Donations, minors, 17, no parental consent necessary, HB 870

BOARDING HOMES

Counties, equalization, double amendments, *HB 347, CH. 13

BOARDS

Bank commission, state, created, powers, duties, bank of Washington, management, control, operation, penalties, SB 2770

Boundary review, review provisions, revised, SB 2586

Cemetery, representation, immunity, enforcement, *SUB HB 82, CH. 21

Chiropractic disciplinary, members' travel vouchers, approval, licensing department director, SB 2410

Chiropractic, examiners, disciplinary, membership, increased, SUB HB 395

Colleges, universities, trustees, terms, meeting requirements, *SUB HB 398, CH. 103X

Community college education, bonds, issuance, bond anticipation notes, authorized, *SUB SB 2250, CH. 226X

Community college education, bonds, issuance, bond anticipation notes, authorized, bond retirement fund, created, SB 2250

Community colleges, trustees, terms, meeting requirements, *SUB HB 398, CH. 103X

Compensation, uniform, part-time citizen members, established, SUB HB 39

Counties, noxious weed control, enforcement procedures, established, SB 2393, *SUB 2393, CH. 118

County commissioners, noncharter counties, membership increase, provisions, SB 2017

Dental examiners, multistate dental licensing examination agreements, compensation, *SB 2136, CH. 38

Elected officials, assumption of office, common date, provisions, *SUB HB 57, CH. 126X

Employment agency advisory board, sunset review, termination schedule, deleted, *SUB SB 2798, CH. 82X

Forest fire advisory, duties, prevention and suppression policies, inclusion, sunset act, termination schedule, deleted, *HB 874, CH. 49

Forest practices appeals, inclusion, environmental hearings office, created, *HB 1115, CH. 47X

Governor, governor's designee, other state official, serve in governor's stead, certain boards, authorized, *SB 2242, CH. 57X

Higher education, institutions, UW, WSU, CWU, EWU, WWU, TESC, members, selection, terms, uniformity, SB 2858, SUB SB 2858

Higher education, insurance, trustees, employees, students, provisions, prior double amendment, reenacted, *SB 3115, CH. 88X

Higher education, personnel, abolished, powers, duties, transferred, state personnel board, SB 2188

Higher education, personnel, laws, rules, orders, enforcement, provisions, SB 2196

Higher education, student funded activities, development, budget, student responsibility, *SUB HB 194 VETOED

Hospital trustees, county, travel expenses, reimbursement, *HB 862, CH. 17X

Insurance, state employees, membership, revised, *SUB HB 729, CH. 125

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

BOARDS—cont.

- Insurance, state employees, panel medicine plan, certain HMO's, inclusion, programs, self-funding, permitted, SB 2581
- Insurance, state employees, panel medicine plan, higher payment, employees' contribution, increase, authorized, SB 2582, *SUB HB 729, CH. 125
- Massage parlor examining, compensation, SB 3134
- Medical disciplinary, controlled substances, certain, dispensing, abuse investigation, provisions, *SUB HB 624, CH. 119X
- Medical examiners, eye enucleation, courses, approval, certification provisions, SB 2081
- Naturopathic disciplinary, established, powers, duties, SB 2380
- Naturopathic examining, established, powers, duties, SB 2380
- Nursing, nursing assistants, certification, required, provisions, rate adjustment, authorized, *SB 2339, CH. 114
- Organized crime advisory, name change, membership, duties, appropriation, SUB HB 1147
- Organized crime intelligence advisory, name change, organized crime advisory, membership, duties, SB 2390
- Osteopathic medicine and surgery, created, powers, duties, *SB 2355, CH. 117
- Personal information, held by government agencies, protection, provisions, SB 2383
- Personnel, appeals, created, powers, duties, SB 2023, SUB SB 2023, 2nd SUB SB 2023
- Personnel, laws, rules, orders, enforcement, provisions, SB 2196
- Pesticide advisory, created, pesticide application, revisions, SB 2265
- Pharmacy, drugs, legend, prescription requirements, rule-making authority, *SUB HB 619, CH. 139X
- Pharmacy, practitioner definition, physicians, osteopaths assistants, inclusion, *SUB HB 619, CH. 139X
- Pharmacy, prescription restrictions, rule adoption authority, *SUB HB 624, CH. 119X
- Pilotage commissioners, budget, appropriation, *SUB HB 871, CH. 168X
- Pollution control, inclusion, environmental hearings office, created, *HB 1115, CH. 47X
- Prison terms and paroles, membership increased, duties, SB 2004
- Regional universities, trustees, terms, meeting requirements, *SUB HB 398, CH. 103X
- Retirement system, powers, duties, revisions, HB 785
- Risk management office, bonding requirements, modified, agents of state, claims, damages, inclusion, SB 2638
- School districts, students, learning, requisite skills, provide, mandated, SB 2134
- Shorelines hearings, inclusion, environmental hearings office, created, *HB 1115, CH. 47X
- Social work examiners, duties, governor, appointment provisions, licensing department, rules, regulations, SB 2600
- Special purpose districts, proposed petitions, notice, information, permitted, SB 2622
- Sporting event pools, authorized, SB 2872

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

BOARDS—cont.

Veterinary governors, licensed members, lay member inclusion, sunset review schedule, established, *SUB HB 163, CH. 31X

Water well construction operators examining, sunset act, excluded, SUB SB 2830

BOILEAU, RICHARD

Restoration civil rights/privileges, governor's message p. 896

BONDS

Archaeological/historic facilities, issuance, bond anticipation notes, authorized, bond redemption fund, created, SB 2935

Bail bondsman, business, prohibited, persons charged with offenses, release, regulated, SB 2660

Bank commission, state, created, powers, duties, bank of Washington, management, control, operation, penalties, SB 2770

Civil actions, competitor, against state, local governmental agencies, required, HB 1263

Community college education board, issuance, bond anticipation notes, authorized, *SUB SB 2250, CH. 226X

Community college education board, issuance, bond anticipation notes, authorized, bond retirement fund, created, SB 2250

Contractors, certain small projects, not required, SUB HB 43

Contractors, registration requirements, provisions, surety bond, liability insurance, do not constitute compliance, HB 721

Convention center system, issuance, bond anticipation notes, authorized, funds created, tax revenues, certain, SB 3110

Covenant, blanket appropriation, section 210, *HB 516, CH. 270X, P.V.

Escrow agents, insurance, bonding requirements, modified, *SB 2305, CH. 70

Fire service training center, vocational education commission, issuance, anticipation notes, authorized, appropriation, *SUB SB 2249, CH. 225X

Fisheries department, capital improvements, issuance, bond anticipation notes, authorized, *SUB SB 2244, CH. 224X

Fisheries department, capital improvements, issuance, bond anticipation notes, authorized, bond retirement fund, created, SB 2244

Funds, state general obligation bond retirement fund, created, SUB SB 2721

Handicapped accessibility, issuance, bond anticipation notes, authorized, bond redemption fund, created, SB 2463

Handicapped facilities, issuance, bond anticipation notes, authorized, bond redemption fund, created, appropriation, referendum provision, *SUB HB 740, CH. 221X

Harbor area lessees, cash deposit allowed, SB 2577

Higher education institutions, issuance, bond anticipation notes, authorized, *SUB SB 2243, CH. 223X

Higher education institutions, issuance, bond anticipation notes, authorized, bond retirement fund, construction account, created, *SUB SB 2964, CH. 253X

Higher education institutions, issuance, bond anticipation notes, authorized, bond retirement fund, created, SB 2243

Irrigation districts, authority, SB 3033, SUB SB 3033, *2nd SUB SB 3033, CH. 185X

I-90 completion, Seattle-Bellevue area, general obligation, authorized, DOT appropriation, *SUB HB 1032, CH. 180X

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

BONDS—cont.

- Jail facilities, general obligation, issuance, bond anticipation notes, authorized, account fund, created, *SUB SB 2505, CH. 232X
- Jail facilities, issuance, bond anticipation notes, authorized, jail renovation bond retirement fund, created, SB 2505
- Law enforcement officers, actions against, required, SB 2088
- Local improvement districts, sewer, water, drainage, authorized, guaranty fund, created, assessments, modified, SB 3086
- Mill tailings licensing and perpetual care act, enacted, SB 2197, *SUB SB 2197, CH. 110X
- Natural resources department, public land, valuable materials, sales, exchanges, procedures, modified, HB 183, *SB 2159, CH. 54
- Olympia, center for the performing arts, bond issuance, anticipation notes, redemption fund, created, SB 3020
- Outdoor recreation, issuance, bond anticipation notes, authorized, redemption fund, created, SB 2357, *SUB SB 2357, CH. 229X
- Pacific northwest festival facilities, vicinities, Federal Way, Lynnwood, bond issuance, anticipation notes, authorized, SB 2867
- Pacific northwest festival facility, vicinity Federal Way, bond issuance, anticipation notes, authorized, SB 2279, *HB 376, CH. 197X
- "People's lodge", regional Indian facility, issue, language, amended, SB 2773, *SUB HB 907, CH. 246X
- "People's lodge", regional Indian facility, issue, language, amended, funding limitation, property transfer provision, SUB SB 2773
- Performing arts, facilities, Olympia, Tacoma, issuance, bond anticipation notes, authorized, redemption fund, created, SB 3129, *SUB SB 3129, CH. 260X
- Performing arts, museum facilities, issuance, bond anticipation notes, authorized, redemption fund, created, SB 3015
- Performing arts, visual arts centers, municipal, revenue, authorized, *SB 2062, CH. 222X
- Port districts, leases, cash deposits, permitted, *SUB SB 2226, CH. 72
- Port facilities, issuance, bond anticipation notes, authorized, bond redemption fund, created, SB 3068
- Public works, contracts, formation, performance, regulated, SB 2328
- Recycling activities, waste disposal facilities definition, issuance authorization, SB 2184, *SUB SB 2184, CH. 68
- Regional universities, issuance, anticipation notes, authorized, bond retirement fund, created, SB 2746
- Replevin, provisions, *SUB HB 697, CH. 132X
- School districts, sales, issuance costs, deducted from proceeds, provisions, SB 2133, *HB 191, CH. 257X, P.V.
- Schools, common, plant facilities, construction issuance, anticipation notes, authorized, bond retirement fund, construction account, created, SB 3101
- Schools, common, plant facilities, construction, issuance, anticipation notes, authorized, bond retirement fund, created, *SUB SB 3101, CH. 241X
- SEPA, challenges, filing required, SB 2991
- Social and health services department, facilities, issuance, bond anticipation notes, authorized, bond redemption fund, created, SB 2251, *SUB SB 2251, CH. 252X

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

BONDS—cont.

- Spokane river toll bridge, new, known, designated, JAMES E. KEEFE bridge, *SUB HB 749(a), CH. 131
- Spokane river toll bridge, refunding bonds, exchange, TRS, PERS, new bridge purposes, authorized, appropriation, SB 2608, SUB SB 2608, *SUB HB 749, CH. 131
- State government, capital improvements, issuance, bond anticipation notes, authorized, redemption fund, created, SB 2361
- State government, capital improvements, issuance, bond anticipation notes, authorized, retirement fund, created, *SUB SB 2361, CH. 230X
- Toll bridge authority, Columbia river bridge, Horn Rapids, issuance authorized, appropriations, SB 3034, *SUB SB 3034, CH. 212X
- Transportation, commission, general obligation, authorized, highway improvements, appropriation, SB 2782
- Transportation, public, certain, motor vehicle excise tax, payment pledge, withdrawn, SB 2091
- Urban arterial, certain, authorization, reenacted, *SB 2065, CH. 5
- Vocational education commission, issuance, bond anticipation notes, authorized, fire training retirement fund, created, SB 2249
- Washington state university, capital improvements, issuance, bond anticipation notes, authorized, bond retirement fund, created, SB 2248
- Water supply facilities, issuance, bond anticipation notes, authorized, redemption fund, created, appropriation, SB 2350, *SUB HB 574, CH. 258X
- Water supply facilities, issuance, bond anticipation notes, authorized, bond redemption fund, created, referendum provision, SB 2639, *SUB SB 2639, CH. 234X
- Wrecker bond cancellations, notification, registered mail requirement, removed, SB 2070

BONE, DR. HUGH A.

- Distinguished citizen award presented, introduced p. 1614
- *SR 1979-69 p. 1613

BONNEVILLE POWER ADMINISTRATION

- Electric equity act, enacted, domestic and rural power authority, created, appropriation, SB 2788
- Pilot developmental plants, authorization, requested, *SJM 107

BOOKS

- Comic, certain statutes, repealed, HB 277
- Libraries, school districts, surplus materials, disposal procedures, established, *SUB HB 79, CH. 134X

BORCH, AMBASSADOR OTTO

- Denmark, presented p. 1190

BORROMEO, TONY P. JR.

- Asian-American affairs commission, member, GA 9, confirmed . . pp. 33,185,210

BOTTIGER, SENATOR R. TED

- Remarks, Regarding, SHB 96 p. 842
- Regarding, HB 25 p. 849
- Regarding, ESHB 554 p. 2717

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

BOTTIGER, SENATOR R. TED—cont.

Regarding personal privilege, Senator North pp. 1774-1776

BOUNDARIES

Annexation, debt assumption requirements, *HB 954, CH. 124X

Boundary review boards, farmland, soil, prime, agricultural uses, protection, *HB 860, CH. 142X

Boundary review boards, review provisions, revised, SB 2586

Service/cost relationship verification, cities over 400,000, required, *HB 860, CH. 142X

BOWLING

Centers, commercial stimulants, allowed, SUB HB 1196, SB 2300, SUB SB 2300

Centers, social card games, punch boards, pull-tabs, authorized, SUB HB 1196, SB 2300, SUB SB 2300

BOWMAN, JON G.

Washington state hospital commission, member, GA 47, confirmed pp. 42,144,200-201

BRADLEY, LAWRENCE B.

Public disclosure commission, member, GA 163 p. 370

BRAND, ELEANOR

Board of tax appeals, member, GA 172, confirmed pp. 763,1469,1780

BRANDS

Agricultural laws, updated, SB 2254, *SUB SB 2254, CH. 154, P.V.

Agricultural laws, updated, agriculture department, appropriation, *SUB SB 2254, CH. 154, P.V.

Feed lots, license, inspection fees, increased, brand inspection, required, *HB 230, CH. 81

BREATHALYZERS

DWI, test refusal, driving privilege revoked, court evidence, subsequent guilty plea, rescind revocation, *SUB HB 704, VETOED

BRIDGES

Cities, over 400,000, motor vehicle fuel, special fuel excise taxes, imposition by ordinance, authority, *SUB HB 1034, CH. 181X

Columbia river, Columbia point, authority granted, SB 3034, *SUB SB 3034, CH. 212X

Columbia river, Horn Rapids, toll, bond, authorized, appropriation, SB 3034, *SUB SB 3034, CH. 212X

Cowlitz river, near Rocky Point, DOT, study, directed, SB 2675

Hood Canal, destruction, interim service, replacement authority, procedures, appropriation, *SUB HB 1033, CH. 27

Hood Canal, destruction, interim service, restoration, facilitated, *SUB SB 2958, CH. 84X

Spokane river, new, known, designated, JAMES E. KEEFE bridge, *SUB HB 749(a), CH. 131

Spokane river, refunding bonds, exchange, TRS, PERS, new bridge purposes, authorized, SB 2608, SUB SB 2608, *SUB HB 749, CH. 131

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SR Senate Resolution.

GA Gubernatorial Appointment.

BRIDGES—cont.

West Seattle, reimbursable expenditures, DOT appropriation, *SUB HB 872, CH. 169X

BRITISH COLUMBIA

Higher education, tuition and fees, reciprocity, program, continued, two additional years, SB 2585

Washington/British Columbia cooperation, joint committee established, *SCR 106

BROKERS

Agricultural commodities, commission merchants, brokers, regulation, licensing, *SUB HB 247, CH. 115X

Food fish, shellfish sellers, processors, licenses, consolidated, *SB 2124, CH. 66

Insurance, contracts, temporary, licenses, provisions eliminated, SB 2330

Insurance, licensing, continuing education, minimum requirements, insurance commissioner establishment, authorized, SB 2332, *HB 845(a), CH. 269X

Insurance, licensing, education, minimum requirements, as required by insurance commissioner regulations, SB 2332, SB 2646, *HB 845, CH. 269X

Insurance, services beyond customary scope, arrangements, compensation, insurance commissioner authorization, permitted, SB 2650, SUB HB 779, *SUB HB 1121, CH. 199X, P.V.

Insurance, surplus line, licenses, annual renewal date, insurance commissioner, authority, granted, SB 2728

Insurance, surplus line, licenses, uniform renewal date, insurance commissioner, authority, granted, *SUB HB 459, CH. 130X

Multiple listing associations, entrance requirements, regulated, penalties, SB 2331

Real estate, code corrections, *HB 341, CH. 25

Real estate, regulated, commission established, powers, duties, education requirements, appropriation, SB 2316, SUB 2316

Wholesale fish dealers licenses, consolidated, *SB 2124(a), CH. 66

BRUCELLOSIS

Indemnity payments, agricultural department, appropriation, *SUB SB 2791(a), CH. 238X

BUDGET - CAPITAL IMPROVEMENTS AND CONSTRUCTION

Agencies, definition - section 201, *HB 516, CH. 270X, P.V.

Agencies, headed by elective officials - definition - section 201, *HB 516, CH. 270X, P.V.

Agencies, nongeneral fund supported - repayment of governor's emergency appropriation allocation - section 209, *HB 516, CH. 270X, P.V.

Agencies, operational activity - financial management office director monitoring - section 216, *HB 516, CH. 270X, P.V.

Aircraft, interagency use - section 219, *HB 516, CH. 270X, P.V.

Allotment authority - financial management office director - section 202, *HB 516, CH. 270X, P.V.

Arts commission - art work allowance - section 198, *HB 516, CH. 270X, P.V.

Bond covenant - blanket appropriation - section 210, *HB 516, CH. 270X, P.V.

Budget holdback - three percent - section 213, *HB 516, CH. 270X, P.V.

Budget responsibilities - delegation - section 225, *HB 516, CH. 270X, P.V.

Budget terms - definitions - section 223, *HB 516, CH. 270X, P.V.

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

BUDGET – CAPITAL IMPROVEMENTS AND CONSTRUCTION—cont.

- Capital construction projects – consolidation and compliance review – section 222, *HB 516, CH. 270X, P.V.
- Capital projects, excess appropriation, inter-project transfer – section 228, *HB 516, CH. 270X, P.V.
- Central Washington university – section 192, *HB 516, CH. 270X, P.V.
- Commerce and economic development department – section 185, *HB 516, CH. 270X, P.V.
- Community college capital projects account, debt service payments – limitation – section 227, *HB 516, CH. 270X, P.V.
- Community college education board, state – section 195, *HB 516, CH. 270X, P.V.
- Eastern Washington University – section 191, *HB 516, CH. 270X, P.V.
- Ecology department – section 183, *HB 516, CH. 270X, P.V.
- Education board, superintendent of public instruction – section 196, *HB 516, CH. 270X, P.V.
- Federal conflicts – reconciliation – section 220, *HB 516, CH. 270X, P.V.
- Fisheries department – section 186, *HB 516, CH. 270X, P.V.
- Funds, federal removal – state replacement prohibited – section 205, VETOED, *HB 516, CH. 270X, P.V.
- Funds, matching, unused, for federal funds – reversion – section 204, *HB 516, CH. 270X, P.V.
- Game department – section 187, *HB 516, CH. 270X, P.V.
- General administration department – section 174, *HB 516, CH. 270X, P.V.
- General administration facilities and services revolving fund, rate increases – financial management office approval – section 218, *HB 516, CH. 270X, P.V.
- Higher education, instruction services program – funding control – section 214, *HB 516, CH. 270X, P.V.
- Interagency transactions – section 211, *HB 516, CH. 270X, P.V.
- Jail commission – section 182, *HB 516, CH. 270X, P.V.
- LEAP reports, state agencies expenditures – legislative review – section 212, *HB 516, CH. 270X, P.V.
- Leases, real property – purchase option prohibition – section 215, *HB 516, CH. 270X, P.V.
- Legal services revolving fund, rate increases – financial management office approval – section 218, *HB 516, CH. 270X, P.V.
- Military department – section 175, *HB 516, CH. 270X, P.V.
- Natural resources department – section 188, *HB 516, CH. 270X, P.V.
- Nonimplemented programs – appropriation withholding – section 207, *HB 516, CH. 270X, P.V.
- Nonstandard teaching certificated employees – education and experience schedule placement – section 217, *HB 516, CH. 270X, P.V.
- Northern state hospital – jurisdiction transferred – section 199, VETOED, *HB 516, CH. 270X, P.V.
- Parks and recreation commission – section 184, *HB 516, CH. 270X, P.V.
- Property donations – approval – section 221, VETOED, *HB 516, CH. 270X, P.V.
- Real property leases – purchase option prohibition – section 215, *HB 516, CH. 270X, P.V.

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(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

BUDGET – CAPITAL IMPROVEMENTS AND CONSTRUCTION—cont.

- Reappropriation limitation – section 226, *HB 516, CH. 270X, P.V.
 Receipts, deficiencies – expenditure limitation, section 203, *HB 516, CH. 270X, P.V.
 Receipts, unanticipated – allotment authority – section 206, *HB 516, CH. 270X, P.V.
 Refunds, erroneous, excess payments – authorization – section 208, *HB 516, CH. 270X, P.V.
 Social and health services department, administrative and support services program (headquarters) – section 176, *HB 516, CH. 270X, P.V.
 Social and health services department – adult corrections program – section 177, *HB 516, CH. 270X, P.V.
 Social and health services department – developmental disabilities program – section 180, *HB 516, CH. 270X, P.V.
 Social and health services department – juvenile rehabilitation program – section 178, *HB 516, CH. 270X, P.V.
 Social and health services department – mental health program – section 179, *HB 516, CH. 270X, P.V.
 Space occupancy payment – legislative activities – section 200, *HB 516, CH. 270X, P.V.
 State capitol building projects – approval – section 224, VETOED, *HB 516, CH. 270X, P.V.
 State patrol, section 197, *HB 516, CH. 270X, P.V.
 Superintendent of public instruction – board of education – section 196, *HB 516, CH. 270X, P.V.
 The Evergreen State College – section 193, *HB 516, CH. 270X, P.V.
 Unanticipated receipts – allotment authority – section 206, *HB 516, CH. 270X, P.V.
 University of Washington – section 189, *HB 516, CH. 270X, P.V.
 Veterans affairs department – section 181, *HB 516, CH. 270X, P.V.
 Washington State University – section 190, *HB 516, CH. 270X, P.V.
 Western Washington University – section 194, *HB 516, CH. 270X, P.V.

BUDGET NOTES (See ADDENDUM, PAGES 2817 – 2923)

- Operating, capital appropriation include in journal, motion by Senator Donohue pp. 2787–2788

BUDGET – OPERATIONS (1979–1981 BIENNIUM)

- Accountancy board – section 41, *HB 516, CH. 270X, P.V.
 Administrator for the courts – section 11, *HB 516, CH. 270X, P.V.
 Agriculture department – section 93, *HB 516, CH. 270X, P.V.
 Archaeology and historic preservation office – section 86, *HB 516, CH. 270X, P.V.
 Arts commission – section 167, *HB 516, CH. 270X, P.V.
 Asian–American affairs commission – section 18, *HB 516, CH. 270X, P.V.
 Athletic commission – section 42, *HB 516, CH. 270X, P.V.
 Attorney general – section 22, *HB 516, CH. 270X, P.V.
 Belated claims – section 172, *HB 516, CH. 270X, P.V.
 Blind commission – section 76, *HB 516, CH. 270X, P.V.
 Cemetery board – section 43, *HB 516, CH. 270X, P.V.

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SR Senate Resolution.

GA Gubernatorial Appointment.

BUDGET - OPERATIONS (1979-1981 BIENNIUM)—cont.

- Central Washington University - institutional support program - section 149, *HB 516, CH. 270X, P.V.
- Central Washington University - instructional services program - section 146, *HB 516, CH. 270X, P.V.
- Central Washington University - libraries program - section 147, *HB 516, CH. 270X, P.V.
- Central Washington University - plant operations and maintenance - section 150, *HB 516, CH. 270X, P.V.
- Central Washington University - student services program - section 148, *HB 516, CH. 270X, P.V.
- Columbia river gorge commission - section 80, *HB 516, CH. 270X, P.V.
- Commerce and economic development department - section 88, *HB 516, CH. 270X, P.V.
- Community college education board, state - administration and general expense program - section 123, *HB 516, CH. 270X, P.V.
- Community college education board, state - institutional support program - section 127, *HB 516, CH. 270X, P.V.
- Community college education board, state - instructional services program - section 124, *HB 516, CH. 270X, P.V.
- Community college education board, state - library services program - section 125, *HB 516, CH. 270X, P.V.
- Community college education board, state - plant operations and maintenance program - section 128, *HB 516, CH. 270X, P.V.
- Community college education board, state - student services program - section 126, *HB 516, CH. 270X, P.V.
- Community college education - section 122, *HB 516, CH. 270X, P.V.
- Compact for education - section 162, *HB 516, CH. 270X, P.V.
- Council for postsecondary education - section 163, *HB 516, CH. 270X, P.V.
- County road administration board - section 98, *HB 516, CH. 270X, P.V.
- Court of appeals - section 10, *HB 516, CH. 270X, P.V.
- Criminal justice training commission - section 71, *HB 516, CH. 270X, P.V.
- Data processing authority - section 26, *HB 516, CH. 270X, P.V.
- Deferred compensation committee - section 27, *HB 516, CH. 270X, P.V.
- Eastern Washington state historical society - section 169, *HB 516, CH. 270X, P.V.
- Eastern Washington University - institutional support program - section 144, *HB 516, CH. 270X, P.V.
- Eastern Washington University - instructional services program - section 141, *HB 516, CH. 270X, P.V.
- Eastern Washington University - libraries program - section 142, *HB 516, CH. 270X, P.V.
- Eastern Washington University - plant operations and maintenance program - section 145, *HB 516, CH. 270X, P.V.
- Eastern Washington University - student services program - section 143, *HB 516, CH. 270X, P.V.
- Ecology department - section 81, *HB 516, CH. 270X, P.V.
- Education board, state - section 99, *HB 516, CH. 270X, P.V.
- Emergency services department - section 49, *HB 516, CH. 270X, P.V.

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(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

BUDGET - OPERATIONS (1979-1981 BIENNIUM)—cont.

- Employment security department - section 75, *HB 516, CH. 270X, P.V.
 Energy facility site evaluation council - section 83, *HB 16, CH. 270X, P.V.
 Energy office, state - section 78, *HB 516, CH. 270X, P.V.
 Financial management office - section 23, *HB 516, CH. 270X, P.V.
 Fisheries department - section 89, *HB 516, CH. 270X, P.V.
 Forest practices appeals board - section 92, *HB 516, CH. 270X, P.V.
 Game department - section 90, *HB 516, CH. 270X, P.V.
 General administration department - section 31, *HB 516, CH. 270X, P.V.
 Governor, office - section 13, *HB 516, CH. 270X, P.V.
 Governor, special appropriations - section 14, (PARTIALLY VETOED), *HB 516, CH. 270X, P.V.
 Higher education - conditions and limitations - section 129, *HB 516, CH. 270X, P.V.
 Higher education personnel board - section 165, *HB 516, CH. 270X, P.V.
 Horse racing commission - section 44, *HB 516, CH. 270X, P.V.
 Hospital commission - section 74, *HB 516, CH. 270X, P.V.
 House of Representatives - section 2, *HB 516, CH. 270X, P.V.
 Human rights commission - section 69, *HB 516, CH. 270X, P.V.
 Indian advisory council, governor's - section 17, *HB 516, CH. 270X, P.V.
 Industrial insurance appeals board - section 70, *HB 516, CH. 270X, P.V.
 Insurance commissioner - section 33, *HB 516, CH. 270X, P.V.
 Interagency committee for outdoor recreation - section 87, *HB 516, CH. 270X, P.V.
 Jail commission - section 77, *HB 516, CH. 270X, P.V.
 Judicial council - section 12, *HB 516, CH. 270X, P.V.
 Labor and industries department - section 72, *HB 516, CH. 270X, P.V.
 Law library - section 9, *HB 516, CH. 270X, P.V.
 Legislative budget committee - section 4, *HB 516, CH. 270X, P.V.
 Legislative evaluation and accountability program committee - section 5, *HB 516, CH. 270X, P.V.
 Licensing department - section 97, *HB 516, CH. 270X, P.V.
 Lieutenant governor - section 15, *HB 516, CH. 270X, P.V.
 Liquor control board - section 45, *HB 516, CH. 270X, P.V.
 Mexican-American affairs commission - section 19, *HB 516, CH. 270X, P.V.
 Military department - section 50, (PARTIALLY VETOED), *HB 516, CH. 270X, P.V.
 Municipal research council - section 39, *HB 516, CH. 270X, P.V.
 Natural resources department - section 91, *HB 516, CH. 270X, P.V.
 Oceanographic commission - section 79, *HB 516, CH. 270X, P.V.
 Parks and recreation commission, state - section 85, (PARTIALLY VETOED), *HB 516, CH. 270X, P.V.
 Personnel department - section 24, *HB 516, CH. 270X, P.V.
 Pharmacy board - section 46, *HB 516, CH. 270X, P.V.
 Planning and community affairs agency - section 68, *HB 516, CH. 270X, P.V.
 Pollution control hearings board - section 82, *HB 516, CH. 270X, P.V.
 Presidential electors - section 32, *HB 516, CH. 270X, P.V.
 Prison terms and paroles board - section 73, *HB 516, CH. 270X, P.V.
 Public disclosure commission - section 37, *HB 516, CH. 270X, P.V.

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

BUDGET - OPERATIONS (1979-1981 BIENNIUM)—cont.

- Public employment relations commission - section 51, *HB 516, CH. 270X, P.V.
 Retirement systems department - section 38, *HB 516, CH. 270X, P.V.
 Revenue department - section 29, *HB 516, CH. 270X, P.V.
 Secretary of State - section 16, *HB 516, CH. 270X, P.V.
 Senate - section 3, *HB 516, CH. 270X, P.V.
 Shorelines hearing board - section 84, *HB 516, CH. 270X, P.V.
 Social and health services department - administration and supporting services program - section 64, *HB 516, CH. 270X, P.V.
 Social and health services department - adult corrections program - section 53, *HB 516, CH. 270X, P.V.
 Social and health services department - community services administration program - section 65, (PARTIALLY VETOED), *HB 516, CH. 270X, P.V.
 Social and health services department - community social services grants program - section 60, (PARTIALLY VETOED), *HB 516, CH. 270X, P.V.
 Social and health services department, developmental disabilities program - section 56, (PARTIALLY VETOED), *HB 516, CH. 270X, P.V.
 Social and health services department - income maintenance grants program - section 59, (PARTIALLY VETOED), *HB 516, CH. 270X, P.V.
 Social and health services department - juvenile rehabilitation program - section 54, *HB 516, CH. 270X, P.V.
 Social and health services department - medical assistance grants program - section 61, *HB 516, CH. 270X, P.V.
 Social and health services department - mental health program - section 55, *HB 516, CH. 270X, P.V.
 Social and health services department - nursing homes program - section 57, *HB 516, CH. 270X, P.V.
 Social and health services department - nursing homes program - section 58, *HB 516, CH. 270X, P.V.
 Social and health services department - public health program - section 62, (PARTIALLY VETOED), *HB 516, CH. 270X, P.V.
 Social and health services department - reappropriations - section 66, *HB 516, CH. 270X, P.V.
 Social and health services department - section 52, *HB 516, CH. 270X, P.V.
 Social and health services department - vocational rehabilitation program - section 63, *HB 516, CH. 270X, P.V.
 State actuary office - section 6, *HB 516, CH. 270X, P.V.
 State auditor - section 21, *HB 516, CH. 270X, P.V.
 State capitol committee - section 25, *HB 516, CH. 270X, P.V.
 State capitol historical association - section 170, *HB 516, CH. 270X, P.V.
 State finance committee - section 28, *HB 516, CH. 270X, P.V.
 State library - section 166, *HB 516, CH. 270X, P.V.
 State patrol - section 94, *HB 516, CH. 270X, P.V.
 State treasurer - bond retirement and interest - section 36, *HB 516, CH. 270X, P.V.
 State treasurer - federal revenues for distribution - section 35, *HB 516, CH. 270X, P.V.
 State treasurer - section 20, *HB 516, CH. 270X, P.V.

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

- (a) Amendment to original bill.
 SR Senate Resolution.
 GA Gubernatorial Appointment.

BUDGET - OPERATIONS (1979-1981 BIENNIUM)—cont.

- State treasurer - state revenues for distribution - section 34, *HB 516, CH. 270X, P.V.
- State treasurer - transfers - section 171, *HB 516, CH. 270X, P.V.
- Statute law committee - section 7, *HB 516, CH. 270X, P.V.
- Sundry claims - section 173, *HB 516, CH. 270X, P.V.
- Superintendent of public instruction - appropriation, conditions, limitations, defined - section 107, *HB 516, CH. 270X, P.V.
- Superintendent of public instruction - base certificated salary by district definitions - section 101, *HB 516, CH. 270X, P.V.
- Superintendent of public instruction - basic education allocation for fiscal years 1980 and 1981 - section 100, *HB 516, CH. 270X, P.V.
- Superintendent of public instruction - comprehensive planning and development - section 118, *HB 516, CH. 270X, P.V.
- Superintendent of public instruction - cultural enrichment programs - section 116, *HB 516, CH. 270X, P.V.
- Superintendent of public instruction - educational service districts - section 113, *HB 516, CH. 270X, P.V.
- Superintendent of public instruction - encumbrance of federal grants - section 121, *HB 516, CH. 270X, P.V.
- Superintendent of public instruction - enumerated purposes - section 119, *HB 516, CH. 270X, P.V.
- Superintendent of public instruction - environmental education program - section 120, *HB 516, CH. 270X, P.V.
- Superintendent of public instruction - handicapped excess costs - section 111, *HB 516, CH. 270X, P.V.
- Superintendent of public instruction (including state board for education) - section 99, *HB 516, CH. 270X, P.V.
- Superintendent of public instruction - local districts, certain, base salaries, increases, section 106, *HB 516, CH. 270X, P.V.
- Superintendent of public instruction - pacific science center - section 117, *HB 516, CH. 270X, P.V.
- Superintendent of public instruction - pupil transportation - section 108, *HB 516, CH. 270X, P.V.
- Superintendent of public instruction - school food service programs - section 110, *HB 516, CH. 270X, P.V.
- Superintendent of public instruction - section 105, *HB 516, CH. 270X, P.V.
- Superintendent of public instruction - special needs program - section 114, *HB 516, CH. 270X, P.V.
- Superintendent of public instruction - state institutional education programs - section 115, *HB 516, CH. 270X, P.V.
- Superintendent of public instruction - traffic safety program - section 112, *HB 516, CH. 270X, P.V.
- Superintendent of public instruction - vocational-technical institutions - adult education voc-tech institutions - section 109, *HB 516, CH. 270X, P.V.
- Superintendent of public instruction - 1979-80 and 1980-81 classified salary by district, determination - section 104, *HB 516, CH. 270X, P.V.
- Superintendent of public instruction - 1979-80 certificated base salary increases - section 102, *HB 516, CH. 270X, P.V.

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

BUDGET - OPERATIONS (1979-1981 BIENNIUM)——cont.

- Superintendent of public instruction - 1980-81 certificated base salary increases - section 103, *HB 516, CH. 270X, P.V.
- Supreme court - section 8, *HB 516, CH. 270X, P.V.
- Tax appeals board - section 30, *HB 516, CH. 270X, P.V.
- The Evergreen State College - a master's degree program - section 156, *HB 516, CH. 270X, P.V.
- The Evergreen State College - institutional support program - section 154, *HB 516, CH. 270X, P.V.
- The Evergreen State College - instructional services program - section 151, *HB 516, CH. 270X, P.V.
- The Evergreen State College - libraries program - section 152, *HB 516, CH. 270X, P.V.
- The Evergreen State College - plant operation and maintenance program - section 155, *HB 516, CH. 270X, P.V.
- The Evergreen State College - student services program - section 153, *HB 516, CH. 270X, P.V.
- Traffic safety commission - section 96, *HB 516, CH. 270X, P.V.
- Uniform legislation commission - section 40, *HB 516, CH. 270X, P.V.
- University of Washington - institutional support program - section 134, *HB 516, CH. 270X, P.V.
- University of Washington - instructional services program - section 130, *HB 516, CH. 270X, P.V.
- University of Washington - libraries program - section 131, *HB 516, CH. 270X, P.V.
- University of Washington - plant operations maintenance program - section 135, *HB 516, CH. 270X, P.V.
- University of Washington - student services program - section 132, *HB 516, CH. 270X, P.V.
- University of Washington - university hospital program - section 133, *HB 516, CH. 270X, P.V.
- Utilities and transportation commission - section 47, *HB 516, CH. 270X, P.V.
- Vehicle equipment safety commission - section 95, *HB 516, CH. 270X, P.V.
- Veterans affairs department - section 67, *HB 516, CH. 270X, P.V.
- Vocational education commission - section 164, *HB 516, CH. 270X, P.V.
- Volunteer firemen, board - section 48, *HB 516, CH. 270X, P.V.
- Washington state historical society - section 168, *HB 516, CH. 270X, P.V.
- Washington State University - institutional support program - section 139, *HB 516, CH. 270X, P.V.
- Washington State University - instructional services program - section 136, *HB 516, CH. 270X, P.V.
- Washington State University - libraries program - section 137, *HB 516, CH. 270X, P.V.
- Washington State University - plant operations and maintenance - section 140, *HB 516, CH. 270X, P.V.
- Washington State University - student services program - section 138, *HB 516, CH. 270X, P.V.
- Western Washington University - institutional support program - section 160, *HB 516, CH. 270X, P.V.

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

- (a) Amendment to original bill.
 SR Senate Resolution.
 GA Gubernatorial Appointment.

BUDGET - OPERATIONS (1979-1981 BIENNIUM)—cont.

- Western Washington University - instructional services program - section 157, *HB 516, CH. 270X, P.V.
- Western Washington University - libraries program - section 158, *HB 516, CH. 270X, P.V.
- Western Washington University - plant operations and maintenance program - section 161, *HB 516, CH. 270X, P.V.
- Western Washington University - student service program - section 159, *HB 516, CH. 270X, P.V.

BUDGETS

- Debt, state, limitations, SJR 103, *SB 2176, CH. 204X
- Expenditures, state, limitations, SJR 105
- Federal, balanced, required, constitutional amendment, convention, petitioned, SJM 101
- Fire protection, trust lands, funds transferred, forest development, resource management cost accounts, general fund funding, *SUB SB 2967, CH. 208X
- Higher education, student funded activities, development, budget, student responsibility, *SUB HB 194 VETOED
- Omnibus, capital, 1979-1981 biennium, appropriation, SUB HB 236, *HB 516, CH. 270X, P.V.
- Omnibus, state, 1979-1981 biennium, appropriation, SUB HB 236
- State government, omnibus, capital, 1979-1981 biennium, appropriation, SUB HB 236, *HB 516, CH. 270X, P.V.
- State government, omnibus, 1977-1979 biennium, basic education, categorical programs, certain, allocation, modified, SUB SB 2944, *2nd SUB SB 2944, CH. 206X
- State government, omnibus, 1979-1981 biennium, appropriation, SUB HB 236
- State government, supplemental, adopted, SB 2148, *SUB SB 2148, CH. 15
- Title only, SB 2824, SB 2839
- Title only, capital, SB 2968
- Title only, operating, SB 2967
- Transportation department, supplemental, adopted, SB 2252, *SUB SB 2252, CH. 30
- Transportation department, urban arterial board, pilotage commissioners, operations, capital improvements, appropriations, *SUB HB 871, CH. 168X
- Unanticipated receipts, expenditure requirements, SB 2031

BUILDINGS

- Detached, used, resale, rentals, sales, use tax exemption, real estate excise tax, redesignated real property tax, SUB HB 200
- Fire code, hand-held candles, religious ceremonies, exemptions, HB 322, SB 2561
- Heat pumps, noise standards, established, SB 3069
- Industrial health, building safety standards, compliance, primary responsibility, lessor, SB 2611
- Polling places, handicapped persons, accessibility, provisions, *SB 2565, CH. 64X
- Public employees retirement system, authorized, retirement systems department building management fund, created, SB 2922, SUB SB 2922, 2nd SUB SB 2922
- School facilities, cost stabilization program, funds, building purposes, use period, extended, SB 2132, *SUB SB 2132, CH. 89

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

BUILDINGS—cont.

- State code, amending, updating, responsibilities, procedures, modification, SB 2868
- State code, energy conservation, stressed, revisions, SB 2605
- State code, references, handbook, references, updated, *SB 2474, CH. 76X
- State code, updated, SUB HB 541
- Thermal efficiency and lighting code, adoption provision, *SB 2474, CH. 76X

BURCHIM, G.W.

- Community college district 13, board of trustees, GA 137, confirmed pp. 91,239,269

BUSES AND BUSING

- Equipment, standards, regulations, revisions, SB 2908
- Feasibility studies, advanced financial support payment, amount, school transportation coordination, *SB 2026, CH. 59
- School buses, parents, school business, riding, authorized, SUB HB 440
- School buses, private carriers, warning signals, compliance, federal standards, required, SB 2470, SUB SB 2470
- School bus stop shelters, signs, certain, permitted, HB 329, *SB 2277, CH. 69
- School districts, motor vehicle excise tax, exemption, SB 3108
- School districts, motor vehicle license fees, payment, exemption, SB 3133
- School districts, needs, SPI criteria, specifications, determination, payment by grant, SUB HB 556
- School districts, operating costs, reimbursement procedures, utilization of public systems, rent, lease, transportation vehicles, provisions, SUB HB 557
- School districts, transportation costs, considered part of basic education allocation, provisions, SB 2672
- School districts, transportation, law implemented, SB 3074
- School districts, 2nd class, driving contracts, certain, conflicts of interest, ethics code, exemption, provision, SUB HB 1210
- Transportation, communication businesses, certain, public utility, B&O taxes, applied, provisions, SB 2208

BUSINESS AND PROFESSIONS

- Assumed names, registration, *SUB SB 2482, CH. 22X
- Banks, trust companies, investments, real estate, amount increased, SB 2932, *HB 875, CH. 142
- B&O tax, minimum volume, exemption, *SUB HB 302(a), CH. 196X
- Business corporation act, general revisions, *SB 2119, CH. 16
- Cemeteries, prearrangement contracts, regulation, SB 3075
- Certificates, acknowledgement, amendment, limited partnerships, revisions, *SUB SB 2482, CH. 22X
- Certificates, filing transferred, licensing department, *SUB SB 2482, CH. 22X
- Charitable gift annuities, business, educational, religious, scientific, insurance exemption, SB 2992
- Competitor, civil action against agency, state, local government, bond, required, HB 1263
- Corporations, trust business, securities held in trust, deposit other banks, trust companies, permitted, SB 2739, *HB 808, CH. 45

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

BUSINESS AND PROFESSIONS—cont.

- Cosmetology, regulation, licensing, continuing education requirements, modified, SB 3112
- Cosmetology, regulation, revisions, appropriations, SB 2437
- Credit reports, unfavorable, creditors, consumer notification, required, SB 2438
- Documents, private organizations, filing, recording requirements, secretary of state, revised, HB 903
- Electricians, apprentices, journeymen, trainees, licensing, modified, *SB 2905, CH. 156X
- Engineers, land surveyors, regulations, ethics, responsibility, definitions, revised, SB 2767
- Engineers, land surveyors, regulations, revised, SUB HB 312
- Insurance agents, brokers, licensing, continuing education, minimum requirements, insurance commissioner establishment, authorized, SB 2332, *HB 845(a), CH. 269
- Insurance agents, brokers, licensing, education, minimal requirements completion, SB 2332, SB 2646, *HB 845, CH. 269
- Insurance sales, practices, certain, prohibited, SB 2775
- Insurers, examination, commission review, independent CPA audit, reliance allowed, SB 2760, *HB 602, CH. 139
- Insurers, health care professionals, attorney associations, definition exclusion, self-insurance, permitted, SB 2259
- Labor-management relations act, enacted, appropriations, SB 3090
- Licensing, coordination, consolidation, business license center, revisions, HB 792
- Manicurists, shops, operators, licensing provisions, SB 3126, *SUB SB 3126, CH. 242X
- Massage, operators, law repealed, SB 3113
- Massage, operators, regulated, SB 3134
- Minority, public works, contracts, revisions, SB 2572
- Musicians, professional, liquor law enforcement, definition, implemented, SB 2940
- Notaries, Washington uniform notary act, enacted, appropriation, SB 2435
- Nursing homes, abuse, patients, reporting system, provisions, penalties, *SB 2338, CH. 228X
- Nursing homes, auditing and cost reimbursement act, enacted, SB 2335
- Nursing homes, auditing and cost reimbursement act, enacted, appropriation, SUB SB 2335
- Nursing homes, nursing assistants, certification, required, provisions, rate adjustment, authorized, *SB 2339, CH. 114
- Nursing homes, resident care standards, provisions, SB 2336, *SUB SB 2336, CH. 211X
- Partnerships, regulations, general revisions, SB 2482
- Physicians, surgeons, chiropractors, professional discipline, revisions, SB 2422, *SUB SB 2422, CH. 111X
- Physicians, surgeons, osteopaths, chiropractors, basic science, examination, requirement, eliminated, *SUB HB 219, CH. 114X
- Prisoners, rehabilitation, commercial enterprises, institutional facilities, authorized, annual report to legislature, required, *SUB HB 80, CH. 160X
- Professional services contracts, state, local governments, negotiation, award procedures, established, provisions, SB 2303

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

BUSINESS AND PROFESSIONS—cont.

- Regulation, criteria, established, SUB HB 315
- Schools, personal, private for profit, certain services, prohibited, SB 2759
- Security, private, investigators, guards, regulated, SB 2607, SUB SB 2607
- Small businesses, impact, agency rules, regulations, review, recommend amendments to minimize adverse effects, HB 821
- Small loan act, redesignated consumer finance act, regulating provisions, modified, *SB 2233, CH. 18
- Stevedoring, B&O tax, imposed, SB 3124
- Successor clauses, entertainment services, union contracts, provisions, SB 2679, SUB SB 2679
- Tax warrants, liens, personal property subject, limited, excludes 3rd person beneficiary, SB 2934
- Taxes, B&O, exemptions, agent advance, reimbursement, SB 3072
- Title only, SB 2799
- Transactions, commercial, not subject to usury laws, limit, maximum reduced, SB 3071
- Workers' compensation, private companies, issuance, authorized, general provisions, SB 2219
- Working conditions, standards, policies, revisions, SB 2593

BUSINESS COORDINATION ACT

- Licensing, consolidation, act expanded to facilitate, HB 792

BUSINESS CORPORATION ACT

- General revisions, *SB 2119, CH. 16

BUSINESS LICENSE CENTER ACT

- Licensing, consolidation, act expanded to facilitate, HB 792

CABLE TELEVISION

- Utility poles, attachments, rates, regulated, *SB 2186, CH. 33

CALCUTTAS

- Golfing, golf organizations, authorized, SB 2044

CAMPERS AND CAMPING

- Alpine mountain sewer districts, sewer tax, authorized, provisions, SB 2772
- Nonresident, state parks, reciprocal surcharge, fee standard, state of origin, *SB 2569, CH. 153
- State parks, reservation system, experimental, parks and recreation commission, establishment, federal, state governments, agreements allowed, appropriation, 2nd SUB HB 1141
- State parks, toll-free telephone information system, establishment, campsites availability, parks and recreation commission, appropriation, SUB SB 3153

CAMPERS - VEHICLES

- Excise tax, imposed, out-of-state exemption, collection provisions, *SB 2066, CH. 123
- Purchase, nonresident, use, certain, exempt, sales tax, HB 1317
- Unfair motor vehicle business practices act, inclusion, HB 145

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

CAMPGROUNDS

- Nonresidents, overnight, state parks, reciprocal surcharge agreement, fee stand-
ard, state of origin, *SB 2569, CH. 153
- Private, food sales, retail sales, use tax, exemption, SB 2128
- State parks, within city limits, provisions, HB 238

CANADA AND CANADIANS

- British Columbia, higher education, tuition and fees, reciprocity, program, con-
tinued, 2 additional years, SB 2585
- Washington/British Columbia cooperation, joint committee established, *SCR
106

CANALS

- Grays Harbor, Puget Sound, canal, DOT, study, preliminary engineering,
directed, appropriations, SB 2900

CANFIELD, SENATOR DAMON R.

- Former senator, wife, introduced p. 342

CAPITAL IMPROVEMENTS AND CONSTRUCTION

- Archaeology, historic preservation, bonds, issuance, bond anticipation notes, auth-
orized, bond redemption fund, created, SB 2935
- Community college education board, bonds, issuance, bond anticipation notes,
authorized, *SUB SB 2250, CH. 226X
- Community college education board, bonds, issuance, bond anticipation notes,
authorized, bond retirement fund, created, SB 2250
- Fire service training center, vocational education commission, bonds, issuance,
anticipation notes, authorized, appropriation, *SUB SB 2249, CH. 225X
- Fisheries department, bonds, issuance, bond anticipation notes, authorized, *SUB
SB 2244, CH. 224X
- Fisheries department, bonds, issuance, bond anticipation notes, authorized, bond
retirement fund, created, SB 2244
- Handicapped accessibility, bonds, issuance, bond anticipation notes, authorized,
bond redemption fund, created, SB 2463
- Handicapped facilities, bonds, issuance, bond anticipation notes, authorized, bond
redemption fund, created, appropriation, referendum provision, *SUB HB
740, CH. 221X
- Higher education institutions, bonds, issuance, bond anticipation notes, author-
ized, bond retirement fund, construction account, created, *SUB SB 2964,
CH. 253X
- Higher education institutions, bonds, issuance, bond anticipation notes, author-
ized, *SUB SB 2243, CH. 223X
- Higher education institutions, bonds, issuance, bond anticipation notes, author-
ized, bond retirement fund, created, SB 2243
- Higher education institution, certain, dollar amount without public bid, increased,
SB 2194
- Higher education institutions, certain, minimum bid requirement, *SUB SB 2194,
CH. 12X
- Olympia, center for the performing arts, bonds, issuance, bond anticipation, notes,
authorized, redemption fund, created, SB 3020
- Outdoor recreation bonds, issuance, bond anticipation notes, authorized, bond
redemption fund, created, SB 2357, *SUB SB 2357, CH. 229X

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA gubernatorial Appointment.

CAPITAL IMPROVEMENTS AND CONSTRUCTION—cont.

- Pacific northwest festival facilities, vicinities, Federal Way, Lynnwood, bond issuance, anticipation notes, authorized, SB 2867
- Performing arts facilities, Olympia, Tacoma, bonds, issuance authorized, bond redemption fund, created, SB 3129
- Performing arts, museum facilities, bonds, issuance, bond anticipation notes, authorized, bond redemption fund created, SB 3015
- Port facilities, bonds, issuance, bond anticipation notes, authorized, bond redemption fund, created, SB 3068
- Regional universities, bonds, issuance, bond anticipation notes, authorized, bond retirement fund, created, SB 2746
- Schools, common, plant facilities, construction, bond issuance, bond anticipation notes, authorized, bond retirement fund, construction account, created, SB 3101
- Schools, common, plant facilities, construction, bond issuance, bond anticipation notes, authorized, bond retirement fund, created, *SUB SB 3101, CH. 241X
- Social and health services department, facilities, issuance, bond anticipation notes, authorized, bond redemption fund, created, SB 2251, *SUB SB 2251, CH. 252X
- State government, bonds, issuance, bond anticipation notes, authorized, bond redemption fund, created, SB 2361
- State government, bonds, issuance, bond anticipation notes, authorized, bond retirement fund, created, *SUB SB 2361, CH. 230X
- Vocational education commission, bonds issuance, bond anticipation notes, authorized, fire training bond retirement fund, created, SB 2249
- Washington State University, bonds, issuance, bond anticipation notes, authorized, bond retirement fund, created, SB 2248
- Water supply facilities, bonds, issuance, bond anticipation notes, authorized, bond redemption fund, created, appropriation, SB 2350, *SUB HB 574, CH. 258X
- Water supply facilities, public, bonds, issuance, bond anticipation notes, authorized, bond redemption fund, created, referendum provision, SB 2639, *SUB SB 2639, CH. 234X

CAR POOLS

- Commuter ride sharing, course of employment, industrial insurance, exclusion, *SUB HB 96, CH. 111
- Commuter ride sharing, private vehicles, owner's liability, *SUB HB 96, CH. 111
- Commuter ride sharing, publicly-owned vehicles, authorized, *SUB HB 96, CH. 111
- Transportation providers, private nonprofit, elderly, handicapped, state certification, *SUB HB 96, CH. 111

CARD GAMES

- Bowling centers, authorized, SUB HB 1196, SB 2300, SUB SB 2300

CARDIOVASCULAR

- Cardiovascular health promotion program, two-year demonstration, state employees, established, personnel department, DSHS appropriations, SUB HB 715

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

CARDS - HANDICAPPED DRIVERS

- Parking, building code requirements, reserved spaces, use authorization, permit display, violation, penalty, established, SB 2016, *SUB SB 2016, CH. 26X
- Parking, lung disease, driver's card, eligibility, *HB 114, CH. 7X
- Parking, privileged, special license plate, use, instead of special parking decal, *SB 2040, CH. 27X
- Parking, spaces, use violations, decriminalized, *SUB HB 1031(a), CH. 192X

CARGO

- Stevedoring, related activities, excise tax imposed, SUB HB 326, SB 2231

CARRIERS

- Hazardous materials, bulk carriers, state fire marshall, regulations, provisions, SB 2382
- Intrastate air carriers, legislative transportation committee, study, appropriation, *SUB HB 1031, CH. 192X
- Motor freight, equipment safety, hazardous materials, regulated, penalties, SUB HB 639
- Motor freight, terminal areas, commercial zones, established, SB 2745
- Nonprofit shipping consolidation groups, regulation exclusion, *SUB HB 535, CH. 138X
- Railroads, hazardous materials, safety procedures, established SB 3148
- Transportation, communication businesses, certain, public utility, B&O taxes, applied, provisions, SB 2208
- UTC, study, freight amounts, interstate, intrastate, empty backhaul, inquiry limited to weigh stations, SB 2927

CATASTROPHIES

- Hood canal bridge, destruction, ferry system, operating expenses, provisions, *SUB HB 1033, CH. 27
- Hood canal bridge, destruction, interim service, replacement authority, procedures, appropriation, *SUB HB 1033, CH. 27
- Hood canal bridge, destruction, interim service, restoration, facilitated, *SUB SB 2958, CH. 84X

CATERING SERVICES

- Food service programs, school districts, private agencies, operation, agreements, authorized, SUB SB 2879, *HB 666, CH. 140X

CATTLE (See ANIMALS; also BEEF; also AGRICULTURE AND LIVESTOCK)

- Agricultural commodities, commission merchants, brokers, regulation, licensing, *SUB HB 247, CH. 115X
- Agricultural laws, updated, SB 2254, *SUB SB 2254, CH. 154, P.V.
- Agricultural laws, updated, agriculture department, appropriation, *SUB SB 2254, CH. 154, P.V.
- Agriculture, omnibus regulation, modified, *SUB SB 2791(a), CH. 238X
- Brucellosis, indemnity payments, appropriation, *SUB SB 2791(a), CH. 238X
- Dairy products, commission, alias permitted, dairy farmers of Washington, treasurer, increase bonding, research, revisions, HB 625
- Damage, injury, destruction, penalty, revised, *SUB SB 2142, CH. 145
- Damage, injury, penalty, revised SB 2142

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.
 SR Senate Resolution.
 GA Gubernatorial Appointment.

CATTLE (See ANIMALS; also BEEF; also AGRICULTURE AND LIVESTOCK)
—cont.

- Feed inspection, commercial, fees, increased, sales reports, frequency requirements, changed, *SB 2206, CH. 91
- Feed lots, license, inspection fees, increased, brand inspection, required, *HB 230, CH. 81
- Markets, public, license fee, determination, *HB 229, CH. 91X
- Movement, restrictions, specific regulations, establishment, provisions, SUB HB 864

CEDAR

- Forest products, specialized, processing, transporting, regulated, *HB 460, CH. 94X
- Public lands, export, prohibited, processing, provisions, SB 2575
- Public lands, primary processing, domestic, required, SB 2599

CEMETERIES

- Boards, representation, immunity, enforcement, *SUB HB 82, CH. 21
- Prearrangement contracts, certificates of registration, financial statements, regulation, audits, modified, SB 3075
- Prearrangement contracts, enforcement, licenses, endowment care, provisions, *SUB HB 82, CH. 21

CENSUS

- Redistricting commissions, establishment provisions, constitutional contingency, SB 2347, SB 2573, SUB SB 3065, 2nd SUB SB 3065, 3rd SUB SB 3065
- Redistricting commissions, establishment provisions, HJR 31, SJR 115, SJR 119, SUB SJR 125

CENTRAL WASHINGTON UNIVERSITY

- Boards, institutions, certain, members, terms, selection, uniformity, SB 2858, SUB SB 2858
- Emergency preparedness, programs, enhancement, state, provisions, appropriation, HB 1109
- Funds, accounts, excess, certain, transferred into general fund, SB 2519
- Tuition, fees, certain nationals, friendly foreign nations, waiver, authorized, SB 2513
- Tuition, fees, disadvantaged, needy students, waiver, limitations, *SUB SB 2451, CH. 262X, P.V.
- Tuition, fees, foreign students, waiver, limitations, *SUB SB 2451, CH. 262X, P.V.
- Tuition, fees, resident students, exceptional educational ability, waiver, provisions, VETOED, *SUB SB 2451, CH. 262X, P.V.

CENTRALIA

- High school basketball team introduced, 1979 class AA champions p. 1174

CERNA, THOMAS, JR.

- Commission on Mexican-American affairs, member, GA 62, confirmed pp. 46,182,217

CERTIFICATES

- Adoption, birth, certain, provisions, SB 2020, *HB 4, CH. 101X

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

CERTIFICATES—cont.

- Business, acknowledgement, amendment, limited partnerships, revisions, *SUB SB 2482, CH. 22X
- Business, filing transferred, licensing department, *SUB SB 2482, CH. 22X
- Cogeneration facilities, tax credits, revenue department, certificates, authorized, SB 2598, SUB SB 2598
- Death, fetal death certificates, mandatory signature, time period, established, *SUB HB 262, CH. 162X
- Deposit, savings banks, time period, limitation, removed, *HB 482, CH. 51
- Docks, commercial, inspection, certification, warrant, labor an industries department requirements, appropriation, SUB SB 2969
- Drivers, physical, mental disabilities, provisions, *SB 2067, CH. 61
- Electricians, apprentices, journeymen, trainees, licensing, modified, *SB 2905, CH. 156X
- Floating homes, detached buildings, used, resale, rental, sales, use tax exemption, real estate excise tax, redesignated real property tax, SUB HB 200
- Merchandise, certain, authorized, SB 2022
- Mobile homes, rental, lease, certain, sales, use tax, exemption, real estate excise tax, applied, certificate of ownership, issuance, *SUB SB 2929, CH. 266X
- Mobile homes, used, resale, sales, use tax, exclusion, real estate excise tax, redesignated real property tax, ownership, issuance, SUB HB 200, SB 2929
- Mobile homes, used, resale, sales, use tax, exemption, real estate excise tax, applied, certificate of ownership, issuance, *SUB SB 2929, CH. 266X
- Nursing homes, nursing assistants, certification, required, provisions, rate adjustment, authorized, *SB 2339, CH. 114
- Partnerships, regulations, general revisions, SB 2482
- Pesticides, application, agriculture department director, rules adoption, required, licensing, examination, certification requirements, *SUB SB 2263, CH. 92
- Transportation providers, private, nonprofit, elderly, handicapped, state certification, *SUB HB 96, CH. 111
- Vessels, safety provisions, certain, pilots, ships, certification, required, SB 2108(a), SB 2424
- Vital statistics, federal standards, compliance update, *SUB HB 262, CH. 162X

CERTIFIED PUBLIC ACCOUNTANTS (See also ACCOUNTANTS AND ACCOUNTING)

- Insurers, examination, commission review, independent audit, reliance, allowed, SB. 2760, *HB 602, CH. 139
- Regulations, licensing authority, examination, revisions, SB 2436

CETA - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT

- Retirement systems, coverage, exempt, permanent nonsubsidized employment, buy back provision, *SUB HB 1045, CH. 45X

CHAP - COMBINED HEALTH AGENCIES PROGRAM

- Public employees, salaries, wages, deductions, allowed, SB 2490

CHARITABLE ORGANIZATIONS

- Assembly halls, public, certain, property tax exemption, provisions, SB 2874
- Charitable gift annuities, business, educational, religious, scientific, insurance exemption, SB 2992

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

- (a) Amendment to original bill.
- SR Senate Resolution.
- GA Gubernatorial Appointment.

CHARITABLE ORGANIZATIONS—cont.

- Charitable gift annuities, colleges, universities, certain, issuance, assets gift exchange, authorized, insurance code, security act, exclusion, SB 2856, *HB 795, CH. 130
- Charitable gift annuities exempted insurers, institutions, certain issuance, assets gift exchange, authorized, security act, exclusion, *HB 795(a), CH. 130
- Food donation, donor's nonprofit donee distributors, liability, government inspection, regulation, state information, referral service, *SB 2147, CH. 115
- Fund raising events, bets, dollar amount permitted, increased, SUB HB 1196
- Fund raising events, members, redefined, SUB HB 1196
- Fund raising events, redefined, bets, dollar amount permitted, increased, SB 2896
- Nonprofit organization, property, park, open spaces, recreation, purposes, tax exemption, SUB SB 2790, *HB 1241, CH. 193X
- Rummage sales, bazaars, certain, deduction from B&O, exemption from sales and use, provisions, HB 540
- Tax deductions, B&O, grants, funds, public, private, certain, SB 2873

CHARTERS

- Brokers, B&O tax, imposed, SB 2309, SB 3124, SUB SB 3124
- Deep sea, sales and use tax, exempt, SB 3147
- Fishing vessels, buy-back, revisions, *SUB HB 962, CH. 43X
- Home rule, framing, alternative methods, provisions, SUB HJR 7
- Salmon advisory council, members, terms, duration, council termination, established, SUB HB 177, *SB 2045(a), CH. 60
- Salmon anglers, number restricted, two-year program, established, *SUB HB 333, CH. 101
- Salmon guides, certain, vessels, charter boat definition, exclusion, *SB 2045, CH. 60
- Salmon licensing, established, SUB HB 177, *SB 2045(a), CH. 60

CHASE, ELEANOR E.

- Eastern Washington University, board of trustees, member, GA 176, confirmed pp. 1134,1756,1783

CHASE, S. L.

- State board for community college education, member, GA 118, confirmed .. pp. 86,707,875

CHECKS AND MONEY ORDERS

- Irrigation districts, issuance authority, directors, official duties, reasonable expenses, reimbursement, *SUB HB 402, CH. 83
- Savings and loan associations, accounts, negotiable transfers, use permitted, HB 762, SB 2626
- State employees, state fund recipients, payments, electronic deposit, financial institutions, state treasurer, authorized, SB 2310, *SUB SB 2310, CH. 93
- Stop-payment orders, fraudulent, protecting against use, penalties, SUB HB 644
- Stop-payment orders, unlawful issuance, penalty, SB 2229, *HB 307, CH. 244X
- Travel expenses, advance payment, period extended, *SB 2398, CH. 71X
- Unlawful issuance, value determination, SB 2229, *HB 307, CH. 244X
- Warrants, lost, destroyed, replacement procedures, modified, *SB 2398, CH. 71X

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

CHELAN COUNTY

Judicial district, Chelan, Douglas counties, revised, SB 2637, *SUB SB 2095(a), CH. 202X, P.V.

CHERBERG, LIEUTENANT GOVERNOR JOHN A. (See also PRESIDENT OF THE SENATE; also RULINGS BY THE PRESIDENT)

Commending staff, members for courtesies p. 2813

Execute vouchers, legislative expenses with secretary of senate, *SR 1979-53 . p. 1034

Expressing appreciation, members p. 2435

Presiding, joint sessions pp. 138-142;668-671

CHILD ABUSE

Victims, domestic violence, DSHS, assistance, appropriation, *SUB HB 554, CH. 245X

Victims, domestic violence, law enforcement, procedures, established, SB 2613, *SUB HB 438, CH. 105X

CHILD CARE

Employment agencies, babysitting, convalescent, elderly care, certain referral services, excluded, HB 168

CHILDREN

Adoption certificates, birth records, certain, provisions, SB 2020, *HB 4, CH. 101X

Adoption decrees, certain, dissolution of marriage, certain, voided, SB 2319

Bill of rights, parents, relating to students, provisions, SB 2669

Condominiums, conversion, child exclusion policy, notice requirement, *SB 2362, CH. 70X

Crisis intervention services, children, families, DSHS, local nonprofit social service agencies, contracting, required, SB 2036

Day care centers, DSHS demonstration project, abused, neglected children, aid, feasibility, established, *HB 1207, CH. 248X

Dependent, parent, support debt, notification, deadline, 30 days, SB 2103

Dependent, support enforcement, procedures, modified, SB 2211, *SUB HB 125, CH. 171X

Domestic violence, law enforcement procedures, established, SB 2613, *SUB HB 438, CH. 105X

Educational progress, reports, parents, pick up from classroom teachers, provisions, SB 2769

Employment agencies, babysitting, convalescent, elderly care, certain referral services, HB 168

Employment permit required, 12 month limit, not allowed to work during labor dispute, SB 2592

Gift tax act, enacted, SB 2182, *SUB SB 2182, CH. 210X

Immunization, required, religious beliefs, exemption, provisions, DSHS appropriation, *SUB HB 502, CH. 118X

Immunization, required, religious beliefs, exemption, provisions, SB 2241

Inheritance taxes, general revisions, SB 2181, *SUB SB 2181, CH. 209X

Juvenile institutions, parental support, assessments, provisions, SB 2606

Juvenile institutions, parental support, required, SUB HB 340, SB 2742

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA gubernatorial Appointment.

CHILDREN—cont.

- Juvenile justice act, technical amendments, dependency criteria, modified, SB 2213, SUB SB 2213
- Juvenile records, access, content, procedures, revisions, SB 2924, SUB SB 2924
- Juveniles, curfew, violations, provisions, SUB SB 2495
- Land, owner, 5 acres, transfer, parent, spouse, child, residential purposes, single family, zoning inapplicable, SB 2263
- Meals at cost, school district facilities, private schools, certain children, allowed, *SB 2155, CH. 58
- Medical malpractice, statute of limitations, revisions, SB 2228
- Medical treatment, emergency, standby guardians, consent authority, *SB 2178, CH. 32
- Mental health cooperative programs, DSHS, school districts, client pay requirement, exemption, permitted, *SUB HB 1347, CH. 145X
- Parent, relationship, termination procedures, crisis intervention, guardianship status establishment, general provisions, SUB HB 1261
- Parent, relationship, termination procedures, established, *SUB HB 352, CH. 165X
- Parent, relationship, termination procedures, Indian tribe membership, guardianship status establishment, general provisions, SUB HB 1261
- Pornography, involving minors, prohibited, penalties prescribed, SUB HB 551, SB 2013
- Pornography, prostitution, exploration, crimes, defined, penalties, prescribed, SB 2579, SUB SB 2579
- Procedures for families in conflict, crisis intervention services, custody, detention, court records, DSHS appropriation, *SUB SB 2768, CH. 155, P.V.
- Procedures for families in conflict, crisis intervention services, DSHS, provisions, SB 2768
- Procedures for families in conflict, crisis intervention services, DSHS, provisions, appropriation, *SUB SB 2768, CH. 155, P.V.
- Public assistance, eligibility standards, payment levels, modified, SB 2113
- Real estate, transfers, intra-family, certain, real estate excise tax, exemption, SB 2396
- Restraint systems, motor vehicles, installation, parents, required, SB 2895
- Runaway youth, families, detention facilities, crisis shelters, modified, appropriations, SB 3122
- Runaway youth, interstate compact, revisions, SB 3014
- Runaway youth, procedures for families in conflict, appropriation, *SUB SB 2768, CH. 155, P.V.
- Runaway youth, procedures for families in conflict, SB 2768
- School districts, students, learning, requisite skills, provide, mandated, SB 2134
- Scoliosis screening, pupils, grades 5-8, provisions, SPI, appropriation, *SUB HB 88, CH. 47
- Screening, diagnosis, early, periodic, treatment program, social and health services department, administration, SB 2670
- Shelters, victims, domestic violence, social and health services department, assistance, appropriation, *SUB HB 554, CH. 245X
- Support payments, DSHS, distribution priorities, reimbursement, established, SUB HB 615

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

CHILDREN—cont.

- Task force, joint legislative, children and families, established, expenditure limitation, studies, DSHS review, provisions, SUB HCR 6
- Task force, joint legislative, children and families, established, SCR 107
- Teachers, learning/language disabilities, identification, course, higher education, required, SB 2055, SUB SB 2055
- Title only, child welfare, SB 2537
- Title only, permanent planning, termination, parental rights, SB 3050
- Truancy, habitual, juvenile justice act, included, SB 3026
- Uniform child custody jurisdiction act, enacted, *HB 18, CH. 98
- University of Washington, youth sports center, provisions, appropriations, SB 2089
- Welfare services, foster care, adoption, recruiting plan, development, investigation, SB 3092

CHINA

- Chinese delegation, welcomed, SCR 108

CHIROPRACTORS

- Chiropractic disciplinary board, members' travel vouchers, approval, licensing department director, SB 2410
- Examination, basic science, requirement, eliminated, *SUB HB 219, CH. 114X
- Professional discipline, revisions, SB 2422, *SUB SB 2422, CH. 111X
- Regulated, examiners, disciplinary boards, membership, increased, SUB HB 395
- Study, out-of-state, student grants, postsecondary education council, appropriation, SB 2588
- Title only, SB 2725, SB 2840

CHOW, MRS. RUBY

- Washington state jail commission, member, GA 55, confirmed . . . pp. 44,872,907

CHRISTMAS TREES

- Forest products, specialized, processing, transporting, regulated, *HB 460, CH. 94X
- Shipping, out-of-state, reports, repealed, SB 2258, *SUB HB 186, CH. 32X

CIGARETTES AND CIGARS

- Sales tax, certain, repealed, SB 2625
- Tax, excise, established, *SB 2296, CH. 59X

CITATIONS

- Law enforcement/training account, created, funded, fines, penalties, parks/recreation commission, law enforcement purposes, appropriation, *SB 2179, VETOED
- Noxious weeds, control, enforcement procedures, established, misdemeanor, provisions, SB 2393, *SUB SB 2393, CH. 118

CITIES AND TOWNS

- Aged persons, aid, permitted, SJR 104
- Amending, updating, responsibilities, procedures, modifications, SB 2868
- Annexation, debt assumption requirements, *HB 954, CH. 124X
- Auditor, state, municipal tax levy review, *HB 320, CH. 218X

- * Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

CITIES AND TOWNS—cont.

- Audits, financial, state auditor, frequency, payment provisions, revised, *SB 2403, CH. 71
- Audits, intervals, reasonable, periodic, minimum, once in three years, schedule, adoption, state auditor, SUB SB 2404
- Audits, intervals, reasonable, periodic, state auditor, SB 2404
- Boundary review board, farmland, soil, prime, agricultural uses, protection, *HB 860, CH. 142X
- Building code, state, updated, SUB HB 541
- Clerks, voter registration, deputy registrars, appointment, SUB SB 2454
- Collective bargaining, uniformed personnel, arbitration, mediation, impasse procedures, established, *SB 2852, CH. 184X
- Community corporations, planning, land use, establishment, provisions, SB 2207
- Community services, mentally retarded, developmentally disabled, levies, 106% limitation, required, SUB HB 943
- Commuter ride sharing, course of employment, industrial insurance, exclusion, *SUB HB 96, CH. 111
- Commuter ride sharing, publicly-owned vehicles, authorized, *SUB HB 96, CH. 111
- Conservation rights, real property, classification, conveyance provisions, SB 2158, *SUB SB 2158, CH. 21X
- Convention center system, bonds, issuance bond anticipation notes, authorized, funds created, tax revenues, certain, SB 3110
- Costs, state programs, incurred, state reimbursement, property tax levy, provisions, SB 2407
- Elected officials, assumption of office, common date, provisions, *SUB HB 57, CH. 126X
- Emergency medical services, six-year levy, imposition, voter approval, SB 3016, *2nd SUB HB 1239, CH. 200X
- Energy conservation, residential installation, assistance, financing, constitutional contingency, *SUB SB 2976, CH. 239X
- Energy conservation, stressed, revisions, SB 2605
- Energy facilities, sites, certification procedures, modified, SB 2139
- Escapees, criminal justice costs, political subdivisions, reimbursement, institutional impact account, created, *SUB HB 144, CH. 108X
- Expo '74, facilities, site, transferred, city of Spokane, *SB 2925, CH. 25X
- Farm camps, work release programs, authorized, *SUB SB 2505(a), CH. 232X
- Feasibility studies, advanced financial support payment, amount, school transportation coordination, *SB 2026, CH. 59
- Ferry vessels, purchase, sales, use tax, exemption, SUB HB 746, *SUB SB 2929(a), CH. 266X
- Filing fees, justice court services, negotiation with county, allowed, arbitration requirement, *HB 424, CH. 129X
- Financial disclosure, officials, exemptions, requirements, modified, SB 2685, *SUB SB 2685, CH. 265X
- Fire code, hand-held candles, religious ceremonies, exemptions, HB 322, SB 2561
- Fire protection contracts, state-owned buildings, provisions, *HB 41, CH. 102X
- Fire protection districts, annexation authorized, *SUB HB 972, CH. 179X

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(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

CITIES AND TOWNS—cont.

- Fire protection districts, annexation, cities under 10,000 authorized, *SUB HB 972(a), CH. 179X
- First class, community municipal corporations, creation, authorized, SB 2107
- Food donation, donor's, nonprofit donee distributors, liability, government inspection, regulation, state information, referral service, *SB 2147, CH. 115
- Funds, investments, county treasurers, bankers acceptances, purchased on secondary market, authorized, *SUB SB 2274, CH. 57
- Gambling activities, communities under 20,000, taxes, rate setting authority, counties, removed, SUB HB 1196
- Handbook, reference, updated, 1976 addition, *SB 2474, CH. 76X
- Health officers, local, duties, revised, *SB 2060, CH. 52X
- Hearing defects, telecommunication devices, law enforcement, safety agencies, certain, installation required, *SB 2492, CH. 63X
- Heat, homes, wood, natural gas, facilitating, SB 3087
- Home rule charter, framing, alternative methods, provisions, SUB HJR 7
- Home rule issue, joint legislative committee, appointment, study, hearings, report, *SUB HB 76(a), CH. 194X
- Home rule power granting, clarified, *SUB HB 76, CH. 194X
- Housing authorities, joint, counties, except class AA, authorized, provisions, SUB SB 3140
- Housing authorities, joint, counties, first class, authorized, provisions, SB 3140
- Hydroplane races, admission charge, allowed, *SUB HB 796, CH. 26
- Insurance, direct negotiation, allowed, *SB 2903
- Insurers, certain, experience-premium studies, required, SB 2684
- Jail facilities, general obligation bonds, bond anticipation notes, issuance, authorized, account, fund, created, *SUB SB 2505, CH. 232X
- Local improvement guaranty fund, transfer, general fund, permission authorized, SB 2376, *SUB SB 2376, CH. 55
- Local improvements, assessment hearings officer, *HB 415, CH. 100X
- Motor vehicles, excise tax, distribution, municipalities, public transportation purposes, modified, SB 2261
- Motor vehicles, excise tax, revenue, distribution, municipalities, certain, apportionment, formula, SB 2633
- Municipal courts, establishment, revisions, SB 2163
- Municipal courts, termination by ordinance, HB 52
- Municipal pension fund tax levies, 106% limitation, required, SUB HB 943
- Operating agencies, thermal plants, security forces, law enforcement powers, authorized, SB 2584
- Optional municipal code, revised, *HB 1325, CH. 18X
- Parks, state, within city limits, provisions, HB 238
- Performing, visual arts centers, municipal, authorized, *SB 2062, CH. 222X
- Personal information, held by government agencies, protection, provisions, SB 2383
- Polling places, handicapped persons, accessibility, provisions, *SB 2565, CH. 64X
- Powers, expanded, SB 2063
- Printed materials, B&O tax, exclusion, *SUB HB 302(a), CH. 196X, *SUB SB 2929(a), CH. 266X

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

CITIES AND TOWNS—cont.

- Property, lost, unclaimed, valuation, surrender, required, finders' rights, provisions, *SUB SB 3022, CH. 85X
- Property taxes, levy, costs, state programs, inadequate state reimbursement, allowed, SB 2407
- Public disclosure, legislative action, open meetings, collective decisions, voting, exemption, provisions, SUB SB 2455
- Public works contracts, formation, performance, regulated, SB 2328
- Public works contracts, utility lines, public, involvement, rights, liabilities, specified, SB 2666
- Public works projects, small, limitations, procedures, revised, SB 2161
- Public works projects, small, limitations, procedures, revised, small works roster, use, *SUB SB 2161, CH. 89X, P.V.
- Public works purchases, small, advertising, competitive bidding relinquishment, *SUB SB 2161, CH. 89X, P.V.
- Recycling, litter control, DOE program administration, small cities, towns, counties, fund allocation, distribution, *SB 2511, CH. 94
- Rent, regulation, prohibited, SB 2624
- Revenue equalization, supplementation, local government revenue equalization fund, established, appropriation, SB 3145
- Rewards, criminal arrests, information, modified, SB 2144, *SUB SB 2144, CH. 53X
- Risk management, local government, program development, institution, provisions, SB 2866
- Search and rescue, volunteers, costs, certain, reimbursement, appropriation, law enforcement, responsibility, costs recovery, provisions, *2nd SUB HB 527, CH. 268X
- Self-insurance, allowed, SB 2902
- Self-insurance, risk management, joint insurance, authorized, *SUB HB 56, CH. 256X
- Self-insurance, state, political subdivisions, provisions, insurance fund, created, SB 2520
- Senior citizens, low income, preferential rates, services, authorized, SB 2079
- Senior citizens, programs, authorized, SB 2262, *SUB HB 16, CH. 109
- Service/cost relationship verification, cities over 400,000, required, *HB 860, CH. 142X
- Solar energy, development, use, property right, easements, provisions, SUB SB 2014
- Taxes, motor vehicle fuel, special fuel excise, imposition by ordinance, cities over 400,000, authority, *SUB HB 1034, CH. 181X
- Taxicabs, rates, regulation, prohibited, SB 2623
- Torts, governmental units, certain, affirmative defenses, provisions, SB 2875
- Torts, local governments, judgments against, modified, SB 2683
- Tourist expansion, purposes, excess tax, imposition, authorized, SB 2780
- Traffic violations, decriminalization, *HB 101, CH. 136X
- Trails, paths, improvement funds, mandatory minimum expenditure, established, *HB 750, CH. 121X
- Transportation department, reimbursable local projects, appropriation, *SUB HB 872, CH. 169X

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

CITIES AND TOWNS—cont.

- Transportation, public, funding, excise, sales and use, business tax, proceeds, operation, maintenance, capital needs, HB 570
- Utilities, public, loans, energy conservation purposes, authorized, SJR 120
- Utilities, public, loans, energy conservation purposes, authorized, appropriate charge back provision, *SUB SJR 120
- Utility services, rates, reduced, low-income senior citizens, permitted, *SB 2077, CH. 116
- Utility services, underground, construction projects, damage, liability, responsibility, specified, SUB SB 2666
- Veteran's, employment preference, noncompetitive employment systems, competitive, certain, revisions, SB 3106, SUB SB 3106
- Voter registration, various changes, SUB SB 2454
- Water supply facilities, improvements, bonds authorized, state finance committee, referendum provision, SB 2639, *SUB SB 2639, CH. 234X
- Work release programs, farm camps, authorized, *SUB SB 2505(a), CH. 232X

CITIES - CHARTER

- Home rule charter, framing, alternative methods, provisions, SUB HJR 7
- Optional municipal code, revised, *HB 1325, CH. 18X

CITIES - 1st CLASS (See also CITIES AND TOWNS)

- Community municipal corporations, creation, authorized, SB 2107
- Liability, accidents, railroad crossings, standard of care, provisions, SB 2567
- Optional municipal code, revised, *HB 1325, CH. 18X

CIVIL ACTIONS AND PROCEDURES

- Adoption certificates, birth records, certain, provisions, SB 2020, *HB 4, CH. 101X
- Adoption decrees, certain, dissolution of marriage, certain, voided, SB 2319
- Adverse possession, statute of limitations, lengthened, SB 2570
- Appeals, certain, agencies, administrative actions, legal fees, payment, required, SB 2401
- Arbitration, mandatory, actions under \$10,000, superior court authorization, permitted, *SUB HB 425, CH. 103
- Attorneys, fees, dollar amount, increased, schedule, SUB SB 2043
- Attorneys, fees, reasonable amount, SB 2043
- Claims, small claims court, jurisdiction, increased, *HB 279, CH. 102
- Claims, small, court of appeals, minimum dollar amount, exclusion, *HB 279, CH. 102
- Claims, small, state government, settlement authority, OFM, appropriation, *SUB HB 706, CH. 167X
- Commissioners, superior court, duties, numbers, constitutional limits, removed, SJR 108
- Commissioners, superior court, duties, numbers, constitutional limits, removed, legislative authority, added, SUB HJR 21
- Commissioners, superior court, number allowed, limited, duties, added, SUB HB 578
- Commissioners, superior court, one or more allowed, duties, added, *SB 2173, CH. 54X
- Commitment, procedures modified, SB 2415

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

CIVIL ACTIONS AND PROCEDURES—cont.

- Commitment, treatment, mentally ill, provisions, *SUB SB 2415, CH. 215X
- Competitor, action against agency, state, local government, bond, required, HB 1263
- Construction contracts, damage waiver provision, null and void, *SB 2466, CH. 264X
- Counties, action for damages, employees performing official duties, defense of, provisions, *SUB SB 2411, CH. 72X
- Court reporters, prejudicial, attorney, plaintiff, defendant, substitution, request, procedures, SB 2919
- Damages, prior agreements, court approval, announcement, required, SUB HB 391, SB 2223, SUB SB 2223
- Dependent children, parent, support debt, notification, deadline, 30 days, SB 2103
- Dependent children, support enforcement, procedures, modified, SB 2211, *HB 125, CH. 171X
- Domestic violence, law enforcement procedures, established, SB 2613, *SUB HB 438, CH. 105X
- Eminent domain, attorneys', fees, reasonable, procedure, provided, HB 207, SB 2167
- Energy facility site location process, revisions, NPDES permits, provisions, penalties, SB 2432, *SUB HB 328, CH. 41
- Environmental policy act, challenges, bond, filing, required, SB 2991
- Environmental policy act, challenges, procedures, modified, SB 2075
- Food donation, donor's nonprofit donee distributors, liability, government inspection, regulation, state information, referral service, *SB 2147, CH. 115
- Food fish, shellfish, molesting, fine, gross misdemeanor, minimum, established, SUB HB 171
- Foreign judgments, notice of filing, creditor required, *HB 66, CH. 97
- Found personal property, new law, created, SUB HB 471
- Franchise investment protection act, enforcement mechanisms, investigations, injunctions, cease and desist orders, established, SUB HB 436, SB 2306
- Gravely disabled, definition, revised, SB 2428
- Health care services, contracts, understandable language, cancellation, written notice, reasons, libel, slander immunity, *SUB HB 109, CH. 133
- Householder, definition, single persons, personal exemption purpose, inclusion, SB 2217
- Injury cases, health care, evidence, likely future compensation, permitted, SB 2222
- Insurance policies, certain, understandable language, cancellation, written notice, reasons, libel, slander immunity, *SUB HB 109, CH. 133
- Insurers, service of process, fee, increased, SB 2648
- Insurers, suits against, legal process, service, insurance commissioner, designated, fee, increased, SB 2650, *SUB HB 1121, CH. 199X, P.V.
- Judgments, effective period, increased, *SB 2763, CH. 236X
- Juvenile institutions, children, support, required, SB 2742, SUB HB 340
- Juvenile institutions, parental support, DSHS, provisions, SB 2606
- Law enforcement officers, actions against, surety bond, required, SB 2088
- Law libraries, county, court filing fees, distribution share, increased, *HB 149, CH. 126

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

CIVIL ACTIONS AND PROCEDURES—cont.

- Liens, foreclosure, reserve fund, public works project, claimant, recovers, attorney fee, *HB 630, CH. 38X
- Malpractice cases, contingent fees, prohibited, SB 2115
- Marital communications, privileged status, involuntary commitment proceedings, not applicable, SB 2409
- Marriage, license validity, time period extended, *HB 338, CH. 128X
- Marriage, mental, physical impediments, removed, *HB 338, CH. 128X
- Medical malpractice, children, certain, statute of limitations, revisions, SB 2228
- Medical malpractice, professional review board, records, members, staff, not subject, subpoena, discovery proceedings, HB 388, *SB 2221, CH. 17
- Mental illness, detention, commitment procedures, modifications, requirements, limitations, SB 2171, SUB SB 2171
- Motion picture fair competition act, blind bidding, prohibited, bidding procedures, established, attorneys fees, *HB 58, CH. 29X
- Motor freight carriers, equipment safety, hazardous materials, regulated, penalties, SUB HB 639
- Motor vehicles, abandoned, removal, private property, procedures, established, SUB HB 451, SB 2377
- Motor vehicles, abandoned, rights, duties, penalties, provisions, *SUB HB 755, CH. 178X
- Motor vehicles, lanes, preferential, unlawful use, fine, established, SB 2855, SUB SB 2855, SB 3119
- Motor vehicles, operators, drugs, alcohol, under the influence, deferred prosecution program, ineligible, SB 2099
- Municipal corporations, action for damages, employees performing official duties, defense of, provisions, SB 2411
- Mutual savings banks, cease and desist orders, certain practices, banking supervisor, authorized, SB 2740, *HB 806, CH. 46
- Negotiable instruments, stop-payment orders, protecting against use, penalties, SUB HB 644
- Nuisance lawsuits, agricultural activities, protection, *SB 2180, CH. 122
- Political subdivisions, action for damages, employees performing official duties, defense of, provisions, SB 2411
- Property, abandoned, presumption, disposition, SB 2620, *HB 308, CH. 117X
- Property, personal, execution, attachment, items, exemption, modified, *SB 2106, CH. 65X
- Property, personal, withholding, unlawfully, installment contracts, default, felony, provisions, SB 3125
- Public assistance, applicants, recipients, grievances, hearings, decisions appeals, procedures, overpayment recovery provision, SUB HB 254, CH. 92X
- Public utility districts, legal actions, counties of jurisdiction, *SUB SB 2993(a), CH. 240X
- Replevin, hearing, property possession, provisions, *SUB HB 697, CH. 132X
- Settlement, offers, time period, provisions, SB 2043, SUB SB 2043
- Shoreline management act, challenges, procedures, modified, SB 2075
- Superior courts, clerks, official services, fees, increased, SB 2381, SUB SB 2381
- Tax registration certificate, fee, deposit, service of notice, delinquent tax write-off, refund, SB 2621, *SUB HB 291, CH. 95X

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

CIVIL ACTIONS AND PROCEDURES—cont.

- Taxes, miscellaneous changes, SB 2621, *SUB HB 291, CH. 95X
- Tenancy termination notice, retaliatory action definition, inclusion, SB 2384
- Title only, SB 2837
- Title only, causes of action, SB 3058
- Tortfeasors, contribution, apportionment, right, created, SB 2677
- Torts, claims against state, settlement, adjustment, payment, responsible agency official, modified, *HB 1175, CH. 144X
- Torts, governmental units, certain, affirmative defenses, provisions, SB 2875
- Torts, product liability, general revisions, appropriation, SB 2333(a)
- Torts, product liability, modified, SB 2333
- Torts, product liability, modified, affirmative defenses, established, SUB SB 2333
- Torts, product liability, modified, affirmative defenses, established, appropriation, 2nd SUB SB 2333
- Traffic offenses, certain, decriminalized, general provisions, SB 2210, *SUB HB 311, CH. 164X
- Traffic offenses, certain, decriminalized, SB 2126
- Traffic offenses, noncriminal, monetary penalties, criminal justice training account, distribution, *SUB HB 311(a), CH. 164X
- Water rights, determination proceedings, service of summons, withdrawal permits, procedures, DOE appropriation, *SUB SB 2794, CH. 216X
- Water systems, public enforcement powers, granted, SB 2203

CIVIL SERVICE

- Career development, training program, established, SUB HB 38
- Contracts, services, certain, state agencies, exemption, *SUB HB 1057, CH. 46X
- Exempt positions, DSHS, revisions, SUB HB 799, SB 2659, SUB SB 2659
- Higher education personnel board, abolished, powers, duties, transferred, state personnel board, SB 2188
- Personnel board, laws, rules, orders, enforcement, provisions, SB 2196
- Public employees, probationary periods, positions, certain, revisions, SB 3107
- Sheriff's office, appointment procedures modified, unclassified positions, authorized, provisions, SB 2375
- Sheriff's office, chief examiner, appointment procedures modified, unclassified positions, authorized, provisions, *SUB SB 2375, CH. 153X
- Utilities, transportation commission, exempt positions, provisions, SB 2199

CLAIMS

- Adverse, banks, honoring, liability, modified, SB 2734, *HB 952, CH. 143
- Court of appeals, jurisdiction, minimum dollar amount, excluded, *HB 279, CH. 102
- Damages, prior agreements, court approval, announcement, required, SUB HB 391, SB 2223, SUB SB 2223
- District courts, jurisdiction, minimum dollar amount, increased, *HB 279, CH. 102
- Fraudulent, health care providers, services, public assistance recipients, indigent persons, prohibited, SB 2337, *SUB SB 2337, CH. 152X
- Governmental immunity, provisions, modified, SB 2246
- Insurers, health care professionals, attorney associations, definition exclusion, self-insurance, permitted, SB 2259

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

CLAIMS—cont.

- Justice courts, jurisdiction, minimum dollar amount, increased, *HB 279, CH. 102
- Product liability, act, enacted, SB 3073
- Product liability, torts, modified, SB 2333
- Property, abandoned, presumption, disposition, SB 2620, *HB 308, CH. 117X
- Property, lost, unclaimed, appraisal, surrender, required, penalties, auction, provisions, SB 3022
- Property, lost, unclaimed, valuation, surrender, required, finder's rights, provisions, *SUB SB 3022, CH. 85X
- Property, taxes, deferrals, notice requirements, provisions, SUB HB 405
- Risk management office, bonding requirements, modified, agents of state, claims, damages, inclusion, SB 2638
- Self-insurance, administration corporations, licensing, regulated, SB 3162
- Small claims courts, jurisdiction, dollar amount, increased, *HB 279, CH. 102
- State government, small claims, settlement authority, OFM, appropriation, *SUB HB 706, CH. 167X
- Stolen goods, pawnbroker possesses, suit to recover, attorney fees granted, SB 2498, *SUB HB 774, CH. 41X
- Stolen property, police custody, return to owner, provisions, SB 2416
- Sundry, certain, OFM director, evaluation, satisfaction, authorized, appropriation, *SUB HB 706, CH. 167X
- Tortfeasors, contribution, apportionment, right, created, SB 2677
- Torts, against state, settlement, adjustment, responsible agency, official, modified, *HB 1175, CH. 144X
- Torts, local governments, certain, claims against, notice period, shortened, SB 2904
- Torts, product liability, general revisions, appropriation, SB 2333(a)
- Torts, product liability, modified, SB 2333
- Torts, product liability, modified, affirmative defenses, established, SUB SB 2333
- Torts, product liability, modified, affirmative defenses, established, appropriations, 2nd SUB SB 2333
- Unemployment compensation, disqualifications, modified, SB 2578
- Veterans' bonus act, 1972, reopened, six months period, compensation purposes, appropriation, SB 2747
- Water rights, determination proceedings, service of summons, withdrawal permits, procedures, DOE appropriation, *SUB SB 2794, CH. 216X

CLAMS

- Aquatic animal resources, certain, shoreline management act, harvest defined, SB 2364
- Fisheries, enforcement, transferred, state patrol, provisions, SB 2476
- Frozen, labeling requirements, established, HB 284
- Goeducks, harvest, commercial, safety standards, required, SB 2926
- Goeducks, harvesting, commercial, rights, regulations, licensing leasing provisions, SB 2674, *HB 781, CH. 141X
- Land, recreational use, owner's liability, limited, adverse possession, not created, *HB 50, CH. 53
- Physically disabled persons, digging by another, permitted, SB 2092

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

CLAMS—cont.

- Razor, license, clamming, persons over 65, under 16, affidavit, required, free license, dealer fee, payment, *SUB HB 1, CH. 243X
 Razor, license, clamming, required, fees, penalties, SB 2085
 Razor, license, clamming, required, fees, penalties, attached, outer garment, fisheries department evaluation, appropriation, *SUB HB 1, CH. 243X
 Wholesale fish dealers licenses, consolidated, *SB 2124, CH. 66

CLARK COUNTY

- Superior court judges, number increased, SB 2095, *SUB SB 2095, CH. 202X, P.V.

CLARK, E. J. "JIM"

- State parks and recreation commission, member, GA 160, confirmed pp. 258,1756,1780

CLARK, WILLIAM M.

- Emergency medical ambulance and review committee, member, GA 36, GA 108, confirmed pp. 39,189;57,190,221

CLARKE, SENATOR GEORGE W.

- Commending members for courtesies p. 2813
 Parliamentary inquiry, amending earlier section, in order p. 465
 Personal privilege, urgent matter p. 496
 Remarks
 Adjournment p. 2435
 Amending cutoff resolution, SCR 113 pp. 903-904
 Confirmation of Senator Newschwander to board of tax appeals p. 2721
 Motion to advance to eighth order p. 2048
 National conference state legislatures,
 attendance authorized, regular per diem,
 actual expenses allowed, *SR 1979-53 p. 1035
 One vote recorded separately, gubernatorial appointments p. 209
 Remaining legislation pending before adjournment p. 1801
 Ruling by president on amendment, SHB 109 p. 836
 HB 25 p. 805
 SHB 76 p. 1616
 HB 236 pp. 2130-2131
 SHB 1308 p. 1615

CLASS ACTIONS

- Consumer contracts, residential leases, readable, understandable, provisions, penalties, SB 2018
 Discrimination, unfair practice, protection, sensory, mental, physical handicaps, extended, appropriation, *SUB HB 480(a), CH. 127

CLASSROOMS

- Classes, in progress, school district residents, observation, provisions, SB 2612
 Parental access, activities, teaching material, mandated, SB 3039, SUB SB 3039

CLINE, FRANKLIN F.

- Washington state jail commission, member, GA 54, GA 104, confirmed pp. 44;56,873,909

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

CLINICS

- Commitment, treatment, mentally ill, provisions, *SUB SB 2415, CH. 215X
- Educational, student eligibility, absenteeism, reimbursement, prohibited, SB 2345, *SUB HB 437, CH. 174X
- Insurer, health care professionals, attorney associations, definition exclusion, self-insurance permitted, SB 2259
- Senior citizens, well adult clinic services, authorized, appropriation, SB 2237, *HB 491, CH. 147X

CLOUD SEEDING

- Title only, SB 3047

CLUBS

- Private, dues, B&O tax, inclusion, *SUB HB 302(a), CH. 196X

COAL AND COAL PRODUCTS

- Pipelines, carriers, regulations, provisions, SB 2205
- Pollution control, air, water, facilities, tax exemption, credit, provisions, SB 2751

COCAINE

- Paraphernalia, possession, sale, unlawful, prohibited, SB 2174

CODE REVISER

- Agencies, rule-making, modified, SB 3142, SUB SB 3142
- Agencies, rules, filing, rule purpose statement, modified, SB 3121
- Register, state, agency publication of materials, payment, required, SB 2604
- Session laws, preparation, publication, appropriation, *HB 1114, CH. 144

CODES

- Buildings, state, amending, updating, responsibilities, procedures, modified, SB 2868
- Buildings, state, energy conservation, stressed, revisions, SB 2605
- Building, state, handbook, reference, updated, *SB 2474, CH. 76X
- Building, state, updated, SUB HB 541
- Fire, hand-held candles, religious ceremonies, exemption, HB 322, SB 2561
- Municipal, optional, revised, *HB 1325, CH. 18X
- Thermal efficiency and lighting code, adoption provisions, *SB 2474, CH. 76X

COE, DONALD M.

- Community college district 1, board of trustees, member, GA 120, confirmed pp. 87,237,265

COGENERATION FACILITIES

- B&O tax credit, property tax exemption, *SUB HB 1013(a), CH. 191X
- Processes, users, public service company regulation, exemption, *SUB HB 1013, CH. 191X
- Tax credits, authorized, revenue department, certificates, provisions, SB 2598, SUB SB 2598

COIN OPERATED MACHINES

- Gaming devices, special tax, rate, increased, replaced, SUB HB 1138

COLE, DEAN

- Community affairs agency, director, GA 1, confirmed pp. 31,229,330

- * Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

COLLECTIVE BARGAINING

- Conflict, employer policy, bargaining agreement, collective bargaining agreement prevails, SB 2854
- Educational employment relations, law implemented, SB 3079
- Educational employment relations, mediation, impasse, procedures, revisions, SB 3027
- Educational employment relations, strikes, bargaining, law implemented, SB 3149
- Employee/employer relationships, labor, rights, bargaining, unfair practices, regulated, SB 3123
- Ferries, state system, employees, personnel policies, civil service regulations, modified, SUB SB 2477
- Firefighters, law enforcement, procedures, modified, SB 2370
- Higher education, certain personnel, provisions, SB 2236
- Higher education, scope, expanded, SB 3040
- Labor-management relations act, enacted, appropriations, SB 3090
- Port districts, employees, inclusion, SB 2431
- Public employees, scope, expanded, SB 3040
- Public employment relations commission, gubernatorial appointees, senate confirmation requirement VETOED, *HB 923, CH. 146X, P.V.
- Public employment relations commission, members, compensation, executive director authority, *HB 923, CH. 146X, P.V.
- Public employment relations commission, members, staggered terms, established, SUB SB 3042
- Title only, SB 2834
- Title only, public employees, SB 3028, SB 3042
- Uniformed personnel, arbitration, mediation, impasse procedures, established, *SB 2852, CH. 184X

COLLEGES AND UNIVERSITIES (See also name of COLLEGE; also COMMUNITY COLLEGES)

- Boards, regents, trustees, terms, meeting requirements, SUB HB 398
- Boards, UW, WSU, CWU, EWU, WWU, TESC, members, terms, selection, uniformity, SB 2858, SUB SB 2858
- Bonds, community college education board, issuance, bond anticipation notes, authorized, *SUB SB 2250, CH. 226X
- Bonds, community college education board, issuance, bond anticipation notes, authorized, bond retirement fund, created, SB 2250
- Bonds, institutions, issuance, bond anticipation notes, authorized, bond retirement fund, construction account, created, *SUB SB 2964, CH. 253X
- Bonds, institutions, issuance, bond anticipation notes, authorized, *SUB SB 2243, CH. 223X
- Bonds, institutions, issuance, bond anticipation notes, authorized, bond retirement fund, created, SB 2243
- Bonds, Washington State University, issuance, bond anticipation notes, authorized, bond retirement, created, SB 2248
- British Columbia, higher education, tuition and fees, reciprocity, program, continued, 2 additional years, SB 2585
- Capital construction projects, certain institutions, dollar amount, without public bid, increased, SB 2194

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

COLLEGES AND UNIVERSITIES (See also name of COLLEGE; also COMMUNITY COLLEGES)—cont.

- Capital construction projects, certain institutions, minimum bid requirement, *SUB SB 2194, CH. 12X
- Charitable gift annuities, issuance, assets gift exchange, authorized, insurance code, security act, exclusion, SB 2856, *HB 795, CH. 130
- Collective bargaining, certain personnel, provisions, SB 2236
- Community colleges, member on leave, replacement, tenure prohibited, SB 3143
- Community colleges, police forces, established, authorized, death, disability benefits, provide, HB 628
- Contracts, authority, associated student bodies, certain, transferred, board, SB 3114
- Contracts, services, certain, higher education personnel law, exemption, *SUB HB 1057, CH. 46X
- Degrees, recommendations, council on postsecondary education, advisory only, SB 3084
- Displaced homemakers, tuition, fees, community colleges, waiver, provisions, *SUB SB 2451(a), CH. 262X, P.V.
- Double amendments, *HB 348, CH. 14
- Edmonds community college, new district, No. 23, created, *HB 335 VETOED
- Educational services registration act, enacted, certain private institutions, regulation, registration purposes, SB 2434, *SUB SB 2434, CH. 188X
- Employees, nonfaculty, certain institutions, tuition, fees, exemption, SB 2187
- Employees, waiver of fees, space available basis, allowed, *SUB HB 319, CH. 82
- Funds, accounts, excess, certain, transferred into general fund, SB 2519
- Higher education assistance authority act, repealed, *SB 2297, CH. 60X
- Higher education personnel board, miscellaneous changes, SB 2601
- Insurance, trustees, employees, students, provisions, prior double amendment, reenacted, *SB 3115, CH. 88X
- Oregon, tuition, fees, reciprocity, waiver, certain community colleges, TESC, authorized, SB 2346, *HB 226, CH. 80
- Performing arts events, revenues, performing arts scholarships only, athletic events, revenue, athletic scholarships only, SB 2140
- Performing arts events, revenues, performing arts scholarship use, permitted, *SUB SB 2140, CH. 1X
- Public disclosure act, records, certain, inspection, copying, exemption, SB 3136, SUB SB 3136
- Regional universities, bonds, issuance, bond anticipation notes, authorized, bond retirement fund, created, SB 2746
- Retirement, benefits, increased, provisions, SUB SB 2240
- Retirement, benefits, surviving beneficiary payments, authorized, *SUB HB 768, CH. 259X
- Retirement, employees, certain, PERS membership, option, deadline, non PERS members, supplemental benefits, exclusion, SUB HB 763
- Retirement, service credit earnings, limitation, *SUB HB 768, CH. 259X
- Retirement, supplemental payment amounts, determination assumption, *SUB HB 768, CH. 259X
- Scholarships, National Guard, higher education institutions, as defined, authorized, 2nd SUB SB 2212

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

COLLEGES AND UNIVERSITIES (See also name of COLLEGE; also COMMUNITY COLLEGES)—cont.

- Scholarships, National Guard, higher education institutions, authorized, SUB SB 2212, *SUB HB 295, CH. 90X
- Scholarships, National Guard, state supported institutions, authorized, SB 2212
- Students, associations, certain, open meetings required, HB 357
- Students, disadvantaged, needy, tuition, fees, waiver, limitations, *SUB SB 2451, CH. 262X, P.V.
- Students, financial aid, state program, redefined, postsecondary education council, *SUB SB 2744, CH. 235X
- Students, financial aid, state program, redefined, postsecondary education council, appropriation, SB 2744
- Students, foreign, tuition, fees, waiver, limitations, *SUB SB 2451, CH. 262X, P.V.
- Students, graduates, certain, unemployment compensation, special coverage, excluded, SB 3137
- Students, parents assigned to consular missions, resident fees pilot programs authorized, *SUB SB 2042, CH. 19X
- Students, resident, classification, application, time period, provisions, *SUB HB 201, CH. 15X
- Students, resident, exceptional educational ability, tuition, fees, waiver, provisions, VETOED, *SUB SB 2451, CH. 262X, P.V.
- Students, undergraduates, parents assigned to consular missions, resident fees, pilot programs, authorized, SB 2042
- Term papers, other assignments, commercial sale, unlawful, *HB 126, CH. 43
- The Evergreen State College, degree granting, masters, authorized, postsecondary education council review, *2nd SUB SB 2610, CH. 78X
- The Evergreen State College, degree granting, masters, authorized, procedures, SB 2610
- The Evergreen State College, progress reports, required, *2nd SUB SB 2610(a), CH. 78X
- Tuition, fees, regional universities, TESC, certain nationals, friendly foreign nations, waiver, authorized, SB 2513
- Tuition, operating fees, increased, SB 2478
- University of Washington, employees, public retirement system, credit, WSU system, may transfer to UW, SB 2899
- Veterans, Vietnam, tuition, fees, increases, exemption, *SB 2923, CH. 83X

COLUMBUS DAY

- Recognized, not legal holiday, *HB 65, CH. 77

COMIC BOOKS

- Statutes, certain, repealed, HB 277

COMMERCE AND ECONOMIC DEVELOPMENT

- Agriculture department, agricultural products, marketing promotion, appropriation, HB 46
- Assumed names, registration, *SUB SB 2482, CH. 22X
- Business certificates, acknowledgement, amendment, limited partnerships, revisions, *SUB SB 2482, CH. 22X

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

COMMERCE AND ECONOMIC DEVELOPMENT—cont.

- Business certificates, filing transferred, licensing department, *SUB SB 2482, CH. 22X
- Convention center system, bonds, issuance, bond anticipation notes, authorized, funds created, tax revenues, certain, SB 3110
- Expo '89 commission, created, members, duties, nonprofit corporation, Tacoma, provisions, SB 2990, SUB SB 2990
- Minority businesses, public works contracts, revisions, SB 2572
- Olympia, center for the performing arts, bond issuance, anticipation notes, redemption fund, created, SB 3020
- Pacific northwest festival facility, vicinity Federal Way, bond issuance, anticipation notes, authorized, SB 2279, *HB 376, CH. 197X
- Pacific northwest festival facilities, vicinities, Federal Way, Lynnwood, bond issuance, anticipation notes, authorized, SB 2867
- Partnerships, regulations, general revisions, SB 2482
- Performing arts facilities, Olympia, Tacoma, bonds, issuance authorized, bond redemption fund, created, SB 3129, *SUB SB 3129, CH. 260X
- Salmon hatcheries, release-recapture rearing facilities, private ownership, operation, authorized, SB 2232
- Stevedoring, related activities, excise tax imposed, SUB HB 326, SB 2231
- Title only, commerce, SB 2797, SB 3062
- Tourist expansion, purposes, cities, counties, excess tax, imposition, authorized, SB 2780
- Unemployment, reduction, self-employment incentives, provisions, SB 2484
- Water supply facilities, improvements, bonds authorized, state finance committee, referendum provision, SB 2639, *SUB SB 2639, CH. 234X

COMMERCIAL STIMULANTS

- Bowling centers, allowed, SUB HB 1196, SB 2300, SUB SB 2300

COMMERCIAL TRANSACTIONS

- Loans, certain, interest rate, increased, SB 2764
- Usury laws, not subject to, limit, maximum reduced, SB 3071

COMMERCIAL ZONES

- Motor freight carriers, established, SB 2745

COMMISSIONERS

- County, election by district, required, SB 2002, SB 2064
- Court, retirement, provisions, SB 3097
- Fire districts, compensation, increased, SB 2507
- Insurance, unauthorized insurers, service of process, revisions, SB 2901
- Pilotage board, budget, appropriation, *SUB HB 871, CH. 168X
- Pilotage board, vacancies, unexpired terms, filling, quorum requirements, SB 2108, *SUB SB 2952, CH. 207X
- Public employment relations commission, gubernatorial appointees, senate confirmation requirement VETOED, *HB 923, CH. 146X, P.V.
- Public employment relations commission, members, compensation, executive director authority, *HB 923, CH. 146X, P.V.
- Public employment relations commission, members, staggered terms, established, SUB SB 3042

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

COMMISSIONERS—cont.

- Special purpose districts sewer, water, compensation, increased, travel, provisions, SB 2394, SUB SB 2394
- Superior court, duties, numbers, constitutional limits, removed, SJR 108
- Superior court, duties, numbers, constitutional limits, removed, legislative authority, added, SUB HJR 21
- Superior court, number allowed, limited, duties, added, SUB HB 578
- Superior court, one or more, allowed, duties, added, *SB 2173, CH. 54X

COMMISSIONS

- Apple, assessment increases, limit, removed, HB 836, *SB 2486, CH. 20
- Bank, state, created, powers, duties, bank of Washington, management, control, operation, penalties, SB 2770
- Compensation, uniform, part-time citizen members, established, SUB HB 39
- Criminal justice, members, chief state patrol, private citizen, added, *SB 2175, CH. 55X
- Educational television, abolished, powers, duties, transferred, public broadcasting, hereby created, appropriation, HB 542, SB 2789
- Energy conservation and development, created, duties, responsibilities, defined, SB 3083
- Expo '89, created, members, duties, nonprofit corporation, Tacoma, provisions, SB 2990, SUB SB 2990
- Family, created, members, powers, duties, family life stability, harmony, purposes, SB 2784
- Fisheries, created, powers, duties, SB 2512
- Game, redistricted, provisions, SB 2671
- Horse racing, betting receipts, distribution, payment percentage, SB 2275, *SUB SB 2275, CH. 31
- Housing finance, created, powers, duties, low-income persons, priority guidelines, appropriation, SUB HB 20
- Insurance, advisory committees, insurance, consumer, industry input, regulatory problems, provisions, SUB HB 779, SB 2653
- Jail, powers, duties, membership, revised, *SUB SB 2505(a), CH. 232X
- Jail, powers, duties, revised, *SUB SB 2505, CH. 232X
- Judicial qualifications, judicial disciplinary purposes, establishment, provisions, SJR 116
- Pacific northwest festival facility, international performing festival arts steering commission, established, SB 2279, *HB 376, CH. 197X
- Parks and recreation, membership, one per congressional district, provisions, SB 2785
- Personal information, held by government agencies, protection, provisions, SB 2383
- Port, state, established, SB 3076
- Public broadcasting, created, powers, duties, appropriation, HB 542, SB 2789
- Public employment relations, administrative provisions, clarified, SB 2429
- Public employment relations, gubernatorial appointees, senate confirmation requirement VETOED, *HB 923, CH. 146X, P.V.
- Public employment relations, members, compensation, executive director authority, *HB 923, CH. 146X, P.V.

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(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

COMMISSIONS—cont.

- Public employment relations, members, staggered terms, established, SUB SB 3042
- Public employment relations, transportation department, hearings procedures, *SB 2430, CH. 73X
- Public service, UTC, redesignated, SB 2461
- Real estate, established, powers, duties, licensing department, appropriation, SB 2316, SUB SB 2316
- Redistricting, establishment provisions, contingent passage constitutional amendment, SB 2347, SB 2573, SUB SB 3065, 2nd SUB SB 3065, 3rd SUB SB 3065
- Redistricting, establishment provisions, HJR 31, SJR 115, SJR 119, SUB SJR 125
- Utilities and transportation, energy division, created, duties, energy office, documents, transfer, SUB SB 3063
- Utilities and transportation, exempt positions, provisions, SB 2199
- Utilities and transportation, redesignated, public service commission, SB 2461
- Vocational education, bonds, issuance, bond anticipation notes, authorized, fire training bond retirement fund, created, SB 2249
- Vocational education, fire service training center account, created, expenses, provisions, SB 2849
- Vocational education, fire service training center, bonds, issuance, anticipation notes, authorized, appropriation, *SUB SB 2249, CH. 225X
- Washington state dairy products, permitted alias, dairy farmers of Washington, treasurer, increase bonding, research, revisions, HB 625
- Waste and inefficiency in state government, created, members, duties, SB 2777
- Wildlife, created, powers and duties, game commission transferred, SB 2405

COMMITMENTS

- Civil, procedures modified, SB 2415
- Gravely disabled, definition, revised, SB 2428
- Marital communications, privileged status, involuntary commitment proceedings, not applicable, SB 2409
- Mental illness, detention, commitment procedures, modifications, requirements, voluntary, involuntary, SB 2171, SUB SB 2171
- Mental illness, involuntary treatment, initial period, lengthened, SB 2046
- Mentally ill, commitment, treatment programs, *SUB SB 2415, CH. 215X
- Probation, summary, DSHS custody, authorized, provisions, SB 2485, SUB SB 2485

COMMITTEE, MEMORIAL

- Appointed under HCR 5 p. 455

COMMITTEES

- Community corrections, created, sub-committee, law and justice planning office, SB 2137, SUB SB 2137
- Compensation, uniform, part-time citizen members, established, SUB HB 39
- Driving instructors' advisory, created, membership, duties, compensation, SB 2032, *SUB SB 2032, CH. 51X
- Energy and utilities, legislative, joint meetings, energy supply, demand, analysis, recommendations, 1981 session, SUB SCR 111

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

COMMITTEES—cont.

- Forest tax, created, temporary, *SB 2111, CH. 6
 Forest tax, temporary, duties, organization, created, SB 3000
 Governor, governor's designee, other state official, service in governor's stead, certain committees, authorized, *SB 2242, CH. 57X
 Hazardous materials, created, membership, duties, SB 2564
 Insurance, advisory, consumer, industry input, regulatory problems, appointment, travel reimbursement expenses, provisions, SUB HB 779, SB 2653
 Interagency committee for outdoor recreation, membership, reduced, SB 2365
 Interagency committee for outdoor recreation, reorganized, renamed, council of recreation resources, agencies, certain, authority, SB 2563
 Investment advisory, membership qualification, *SB 2256, CH. 119
 Jail, legislative, joint, created, physical plant, custodial care, analyze, directed, SUB SCR 103
 Legislative, energy, utilities, joint membership, powers, modified, SB 3120
 Legislative, joint administrative rules review, created, *SUB HB 29 VETOED
 Legislative, joint, appointment, home rule issue, study, hearings, report, *SUB HB 76(a), CH. 194X
 Legislative, transportation, general aviation, intrastate air carriers, studies, appropriation, *SUB HB 1031, CH. 192X
 Legislative, transportation, joint, develop equitable system, school transportation, SUB HB 557
 Legislative, transportation, transportation studies, authorized, reports, 1981 session, *SUB HB 1031, CH. 192X
 Legislature, regular, special sessions, defined, authorized, SJR 110, *SUB SJR 110
 Legislature, regular, special sessions, defined, limited, authorized, SJR 117
 Local technical advisory, created, 6 members, representing cities, counties, park districts, agencies, certain, authority, SB 2563
 Patient qualification review, controlled substances therapeutic research act, provisions, SB 2264, SUB SB 2264, *SUB HB 259(a), CH. 136
 Patient qualification review, controlled substance therapeutic research act, provisions, appropriations, *SUB HB 259(a), CH. 136
 Political, surplus funds, defined, *HB 1133, CH. 50X
 Salary, state, duties, modified, SUB SB 2720
 Snowmobile advisory, parks and recreation commission, created, members, facilities, programs, development, *SUB HB 1281, CH. 182X, P.V.
 Technical advisory, created, 5 members, parks, DNR, game, fisheries, DOT, review agency requests to the council of recreation resources, agencies, certain, authority, SB 2563
 Washington/British Columbia, joint legislative, established, *SCR 106
 WPPSS, joint, select, established, powers, duties, investigation, review purposes, SCR 111

COMMITTEES - SENATE INDIVIDUAL (See also APPENDIX)

- Assignments pp. 29-30
 Members retained, first extraordinary session, *SR 1979-54 p. 1046

COMMITTEES - SENATE STANDING (See also APPENDIX)

- Assignments pp. 28-29
 Members retained, first extraordinary session, *SR 1979-54 p. 1046

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

COMMITTEES, STATUTORY AND SELECT (See also APPENDIX)

Appointed pp. 2780-2781

COMMODITIES

Agricultural, commission merchants, brokers, regulation, licensing, *SUB HB 247, CH. 115X

Agricultural, warehouses, regulations, HB 87

Stevedoring, B&O tax, imposed, SB 3124

Stevedoring, related activities, excise tax imposed, SUB HB 326, SB 2231

Surplus and donated food commodities revolving fund, appropriation, *SB 2131, CH. 20X

Wheat, assessments, maximum, increased, *HB 351, CH. 93X

COMMON CARRIERS

Intrastate air carriers, legislative transportation committee, study, appropriation, *SUB HB 1031, CH. 192X

Motor freight carriers, equipment safety, hazardous materials, regulated, penalties, SUB HB 639

Motor freight terminal areas, commercial zones, established, SB 2745

Nonprofit shipping consolidation, groups, regulation exclusion, *SUB HB 535, CH. 138X

Pipelines, coal, coal products, carriers, regulations, provisions, SB 2205

Railroads, crews, radio transceiver, availability, required where necessary, SUB SB 2735

Railroads, crews, radio transceiver, portable, required, SB 2735

Railroads, crossings, reflectorized whistle posts, required, SB 2278

Railroads first aid training, employees, certain, required, liability, standard of care, defined, SB 2299, SUB SB 2299

Railroads, hazardous materials, safety procedures, established, SB 3148

Transportation, communication businesses, certain, public utility, B&O taxes, applied, provisions, SB 2208

Use tax, exemptions, modified, HB 296

UTC, study, freight amounts, interstate, intrastate, empty backhaul, inquiry limited to weigh stations, SB 2927

COMMUNICATIONS

Businesses, certain, public utility, B&O taxes applied, provisions, SB 2208

Marital, privileged status, involuntary commitment proceedings, not applicable, SB 2409

Railroads, crews, radio transceiver, availability, required where necessary, SUB SB 2735

Railroads, crews, radio transceiver, portable, required, SB 2735

COMMUNITY COLLEGES

Adult corrections services, authorized, tuition, fees, charging, allowed, *SUB SB 2250, CH. 226X

Boards, trustees, terms, meeting requirements, *SUB HB 398, CH. 103X

Bonds, capital projects, issuance, bond anticipation notes, authorized, *SUB SB 2250, CH. 226X

Bonds, capital projects, issuance, bond anticipation notes, authorized, bond retirement fund, created, SB 2250

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

COMMUNITY COLLEGES—cont.

- Capital construction projects, minimum bid requirement, *SUB SB 2194, CH. 12X
- Collective bargaining, certain personnel, provisions, SB 2236
- Displaced homemakers, tuition, fees, waiver, provisions, *SUB SB 2451(a), CH. 262X, P.V.
- Edmonds community college, new district, No. 23, created VETOED, *HB 335 VETOED
- Employees, waiver of fees, space available basis, allowed, *SUB HB 319, CH. 82
- Fire protection, obtain, method, authorized, HB 431
- Funds, accounts, excess, certain, transferred into general fund, SB 2519
- Higher education personnel board, miscellaneous changes, SB 2601
- High school diploma, students, 19 or older, tuition waived, *HB 358, CH. 148X
- Leaves, professional personnel, allowable aggregate costs, limitation, *HB 983, CH. 44
- Military programs, funds, use, limited, SB 2154
- Nonfaculty employees, certain institutions, tuition, fees, exemption, SB 2187
- Oregon, tuition, fees, reciprocity, waiver, certain districts TESC, authorized, SB 2346, *HB 226, CH. 80
- PERS, members, credit, 12-month basis, SUB SB 2465, 2nd SUB SB 2465
- Police forces, establish, authorized, death, disability benefits, provide, HB 628
- Property, surplus, certain, sale to school district, mandated, penalty, provisions, SB 2074
- Public disclosure act, records, certain, inspection, copying, exemption, SB 3136, SUB SB 3136
- Seattle, south campus, traffic access, improvement, appropriation, SB 2619
- Student associations, certain, open meetings required, HB 357
- Students, financial aid, state program, redefined, postsecondary education council, *SUB SB 2744, CH. 235X
- Students, financial aid, state program, redefined, postsecondary education council, appropriation, SB 2744
- Tenure, member on leave, faculty replacement, tenure prohibited, SB 3143
- Title only, SB 2449, SB 2450, SB 2886
- Trustees, powers, duties, certain, additional, subject to state board, SB 3037

COMMUNITY CORPORATIONS

- Cities, 1st class, municipal corporations, creation, authorized, SB 2107
- Planning, land use purposes, establishment, provisions, SB 2207
- Title only, municipal, SB 2715

COMMUNITY SERVICES

- Community support for the mentally ill act, enacted, demonstration project, Spokane county, appropriation, SB 2587
- Emergency medical services, programs, development, administration, planning, inspection, licensing, training, revisions, appropriation, SB 2308, *SUB SB 2308, CH. 261X, P.V.
- Emergency medical services, regions, councils, designated, VETOED, SB 2308, *SUB SB 2308, CH. 261X, P.V.
- Juveniles, divertible offenders, DSHS, provisions, SB 3078, SUB SB 3078
- Juveniles, industrial insurance, third party liability coverage, fund establishment, provisions, SUB HB 1359

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

COMMUNITY SERVICES—cont.

- Mental health cooperative programs, DSHS, school districts, client pay requirement, exemption, permitted, *SUB HB 1347, CH. 145X
- Mentally retarded, developmentally disabled, levies, 106% limitation, required, SUB HB 943
- Prisoners, certain, leaves, medical, dental care, volunteer service projects, provisions, HB 1106
- School facilities, community education programs, use, implementation, provisions, SPI, appropriation, SB 2518, *HB 645, CH. 120X
- School facilities, community activities, use, implementation, provisions, SUB SB 2518, *HB 645(a), CH. 120X
- Title only, SB 2509

COMMUNITY SOCIAL, HEALTH FACILITIES

- Victims of sexual assault act, enacted, appropriation, *2nd SUB HB 418, CH. 219X

COMMUTERS

- Ride sharing, course of employment, industrial insurance, exclusion, *SUB HB 96, CH. 111
- Ride sharing, private vehicles, owner's liability, *SUB HB 96, CH. 111
- Ride sharing, publicly-owned vehicles, authorized, *SUB HB 96, CH. 111
- Transportation providers, private, nonprofit, elderly, handicapped, state certification, *SUB HB 96, CH. 111

COMPANIES

- Arson reporting immunity act, enacted, insurer immunity, provisions, SUB HB 748, *SB 2727, CH. 80X
- Cogeneration facilities, B&O tax credit, property tax exemption, *SUB HB 1013(a), CH. 191X
- Cogeneration facilities, processes, users, public service company regulation, exemption, *SUB HB 1013, CH. 191X
- Cogeneration facilities, tax credits, revenue department, certificates, authorized, SB 2598, SUB SB 2598
- Debenture company, definition, modified, SB 2632, *HB 802, CH. 140
- Industrial loan, restrictions, modified, SB 2276
- Insurance, advisory committees, insurance, consumer, industry input, regulatory problems, appointment, travel expense reimbursement, provisions, SUB HB 779, SB 2653
- Insurance, agents, brokers, licensing, continuing education, minimum requirements, insurance commissioner establishment, authorized, SB 2332, *HB 845(a), CH. 269X
- Insurance, agents, brokers, licensing, education, minimum requirements, SB 2332, SB 2646, *HB 845, CH. 269X
- Insurance, agents, brokers, services, certain, compensation, insurance commissioner authorization, permitted, SUB HB 779, SB 2650, *SUB HB 1121, CH. 199X, P.V.
- Insurance, automobile, cancellation reason, notice, renewal, refusal, SB 2650, *SUB HB 1121, CH. 199X, P.V.
- Insurance, cancellation, premium refunds, renewal notice requirements, funeral expense set aside, SB 2650, *SUB HB 1121, CH. 199X, P.V.

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

COMPANIES—cont.

- Insurance, capital surplus requirements, modified, SB 2656
- Insurance, certain, understandable language, cancellation, written notice, reasons, libel, slander immunity, *SUB HB 109, CH. 133
- Insurance examination costs, examiners' salaries, benefits, inclusion, per diem, travel salary, establishment, provisions, *SUB HB 546, CH. 35X
- Insurance, insurers, examination, examiner expenses, travel, salary, benefits, reimbursement, provisions, SB 2649
- Insurance, life, subsidiary ownership, authorized, SB 2647, *SUB HB 459, CH. 130X
- Insurance, life, subsidiary ownership, not prohibited, *SUB HB 1121, CH. 199X, P.V.
- Insurance, mortality tables, interest rates, prescribed, females, risk calculation age, changed, reserves, annuities, endowments, certain, defined, *HB 735, CH. 157, P.V.
- Insurance, sales, practices, certain prohibited, SB 2775
- Insurance, special, personal property loss, service, repair coverage, SB 2730, *HB 588, CH. 138
- Insurance, standard nonforfeiture law for individual deferred annuities, VETOED, *HB 735, CH. 157, P.V.
- Insurance, suits against insurers, legal process, service, insurance commissioner designated, fee, increased, SB 2650, *SUB HB 1121, CH. 199X, P.V.
- Insurance, surplus line brokers, license renewal, pro rata fee, SB 2647, *SUB HB 459, CH. 130X
- Insurers, domestic, stock, owners, certain, business dealings, same insurer, prohibited, SB 2650
- Labor-management relations act, enacted, appropriations, SB 3090
- Small loan act, redesignated consumer finance act, regulating provisions, modified, *SB 2233, CH. 18
- Takeover, regulated, SB 3093

COMPENSATION - DEFERRED

- Funds, investment, certain, allowed, HB 807, SB 2738

COMPENSATION (See also INDUSTRIAL INSURANCE; also RETIREMENT SYSTEMS DEPARTMENT; also SALARIES AND WAGES)

- Boards, commissions, councils, committees, part-time, four classes, established, uniform compensation purposes, HB 39, SUB HB 39
- Crime victims, proceeds from reenactment of crime, provisions, SB 3128, SUB SB 3128
- Dental licensing examinations, multistate, agreements authorized, dental examiners board, provisions, *SB 2136, CH. 38
- Eminent domain, attorney's fees, reasonable procedure, provided, HB 207, SB 2167
- Eminent domain, displacement, relocation, market value, DOT, provisions, modified, SB 3025
- Fire districts, commissioners, increased, SB 2507
- Hospital trustees, county, travel expenses, reimbursement, *HB 862, CH. 17X
- Injury cases, health care, evidence, likely future compensation, permitted, SB 2222
- Irrigation districts, directors, per diem, increased, SB 2748, SUB SB 2748

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

COMPENSATION (See also INDUSTRIAL INSURANCE; also RETIREMENT SYSTEMS DEPARTMENT; also SALARIES AND WAGES)——cont.

- Law enforcement, correctional personnel, injury, line of duty, special workers' compensation benefits, provisions, SB 2413
- Massage parlor examining board, increased, SB 3134
- Outside sources, state employees, limited, SB 2129
- Public works projects, prevailing wages, revisions SB 2609
- School directors, in lieu payments, authorized, SB 2090
- Search and rescue, volunteers, costs, certain, reimbursement, appropriation, law enforcement, responsibility, costs recovery, provisions, *2nd SUB HB 527, CH. 268X
- Senators, unicameral legislature, established, SJR 106
- Sheriffs, deputies, allowance, clothing, incidentals, provisions, *HB 677, CH. 132
- Solar energy devices, easements, provisions, *SUB HB 912, CH. 170X
- Special purpose districts, sewer, water, increased, travel, provisions, SB 2394, SUB SB 2394
- Unemployment, agricultural workers, coverage, inclusion, SB 2597
- Unemployment, benefits, minimum weekly, computation, revised, SB 2644
- Unemployment, benefits, part-time students, allowed, SB 2645
- Unemployment compensation, rates, contributions, modified, SB 3138
- Unemployment, disqualifications, modified, SB 2578
- Unemployment, eligibility, combination week, provisions, SB 3111
- Unemployment, eligibility, disqualification, provisions, modified, SB 2870
- Unemployment, reduction, self-employment incentives, provisions, SB 2484
- Unemployment, reports, employer, inaccurate, late, contributions, delinquent, penalties, established, SB 2643, *HB 650, CH. 190X
- Unemployment, special coverage, students, graduate, certain, excluded, SB 3137

CONDOMINIUMS

- B&O tax, maintenance fees, contract services, purchased, deduction, permitted, SUB HB 958
- B&O tax, maintenance fees, exclusion, *SUB HB 302(a), CH. 196X
- Conversion, child exclusion policy, notice requirement, *SB 2362, CH. 70X
- Conveyance, first, real estate contract, permitted, SB 2371
- Title only, SB 2941

CONFIDENTIALITY

- Taxpayers, applications, reports, returns, provisions, SB 2664

CONFLICT OF INTEREST

- Irrigation districts, certain, contracts, prohibition, exemption, *HB 48, CH. 4X
- School buses, driving contracts, certain, 2nd class school districts, exemption, provision, SUB HB 1210

CONGRESS

- District of Columbia, representatives, provisions, constitutional amendment, ratified, SJR 109
- German Federal Republic, statute of limitations, Nazi war criminals, extension, petitioned, SJM 104
- Olympia postmark, continued use, requested, SJM 103

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

CONNER, SENATOR PAUL

Northern Tier Pipeline application clarification, statement for journal . pp. 1347-1350

CONSERVATION AND DEVELOPMENT

Conservation rights, real property, classification, conveyance, provisions, SB 2158, *SUB SB 2158, CH. 21X

Energy conservation, development commission, created, duties, responsibilities, defined, SB 3083

Energy conservation, division, created, duties, energy office, transferred, UTC, SUB SB 3063

Energy conservation, residential, programs, authorized, SB 2202

Energy conservation, state building code, stressed, revisions, SB 2605

Energy conservation, utilities standing committees, legislative, joint meetings, energy supply, demand, analysis, recommendations, 1981 session, SUB SCR 111

Fire protection, trust lands, funds transferred, forest development, resource management cost accounts, general fund funding, *SUB SB 2967, CH. 208X

Gasohol distributors, special liquor purchase permit, required, SUB SB 2978

Gasohol production, alcohol production for gasohol, B&O tax exemption, 2nd SUB HB 1000

Gasohol production, alcohol production for gasohol, property, equipment used, leasehold interests, tax exemption, 2nd SUB HB 1000

Gasohol production, alcohol production for gasohol, stills, liquor control board, license, required, no fee, SUB SB 2978

Gasohol production, barriers, removal, Congress, petitioned, *HJM 16

Gasohol taxes, motor vehicle fuel excise, importer, partial exemption, SUB SB 2978

Nisqually delta, new commercial dock facilities, expansion, prohibited, SB 3023

Public utility districts, water resources, management, utilization, development, conservation, powers, modified, SB 2501

Swimming pools, new construction, heating, nonrenewable resources, use, prohibited, SB 2198

Utilities, public, loans, energy conservation purposes, authorized, appropriate charge back provision, *SUB SJR 120

Utilities, public, loans, energy conservation purposes, authorized, SJR 120

Water rights, determination proceedings, service of summons, withdrawal permits, procedures, DOE appropriation, *SUB SB 2794, CH. 216X

CONSTITUTIONAL AMENDMENTS

Aged persons, aid, local governmental units, permitted, SJR 104

Commissioners, superior court, duties, numbers, constitutional limits, removed, SJR 108

Commissioners, superior court, duties, numbers, constitutional limits, removed, legislative authority, added, SUB HJR 21

Debt, state, limitations, SJR 103

Development projects, public, indebtedness, payments, means, provided, HJR 22, SJR 118

District of Columbia, congress, representatives, provisions, constitutional amendment, ratified, SJR 109

Expenditures, state, limitations, SJR 105

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

CONSTITUTIONAL AMENDMENTS—cont.

- Governor, term of office, second Monday in December, commencement, SJR 102
- Home rule charter, framing, alternative methods, provisions, SUB HJR 7
- Home rule powers, counties, municipal corporations, granted, SJR 114, SUB SJR 114
- Insurance pooling, self-insurance, local governments, allowed, SJR 121
- Judicial qualifications commission, judicial disciplinary purposes, establishment, provisions, SJR 116
- Judicial system, audit requirement, SJR 111
- Justice courts, appeals, court of appeals, permitted, SJR 107
- Legislators, civil office holders, salary increases, not eligible, *SJR 112
- Legislature, regular, special sessions, defined, authorized, SJR 110, *SUB SJR 110
- Legislature, regular, special sessions, defined, limited, authorized, SJR 117
- Redistricting commissions, establishment provisions, constitutional contingency, SB 2347, SB 2573, SUB SB 3065, 2nd SUB SB 3065, 3rd SUB SB 3065
- Redistricting commissions, establishment provisions, HJR 31, SJR 115, SJR 119, SUB SJR 125
- Schools, public, free from sectarian control, establishment, provisions, SUB HJR 26
- Tax relief, property, personal, renters, provisions, SJR 101, SUB SJR 101
- Tax relief, property, real, residences, certain, legislative power, expanded, SJR 113
- Title only, SJR 122, SJR 123, SJR 124, SJR 125
- Unicameral legislature, established, provisions, office of lieutenant governor, abolished, SJR 106
- Utilities, public, loans, energy conservation purposes, authorized, appropriate charge back provision, *SUB SJR 120
- Utilities, public, loans, energy conservation purposes, authorized, SJR 120

CONSTITUTIONAL CONVENTIONS

- Budget, federal, balanced, required, petitioned, SJM 101

CONSTRUCTION

- Bonds, archaeological/historic facilities, issuance, bond anticipation notes, authorized, bond redemption fund, created, SB 2935
- Bonds, common school plant facilities, issuance, bond anticipation notes, authorized, bond retirement fund, construction account, created, SB 3101
- Bonds, common school plant facilities, issuance, bond anticipation notes, authorized, bond retirement fund, created, *SUB SB 3101, CH. 241X
- Bonds, community college education board, issuance, bond anticipation notes, authorized, *SUB SB 2250, CH. 226X
- Bonds, community college education board, issuance, bond anticipation notes, authorized, bond retirement fund, created, SB 2250
- Bonds, fire service training center, issuance, bond anticipation notes, authorized, appropriation, *SUB SB 2249, CH. 225X
- Bonds, fisheries department, issuance, bond anticipation notes, authorized, *SUB SB 2244, CH. 224X
- Bonds, fisheries department, issuance, bond anticipation notes, authorized, bond retirement fund, created, SB 2244

- * Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

CONSTRUCTION—cont.

- Bonds, general obligation, highway improvements, authorized, transportation commission, appropriation, SB 2782
- Bonds, handicapped accessibility, issuance, bond anticipation notes, authorized, bond redemption fund, created, SB 2463
- Bonds, handicapped facilities, issuance, bond anticipation notes, authorized, bond redemption fund, created, appropriation, referendum provision, *SUB HB 740, CH. 221X
- Bonds, higher education institutions, issuance, bond anticipation notes, authorized, bond retirement fund, construction account, created, *SUB SB 2964, CH. 252X
- Bonds, higher education institutions, issuance, bond anticipation notes, authorized, *SUB SB 2243, CH. 223X
- Bonds, higher education institutions, issuance, bond anticipation notes, authorized, bond retirement fund, created, SB 2243
- Bonds, Olympia, center for the performing arts, issuance, bond anticipation notes, authorized, redemption fund, created, SB 3020
- Bonds, outdoor recreation, issuance, bond anticipation notes, authorized, bond redemption fund, created, SB 2357, *SUB SB 2357, CH. 229X
- Bonds, Pacific Northwest festival facilities, issuance, bond anticipation notes, authorized, redemption fund, created, SB 2867
- Bonds, performing arts facilities, Olympia, Tacoma, issuance, authorized, bond redemption fund, created, SB 3129, *SUB SB 3129, CH. 260X
- Bonds, performing, visual arts, museum facilities, issuance, authorized, bond redemption fund, created, SB 3015
- Bonds, port facilities, issuance, bond anticipation notes, authorized, bond redemption fund, created, SB 3068
- Bonds, regional universities, issuance, bond anticipation notes, authorized, bond retirement fund, created, SB 2746
- Bonds, social and health services department, facilities, issuance, bond anticipation notes, authorized, bond redemption fund, created, SB 2251, *SUB SB 2251, CH. 252X
- Bonds, state government, capital improvements, issuance, bond anticipation notes, authorized, bond redemption fund, created, SB 2361
- Bonds, state government, capital improvements, issuance, bond anticipation notes, authorized, bond retirement fund, created, *SUB SB 2361, CH. 230X
- Bonds, vocational education commission, issuance, bond anticipation notes, authorized, fire training bond retirement fund, created, SB 2249
- Bonds, Washington State University, issuance, bond anticipation notes, authorized, bond retirement, created, SB 2248
- Bonds, water supply facilities, issuance, bond anticipation notes, authorized, bond redemption fund, created, appropriation, SB 2350, *SUB HB 574, CH. 258X
- Bonds, water supply facilities, public, issuance, bond anticipation notes, authorized, bond redemption fund, created, referendum provision, SB 2639, *SUB SB 2639, CH. 234X
- Bridge, Columbia river, toll, North Richland at Horn Rapids, bond issuance, authorized, highway construction, appropriations, SB 3034
- Capital projects, state government, consolidation and compliance review, section 222, *HB 516, CH. 270X, P.V.

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

CONSTRUCTION—cont.

- Contractors, certain small projects, bonds, not required, SUB HB 43
- Contracts, damage waiver provision, null and void, *SB 2466, CH. 264X
- Day labor projects, certain, county roads, monetary limit maximum, contract/day labor combination, minority employment solicitation, SUB SB 2177
- Day labor projects, county roads, monetary limit setting, permitted, SB 2177
- General administration department, facilities, state, broader role, provisions, SB 2324
- Heating, ventilation, and air conditioning act, enacted, regulation purposes, SB 2864
- Higher education, certain institutions, capital projects, minimum bid requirement, *SUB SB 2194, CH. 12X
- Higher education, certain institutions, dollar amount without public bid, increased, SB 2194
- Highways, priority programming, DOT, restructured, *SUB HB 751, CH. 122X
- Highways, projects, call for bids, publication requirements, modified, *SB 2354, CH. 69X
- Highways, state route no. 27, extended, *HB 100, CH. 195X
- Highways, state route no. 27, vicinity Benton City, established, SB 2353
- Highways, state route no. 503, improvement, appropriation, SB 2114
- Hood Canal bridge, destruction, interim service, replacement authority, procedures, appropriation, *SUB HB 1033, CH. 27
- Hospital districts, public, mortgage permitted, facilities construction purposes, provisions, *SUB SB 2532, CH. 155X
- Hospital districts, public, nursing home construction authority, *SUB SB 2532, CH. 155X
- Hospitals, construction projects, certain, sales and use tax deferrals, provisions, SB 2614
- Land development, definition, modified, SB 2027
- Naches Pass tunnel, transportation department, directed, SB 2690
- Public works projects, prevailing wages, revisions, SB 2609
- Public works projects small, cities and towns, limitations, procedures, revised, SB 2161
- Public works projects, small, cities and towns, limitations, procedures revised, small works roster, use, *SUB SB 2161, CH. 89X, P.V.
- Public works purchases, small, cities and towns, advertising, competitive bidding relinquishment, *SUB SB 2161, CH. 89X, P.V.
- School facilities, cost stabilization program, funds, building purposes, use period, extended, SB 2132, *SUB SB 2132, CH. 89
- Swimming pools, new construction, heating, nonrenewable resources, use, prohibited, SB 2198
- Trails, paths, improvement funds, mandatory minimum expenditure, established, *HB 750, CH. 121X
- Transportation department, reimbursable local projects, appropriation, *SUB HB 872, CH. 169X
- Utility services, underground, construction projects, damage, liability, responsibility, specified, SUB SB 2666
- Water well construction examining board, references deleted, SB 2936

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

CONSUL GENERAL OF DENMARK

Assing, Hans Jorgen, presented, remarks by pp. 351-352

CONSUMERS AND CONSUMER PROTECTION

- Consumer contracts, residential leases, readable, understandable, provisions, penalties, SB 2018
- Consumer finance act, formerly small loan act, regulating provisions, modified, *SB 2233, CH. 18
- Credit reports, unfavorable, creditors, consumer notification, required, SB 2438
- Debt adjusting, certain, unfair practice, *HB 86, CH. 156
- Debt adjusting, licensing, examinations, contracts, regulation, revisions, *HB 86(a), CH. 156
- Energy and utilities legislative standing committees, joint meetings, energy supply, demand, analysis, recommendations, 1981 session, SUB SCR 111
- Energy facilities site certification, by governor, applicants, development permits, exemption, data collection purposes, SUB SB 3019
- Energy facilities site certification, by governor, applicants, development permits, exemption, provision, SB 3019
- Fish, shellfish, frozen, labeling requirements, established, HB 284
- Funeral arrangements customer information, certain, required, *SB 2385, CH. 62X
- Funeral directors, embalmers, license renewal, annual continuing education requirement, provisions, HB 604, SB 2387
- Health care services, contractors, disclosure, regulations, directorship, consumer members, SB 2731
- Health care services, contracts, understandable language, cancellation, written notice, reasons, libel, slander immunity, *SUB HB 109, CH. 133
- Insurance advisory committees, consumer, industry input, regulatory problems, appointment, travel expense reimbursement, provisions, SUB HB 779, SB 2653
- Insurance agents, brokers, licensing, education, minimum requirements, SB 2332, SB 2646, *HB 845, CH. 269X
- Insurance agents, brokers, licensing, continuing education, minimum requirements insurance commissioner establishment, authorized, SB 2332, *HB 845(a), CH. 269X
- Insurance agents, brokers, licensing, education, requirements, certain, authorized, SB 2332
- Insurance agents, brokers, services, certain, compensation, insurance commissioner authorization, permitted, SB 2650, SUB HB 779, *SUB HB 1121, CH. 199X, P.V.
- Insurance companies, capital surplus requirements, modified, SB 2656
- Insurance companies, life, subsidiary ownership, not prohibited, *SUB HB 1121, CH. 199X, P.V.
- Insurance contracts, mortality tables, interest rates, prescribed, females, risk calculation age, changed, reserves, annuities, endowments, certain, defined, *HB 735, CH. 157, P.V.
- Insurance contracts, standard nonforfeiture law for individual deferred annuities VETOED, *HB 735, CH. 157, P.V.
- Insurance policies, automobile, cancellation, reason, notice, renewal, refused, SB 2650, *SUB HB 1121, CH. 199X, P.V.

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

CONSUMERS AND CONSUMER PROTECTION—cont.

- Insurance policies, cancellation, premium refunds, renewal notice requirements, funeral expense set aside, SB 2650, *SUB HB 1121, CH. 199X, P.V.
- Insurance policies, certain, understandable language, cancellation, written notice, reasons, libel, slander immunity, *SUB HB 109, CH. 133
- Insurance sales, practices, certain, prohibited, SB 2775
- Insurers, automobile insurance, policy renewal, refusal, limitations, SB 2029
- Insurers, domestic, stock, owners, certain, business dealings, same insurer, prohibited, SB 2650
- Insurers, suits against, legal process, service, insurance commissioner, designated, fee, increased, SB 2650, *SUB HB 1121, CH. 199X, P.V.
- Motor vehicle insurance, underwriting criteria, disclosure, required, SB 2150
- Political committees, surplus funds, defined, *HB 1133, CH. 50X
- Product liability act, enacted, SB 3073
- Retail, goods, price displayed, price, increase, prohibited, SB 3070
- Small loan act, redesignated consumer finance act, regulating provisions, modified, *SB 2233, CH. 18
- Title only, SB 2801
- Utility costs, minimize, policies, UTC, develop, directed, SB 3080
- Utility services, termination, regulated, SB 3085

CONTAINERS

- Returnable beverage container act, enacted, SB 2786, INITIATIVE 61

CONTINUING EDUCATION (See also EDUCATION)

- Chiropractic examiners board, minimum hours establishment, required, SUB HB 395
- Engineers, land surveyors, regulations, revised, SUB HB 312
- Funeral directors, embalmers, license renewal, annual requirement, provisions, HB 604, SB 2387
- Insurance agents, brokers, minimum requirements, insurance commissioner establishment, authorized, SB 2332, *HB 845(a), CH. 269X
- Nurses, license renewal purposes, required, SB 2272, *HB 450, CH. 106X
- Osteopaths, requirements, *SB 2355, CH. 117
- Pharmacists, requirements, SB 2141, *SUB SB 2141, CH. 90
- Real estate, brokers, salespersons, requirements, licensing department, appropriation, SB 2316, SUB SB 2316

CONTRABAND

- Deadly weapons, possession, detention facilities, prohibited, law enforcement officers, exempted, SB 2871

CONTRACTORS

- Advertisement, current registration number, required, violation, hearing, penalty, provisions, *SUB HB 280, CH. 116X
- Ambulance, operators, prepaid services, permitted, SB 3017
- Bonds, certain small projects, not required, SUB HB 43
- Construction contracts, damage waiver provision, null and void, *SB 2466, CH. 264X
- Day labor projects, certain, county roads, minority workers, solicitation, SUB SB 2177

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

CONTRACTORS—cont.

- Health care services, disclosure, regulations, directorship, consumer members, SB 2731
- Health care services, HMO's, insurance commissioner, periodic examination, required, examiner's expenses, reimbursement, SB 2729
- Health care services, understandable language, cancellation, written notice, reasons, libel, slander immunity, *SUB HB 109, CH. 133
- Heating, ventilation, and air conditioning act, enacted, regulation purposes, SB 2864
- List, L&I compilation, general, speciality, inclusion, by geographic area and speciality, SB 2483
- Minority businesses, public works, revisions, SB 2572
- Public works, projects, reserve fund, lien foreclosure, claimant, recovers, attorney fees, *HB 630, CH. 38X
- Public works projects, small, cities and towns, limitations, procedures, revised, SB 2161
- Public works projects, small, cities and towns, limitations, procedures revised, small works roster, use, *SUB SB 2161, CH. 89X, P.V.
- Public works purchases, small, cities and towns, advertising, competitive bidding relinquishment, *SUB SB 2161, CH. 89X, P.V.
- Registration, L&I information, revised, SB 2483
- Registration, requirements, provisions, surety bond, liability insurance, do not constitute compliance, HB 721
- Temporary service, employment agencies, redefined, SB 2681
- Water well, complaint procedure, ecology department, revised, SB 2352
- Water well, operators, licensing, permits, fees, obligations, damages, insurance, modified, SB 3035

CONTRACTS

- Assumed names, business, registration, *SUB SB 2482, CH. 22X
- Business certificates, acknowledgement, amendment, limited partnerships, revisions, *SUB SB 2482, CH. 22X
- Business certificates, filing transferred, licensing department, *SUB SB 2482, CH. 22X
- Cemeteries, prearrangement, enforcement, provisions, *SUB HB 82, CH. 21
- Cemeteries, prearrangement, regulation, SB 3075
- Charitable gift annuities, colleges, universities, certain, issuance, assets gift exchange, authorized, insurance code, security act, exclusion, SB 2856, *HB 795, CH. 130
- Charitable gift annuities, exempted insurers, institutions, certain, issuance, assets gift exchange, authorized, security act, exclusion, *HB 795(a), CH. 130
- Construction, damage waiver provision, null and void, *SB 2466, CH. 264X
- Consumer, residential leases, readable, understandable, provisions penalties, SB 2018
- Corporations, sale, assets, entirely real estate, excise tax, SB 2999
- Debt adjusting, licensing, examinations, regulation, revisions, *HB 86(a), CH. 156
- Districts, special purpose, sewer, water, small works, bids, procedures, modified, SB 2397, *SUB HB 133, CH. 137X
- Escrow agents, insurance, bonding requirements, modified, *SB 2305, CH. 70

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

CONTRACTS—cont.

- Firefighters, law enforcement, collective bargaining procedures, modified, SB 2370
 Fire protection, state-owned buildings, local government, provisions, *HB 41, CH. 102X
- Floating home landlord-tenant act, enacted, moorages, legal rights, SB 2850, SUB SB 2850
- Floating home landlord-tenant act, enacted, moorages, legal rights VETOED, *SUB HB 1308(a), CH. 186X, P.V.
- Health care insurance, access, quality, regulated, revisions, SB 2920
- Health care services, understandable language, cancellation, written notice, reasons, libel, slander immunity, *SUB HB 109, CH. 133
- Higher education, associated student bodies, contract authority, certain, transferred, board, SB 3114
- Insurance, agents, brokers, temporary, licenses, provisions eliminated, SB 2330
- Insurance, group disability, health care services, mental disorders, coverage, required, SB 2491
- Insurance, mortality tables, interest rates, prescribed, females, risk calculation age, changed, reserves, annuities, endowments, certain, defined, *HB 735, CH. 157, P.V.
- Insurance, motor vehicles, underinsured, hit-and-run, coverage, permitted, SUB HB 103
- Insurance, policies, certain, understandable language, cancellation, written notice, reasons, libel, slander immunity, *SUB HB 109, CH. 133
- Insurance, standard nonforfeiture law for individual deferred annuities, VETOED, *HB 735, CH. 157, P.V.
- Insurers, health care professionals, attorney associations, definition exclusion, self-insurance, permitted, SB 2259
- Interest, state obligations, required, SB 2238, SUB SB 2238
- Inventions, employees, employment agreements, certain terms, prohibited disclosure procedures, provisions, SUB SB 2420
- Inventions, employees employment agreements, certain terms, prohibited, SB 2420
- Inventions, employees, rights protection, SUB HB 725, SB 2629, *HB 668, CH. 177X
- Irrigation districts, certain, conflict of interest prohibition, exemption, *HB 48, CH. 4X
- Mobile homes, rental agreements, terms, conditions, revisions, *SUB HB 1308, CH. 186X, P.V.
- Nursing homes, auditing and cost reimbursement act, enacted, appropriation, SUB SB 2335
- Nursing homes, auditing and cost reimbursement act, enacted, SB 2335
- Nursing homes, resident care standards, provisions, SB 2336, *SUB SB 2336, CH. 211X
- Partnerships, regulations, general revisions, SB 2482
- Personal lines insurance, terms, termination, revisions, SB 3103
- Personal services, financial management office, comprehensive review, supervision, definitions, exemptions, SB 2301, *SUB SB 2301, CH. 61X
- Professional services, state, local governments, negotiation, award procedures, established, provisions, SB 2303

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

CONTRACTS—cont.

- Property, personal, withholding, unlawfully, installment contracts, default, felony, provisions, SB 3125
- Public works, minority businesses, contracts, revisions, SB 2572
- Public works, prevailing wages required, SB 3109
- Public works, state, formation, performance, regulated, SB 2328
- Public works, utility lines, public, rights, liabilities, specified, SB 2666
- School districts, transportation services, authorized, 5 years, limit, SB 2590
- Services, certain, state, higher education agencies, civil service, higher education personnel laws, exemptions, *SUB HB 1057, CH. 46X
- Small loan act, redesignated consumer finance act, regulating provisions, modified, *SB 2233, CH. 18
- Successor clauses, entertainment services, provisions, SB 2679, SUB SB 2679
- Teachers 5 days, added, purposes, certain, SB 2568
- Utility services, underground, construction projects, damage, liability, responsibility, specified, SUB SB 2666
- Vocational rehabilitation services, state purchase, formal sealed bid, requirements execution, *HB 113, CH. 14X

CONTRIBUTORY FAULT

- Tort, product liability, general revisions, appropriation, SB 2333(a)
- Tort, product liability, modified, SB 2333
- Tort, product liability, modified, affirmative defenses, established, SUB SB 2333
- Tort, product liability, modified, affirmative defenses, established, appropriation, 2nd SUB SB 2333

CONTROLLED SUBSTANCES

- Amphetamines, optical isomers, salts, narcotic stimulants, dispensing prohibited, exemption, certain, abuse investigation, *SUB HB 624, CH. 119X
- Corrections institutions, residents, others, unauthorized possession, felony, *SB 2021, CH. 121
- Counterfeit, sale, gift, delivery, dispensing, distribution, administration, prohibited, penalties prescribed, *SB 2138, CH. 67
- Drunk drivers, defined, standards established, mandatory one-day jail sentence, *SUB HB 665, CH. 176X
- DWI, defined, standards established, mandatory one-day jail sentence, *SUB HB 665, CH. 176X
- Marijuana, medical use, legitimized, federal government, petitioned, HJM 4
- Paraphernalia, possession, sale, unlawful, prohibited, SB 2174
- Pharmacy practice, regulations, revised, penalties, provisions, SB 2141, *SUB SB 2141, CH. 90
- Sentencing reform act, enacted, SB 2266
- Therapeutic research act, enacted, powers, duties, appropriation, *SUB HB 259, CH. 136
- Therapeutic research act, enacted, powers, duties, SB 2264, SUB SB 2264, *SUB HB 259(a), CH. 136
- Traffic offenders, evaluation, treatment program, participation, requirements, development criteria, sentencing provisions, *SUB HB 665, CH. 176X

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(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

CONVALESCENTS

- Employment agencies, babysitting, convalescent, elderly care, certain referral services, HB 168
- Home health agencies, licensed, SB 2239
- Nursing homes, abuse, patients, reporting system, provisions, penalties, *SB 2338, CH. 228X
- Nursing homes, auditing and cost reimbursement act, enacted, SB 2335
- Nursing homes, auditing and cost reimbursement act, enacted, appropriation, SUB SB 2335
- Nursing homes, resident care standards, provisions, SB 2336, *SUB SB 2336, CH. 211X

CONVENTIONS AND CONFERENCES (See also CONSTITUTIONAL CONVENTIONS)

- Centers, state system, bonds, issuance, bond anticipation notes, authorized, funds created, tax revenues, certain, SB 3110
- Legislatures, national, annual meeting, summer, 1982, Seattle, invitation, extended, *SCR 110
- Visual arts centers, municipal, authorized, *SB 2062, CH. 222X

CONVEYANCES

- Condominiums, first, real estate contract, permitted, SB 2371
- Conservation rights, real property, classification, conveyance provisions, SB 2158, *SUB SB 2158, CH. 21X
- Property, personal, real, sale, documents, preparation, persons, institutions, certain, permitted, SB 2583
- Solar energy devices, easements, provisions, *SUB HB 912, CH. 170X

COOPERATION

- Washington/British Columbia, joint legislative committee established, *SCR 106

COOPERATIVES

- Agricultural, dissolution by election, provisions, SB 2576, *HB 778, CH. 86
- B&O tax, condominiums, cooperative housing, maintenance fees, exclusion, *SUB HB 302(a), CH. 196X
- Electrical, water service charges, liens, SB 2190

CORPORAL PUNISHMENT

- Title only, SB 2962

CORPORATIONS

- Business corporation act, general revisions, *SB 2119, CH. 16
- Commuter ride sharing, private vehicles, owner's liability, *SUB HB 96, CH. 111
- Documents, private organizations, filing, recording requirements, secretary of state, revised, HB 903
- Fees, certain, secretary of state, established, increased, *HB 33, CH. 133X
- Industrial insurance, officers, directors, individual noncorporate joint venturers, exclusion, permitted, SB 2072
- Industrial insurance, officers, members, coverage, withdrawal, allowed, *SUB HB 92, CH. 128
- Insurers, health care professionals, attorney associations, definition exclusion, self-insurance, permitted, SB 2259

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

CORPORATIONS—cont.

- Museum enterprises, inc., state capitol museum, fund raising purposes, established, SUB HB 515
- Nonprofit mutual electric, water service charges liens, SB 2190
- Nonprofit organizations, property, park, open spaces, recreation, purposes, tax exemption, SUB SB 2790, *HB 1241, CH. 193X
- Nursing homes, auditing and cost reimbursement act, enacted, SB 2335
- Nursing homes, auditing and cost reimbursement act, enacted, appropriation, SUB SB 2335
- Nursing homes, resident care standards, provisions, SB 2336, *SUB SB 2336, CH. 211X
- Safety, claims administration, self-insurance, licensing, regulated, SB 3162
- Tax, excise, sale, assets, entirely real estate, SB 2999
- Transportation providers, private, nonprofit, elderly, handicapped, state certification, *SUB HB 96, CH. 111
- Trust business, securities held in trust, deposit other banks, trust companies, permitted, SB 2739, *HB 808, CH. 45

CORPUZ, RAY E., JR.

- American affairs commission, member, GA 10, confirmed pp. 33,185,210

CORRECTIONS (See also INSTITUTIONS)

- Adult services, community colleges, tuition, fees, charging, allowed, *SUB SB 2250, CH. 226X
- Community corrections committee, created, SB 2137, SUB SB 2137
- Criminal offenders, diversion, criminal process, provisions, appropriation, SB 2137, SUB SB 2137
- Criminal records privacy act, administration, dissemination, disclosure procedures, modified, *HB 571, CH. 36X
- Disability, line of duty, special workers' compensation benefits, provisions, SB 2413
- Escapees, criminal justice costs, political subdivisions, reimbursement, institutional impact account, created, *SUB HB 144, CH. 108X
- Inmates, honor, labor, regional jail camps, industrial insurance coverage, *SUB HB 80, CH. 160X
- Jail facilities, bond issuance, bond anticipation notes, authorized, jail renovation bond retirement fund, created, SB 2505
- Jail facilities, general obligation bonds, bond anticipation notes, issuance, authorized, account, fund, created, *SUB SB 2505, CH. 232X
- Prisoners, county, certain, confinement, state institutions, reimbursement, modified, *SB 2399, CH. 147
- Prisoners, custodial care standards, adoption procedures, modified, *SB 2399(a), CH. 147
- Prisoners, rehabilitation, commercial enterprises, institutional facilities, authorized, annual report to legislature, required, *SUB HB 80, CH. 160X
- Residential schools, program of education, furnished by school district, *SB 3117, CH. 217X
- Sentencing reform act, enacted, SB 2266
- Title only, SB 2552
- Title only, facilities, appropriation, SB 2961

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

COSMETOLOGY

Barbers, hairstylists, regulations, examination, shops, schools, courses, suspension, penalties, SB 2779

Manicurists, shops, operators, licensing provisions, SB 3126, *SUB SB 3126, CH. 242X

Regulation, continuing education, licensing, modified, SB 3112

Regulation, revisions, appropriation, SB 2437

COST OF LIVING

Higher education, employees, retirement programs, adjustment, provisions, SB 2686

COSTELLO, LEONARD W.

Community college district 3, board of trustees, member, GA 123, confirmed pp. 88,237,266

COUNCIL OF STATE GOVERNMENTS

Secretary, assistant secretary of the senate, attendance authorized, *SR 1979-53 p. 1035

COUNCILS

Compensation, uniform, part-time citizen members, established, SUB HB 39

Criminal justice, governor's, established, SB 2320, *2nd SUB HB 204, CH. 79

Energy facilities, site evaluation, member, added, archaeology, historic preservation office, designee, SB 2691

Governor, governor's designee, other state official, serve in governor's stead, certain councils, authorized, *SB 2242, CH. 57X

Interagency committee for outdoor recreation, reorganized, renamed, council of recreation resources, agencies, certain, authority, SB 2563

Salmon advisory, members, terms, duration, council termination, established, SUB HB 177, *SB 2045(a), CH. 60

State health coordinating, established, national health planning and resources development act of 1974, implemented, *SUB HB 249, CH. 161X

Title only, SB 2445, SB 2446

COUNTIES (See also names of COUNTIES)

Aged persons, aid, permitted, SJR 104

Air pollution control, county, multicounty authority, transferred, ecology department, SB 2732

Annexation, debt assumption requirements, *HB 954, CH. 124X

Audits, financial, state auditor, frequency, payment provisions, revised, *SB 2403, CH. 71

Audits, intervals, reasonable, periodic, minimum, once in three years, schedule, adoption, state auditor, SUB SB 2404

Audits, intervals, reasonable, periodic, state auditor, SB 2404

Boards, noncharter counties, membership increase, provisions, SB 2017

Boundary review boards, review provisions, revised, SB 2586

Building code, state, amending, updating, responsibilities, procedures, modifications, SB 2868

Building code, state, updated, SUB HB 541

Cities, fire protection districts, annexation, authorized, *SUB HB 972, CH. 179X

• Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

COUNTIES (See also names of COUNTIES)—cont.

- Cities, under 10,000, fire protection districts, annexation, authorized *SUB HB 972(a), CH. 179X
- Civil actions, under \$10,000, mandatory arbitration, superior court authorization, permitted, *SUB HB 425, CH. 103
- Collective bargaining, uniformed personnel, arbitration, mediation, impasse procedures, established, *SB 2852, CH. 184X
- Commissioners, superior court, number allowed, limited, duties, added, SUB HB 578
- Commissioners, superior court, one or more allowed, duties, added, *SB 2173, CH. 54X
- Commitment, treatment, mentally ill, provisions, *SUB SB 2415, CH. 215X
- Community corporations, planning, land use, establishment, provisions, SB 2207
- Community corrections committee, created, SB 2137, SUB SB 2137
- Community service insurance fund, juveniles, fines, industrial insurance, liability coverage, establishment, authorized, SUB HB 1359
- Community service, juveniles, performance, industrial insurance, third party liability coverage, fund establishment, provisions, SUB HB 1359
- Commuter ride sharing, course of employment, industrial insurance, exclusion, *SUB HB 96, CH. 111
- Commuter ride sharing, publicly-owned vehicles, authorized, *SUB HB 96, CH. 111
- Comprehensive plan, sewer, water districts, approval, deadline, legislative authority, SB 2395, *SUB HB 139, CH. 23
- Conservation rights, real property, classification, conveyance provisions, SB 2158, *SUB SB 2158, CH. 21X
- Costs, state programs, incurred, state reimbursement, property tax levy, provisions, SB 2407
- Criminal offenders, diversion criminal process, provisions, appropriation, SB 2137, SUB SB 2137
- Damages, actions, employees performing official duties, defense of, provisions, *SUB SB 2411, CH. 72X
- Day labor, roads, monetary limit maximum, contract/day labor combination, minority employment solicitation, SUB SB 2177
- Day labor, roads, monetary limit setting, permitted, SB 2177
- Docks, commercial, inspection, certification, warrant, labor and industries department requirements, appropriation, SUB SB 2969
- Double amendments, equalization boards, legislative authorities, *HB 347, CH. 13
- Elected officials, assumption of office, common date, provisions, *SUB HB 57, CH. 126X
- Emergency medical services, districts, creation, authorized, provisions, *2nd SUB HB 1239(a), CH. 200X
- Emergency medical services, levies, six-year, imposition, voter approval, SB 3016, *2nd SUB HB 1239, CH. 200X
- Energy facilities, sites, certification procedures, modified, SB 2139
- Escapees, criminal justice costs, political subdivisions, reimbursement, institutional impact account, created, *SUB HB 144, CH. 108X

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

COUNTIES (See also names of COUNTIES)—cont.

- Family commission, created, members, powers, duties, family life stability, harmony, purposes, SB 2784
- Family court, funding increased, HB 829
- Farm camps, work release programs, authorized, *SUB SB 2505(a), CH. 232X
- Ferry vessels, purchase, sales, use tax, exemption, SUB HB 746, *SUB SB 2929(a), CH. 266X
- Filing fees, justice court services, negotiation with cities, allowed, arbitration requirement, *HB 424, CH. 129X
- Financial disclosure, officials, exemptions, requirements, modified, SB 2685, *SUB SB 2685, CH. 265X
- Food donation, donor's, nonprofit donee distributors, liability, government inspection, regulation, state information, referral service, *SB 2147, CH. 115
- Forest land, sales, revenues, distribution, SUB HB 240
- Forest reserves, revenues, distribution, schools, roads, counties, provisions, SUB HB 240
- Fuel tax, distribution formula, revised, computation modified, SB 2391, SUB SB 2391
- Fuel tax, distribution formula, revised, SB 2059
- Health officers, local, duties, revised, *SB 2060, CH. 52X
- Health officers, local, educational requirements, revised, SUB HB 898
- Hearing defects, telecommunication devices, law enforcement, safety agencies, certain, installation required, *SB 2492, CH. 63X
- Home rule, charter, framing, alternative methods, provisions, SUB HJR 7
- Home rule, issue, joint legislative committee, appointment, study, hearings, report, *SUB HB 76(a), CH. 194X
- Home rule, powers, granted, SJR 114, SUB SJR 114
- Home rule, powers, granting, clarified, *SUB HB 76, CH. 194X
- Hospital trustees, travel expenses, reimbursement, *HB 862, CH. 17X
- Housing authorities, joint, cities, counties, except class AA, authorized, provisions, SUB SB 3140
- Housing authorities, joint, cities, counties, first class, authorized, provisions, SB 3140
- Insurance, direct negotiation, allowed, SB 2903
- Irrigation districts, power generation, authorized, powers, duties, modified, SB 3033, SUB SB 3033, *2nd SUB SB 3033, CH. 185X
- Jail facilities, general obligation bonds, bond anticipation notes, issuance, authorized, account, fund, created, *SUB SB 2505, CH. 232X
- Law enforcement, activities, related to state residential, mental, correctional institutions, assistance grants, DSHS, appropriation, SB 2628
- Law libraries, court filing fees, distribution share, increased, *HB 149, CH. 126
- Leases, harbor areas, DNR, notice, appraisal, fees, rules, public access, use, encouragement, provisions, *SUB SB 2284, CH. 97X
- Local improvement districts, assessment, collection provisions, modified, SB 3088
- Mobile homes, resale, certain, real estate sales tax, applied, provisions, SB 2193
- Notaries, Washington uniform notary act, enacted, appropriation, SB 2435
- Parks, local government, acquisition, development programs, outdoor recreation committee, grant program, funding preference, SUB HB 334

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

COUNTIES (See also names of COUNTIES)—cont.

- Parks, recreation districts, joint, formation, authorized, election provision, SB 2489, *SB 2053, CH. 11X
- Parks, state, sale, proceeds, counties, real property acquisition/development account, created, appropriations, SB 2473
- Performing, visual arts centers, municipal, authorized, *SB 2062, CH. 222X
- Personal information, held by government agencies, protection, provisions, SB 2383
- Platting, subdivisions, irrigation districts, water rights of way, required, prior to plat approval, SB 2933
- Platting, subdivisions, open spaces, parks, playgrounds, schools, notice, requirements, eliminated, modified, SB 2939
- Printed materials, B&O tax, exclusion, *SUB HB 302(a), CH. 196X, *SUB SB 2929(a), CH. 266X
- Prisoners, certain, confinement, state institutions, reimbursement, modified, *SB 2399, CH. 147
- Prisoners, custodial care standards, adoption procedures, modified, *SB 2399(a), CH. 147
- Probation services, state aid, inactive program, disestablished, SB 2566
- Property, lost, unclaimed, valuation, surrender, required, finders' rights, provisions, *SUB SB 3022, CH. 85X
- Property taxes, levy, costs, state programs, inadequate state reimbursement, allowed, SB 2407
- Public disclosure, legislative action, open meetings, collective decisions, voting, exemption, provisions, SUB SB 2455
- Public works, contracts, formation, performance, regulated, SB 2328
- Public works, contracts, utility lines, public, involvement, rights, liabilities, specified, SB 2666
- Recycling, litter control, DOE program administration, small cities, towns, counties, fund allocation, distribution, *SB 2511, CH. 94
- Rent, regulation, prohibited, SB 2624
- Reservoirs, systems, included within municipal water and sewer facilities act, SB 3095
- Revenue equalization, supplementation, local government revenue equalization fund, established, appropriation, SB 3145
- Revenues, local deductible, state apportionment, common school education, revisions, SB 2472
- Rewards, criminal arrests, information, modified, SB 2144
- Right of way, franchises, applicant, acceptance, rejection, procedures, SUB HB 726
- Risk management, local government, program development, institution, provisions, SB 2866
- Roads, administration, classification, procedures, modified, primitive—road system, designation, provisions, SB 2268
- Roads, administration, classification, purchases, competitive prices, procedures modified, SUB SB 2268
- Sanitary sewage disposal system, comprehensive plan, tax levy, modified, SB 3094, SUB SB 3094

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

COUNTIES (See also names of COUNTIES)—cont.

- School districts, first class, certain, director election requirements, *SB 2143, CH. 183X
- Search and rescue, volunteers, costs, certain, reimbursement, appropriation, law enforcement, responsibility, costs recovery, provisions, *2nd SUB HB 527, CH. 268X
- Self-insurance, allowed, SB 2902
- Self-insurance, risk management, joint insurance, authorized, *SUB HB 56, CH. 256X
- Self-insurance, state, political subdivisions, provisions, insurance fund, created, SB 2520
- Senior citizens, low income, preferential rates, services, authorized, SB 2079
- Senior citizens, programs, authorized, SB 2262, *SUB HB 16, CH. 109
- Sewerage improvement districts, transformed, sewer districts, validation, petition notice, 3rd class counties, SB 2117, *SUB SB 2117, CH. 35
- Solar energy, development, use, property right, easements, provisions, SUB SB 2014
- Solid waste disposal system, unincorporated areas, excise tax, authorized, delinquent, property lien, SB 2688
- Tax rates, cities, towns under 20,000, setting, county authority, removed, SUB HB 1196
- Taxation, B&O, PUD's, authorized, SB 2917
- Taxicabs, rates, regulation, prohibited, SB 2623
- Timber sales, revenues, distribution, schools, SUB HB 240
- Torts, governmental units, certain, affirmative defenses, provisions, SB 2875
- Torts, local governments, judgments against, modified, SB 2683
- Tourist expansion, purposes, excess tax, imposition, authorized, SB 2780
- Traffic violations, decriminalization, *HB 101, CH. 136X
- Trails, paths, improvement funds, mandatory minimum expenditure, established, *HB 750, CH. 121X
- Transportation department, reimbursable local projects, appropriation, *SUB HB 872, CH. 169X
- Transportation, public, funding, excise, sales and use, business tax, proceeds, operation, maintenance, capital needs, HB 570
- Utilities, functions, certain, excise tax, imposition, authorized, SB 2441
- Utilities, public, loans, energy conservation purposes, authorized, appropriate charge back provision, *SUB SJR 120
- Utilities, public, loans, energy conservation purposes, authorized, SJR 120
- Utility, services, rates, reduced, low-income senior citizens, permitted, *SB 2077, CH. 116
- Utility services, underground, construction projects, damage, liability, responsibility, specified, SUB SB 2666
- Venue, change, costs, certain, partial reimbursement, allowed, prosecutors reimbursement revolving fund, appropriation, SUB HB 1084
- Veterans', employment preference, noncompetitive employment systems, competitive, certain, revisions, SB 3106, SUB SB 3106
- Veterans' relief services, levies, 106% limitation, required, SUB HB 943
- Voter registration, various changes, SUB SB 2454

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

COUNTIES (See also names of COUNTIES)—cont.

- Water supply facilities, improvements, bonds authorized, state finance committee, referendum provision, SB 2639, *SUB SB 2639, CH. 234X
- Weed inspectors, powers, enlarged, SB 2471
- Work release programs, farm camps, authorized, *SUB SB 2505(a), CH. 232X

COUNTY OFFICERS - ASSESSORS

- Documents, private organizations, filing, recording requirements, secretary of state, revised, HB 903
- Farmlands, current use classification, so designated, special benefit assessments, tax exemption, provisions, *SUB HB 617, CH. 84
- Floating homes, detached buildings, used, resale, rental, sales, use tax exemption, real estate excise tax, redesignated real property tax, SUB HB 200
- Forest land, classified, sale, assessor notification, compensating tax payment of continued use, requirements, SUB HB 810
- Forest land, classified, sale, tax lien attachment provision, noncomplying conveyance instrument, auditor acceptance, prohibited, SUB HB 810
- Forest land, valuation, revisions, SB 2515
- Historic sites, certain, leasehold excise tax exemption, modified, HB 601, SB 2469
- Historic sites, certain, property taxes, leasehold interest, exemption, *SUB HB 302(a), CH. 196X
- Mobile homes, rental, lease, certain, sales, use tax, exemption, real estate excise tax, applied, certificate of ownership, issuance, *SUB SB 2929, CH. 266X
- Mobile homes, used, resale, sales, use tax, exclusion, real estate excise tax, redesignated real property tax, ownership certificate, issuance, SUB HB 200, SB 2929
- Mobile homes, used, resale, sales, use tax, exemption, real estate excise tax, applied, certificate of ownership, issuance, *SUB SB 2929, CH. 266X
- Omitted value, property assessment, allowed, notice, appeal information, required, SB 2726
- Omitted value, property assessment, allowed, notice, appeal information, required, purchaser liability exemption, certain, SUB HB 841
- Property taxes, assessments, limited, SB 2145
- Property taxes, costs, state programs, inadequate state reimbursement, levy, allowed, SB 2407
- Property taxes, delinquent, interest rate, increased, SB 2009
- Property taxes, first \$20,000 valuation, exemption, SB 2379
- Property taxes, personal, relief, renters, provisions, SJR 101
- Property taxes, retirees, assessed maximum valuation, income qualifications, SB 2374
- Property taxes, retirees, residences, exemption, age, income qualifications, surviving spouse provision, tax deferral modifications, *SUB SB 2374, CH. 214X
- Property taxes, retirees, residences, income exemption, increased, HB 555
- Property taxes, retirees, residences, original purchase price, assessment in excess, income qualifications, exemption, SB 2087
- Property taxes, retirees, residences, valuation to \$15,000, income qualifications, SB 2001
- Property taxes, retirees, residences, 1975 tax year, dollar amount, income qualifications, SB 2049

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

COUNTY OFFICERS - ASSESSORS—cont.

- Property taxes, retirees, residency requirement, abolished, general revisions, SB 2464
- Property valuation, indicated ratios, revenue department, establishment, SB 2627
- Property valuation, similar sales, defined, SB 3029
- Solid waste disposal system, unincorporated areas, excise tax, authorized, delinquent, property lien, SB 2688
- Surface, mineral rights, real property, evaluation, assessment, revenue department, rules, regulations, promulgation, SB 2419
- Surface, mineral rights, real property subject to property tax, provisions, SB 2425
- Taxpayers, applications, reports, returns, confidentiality, provisions, SB 2664
- Timber tax, harvesters, assessment rolls, excise tax, modified, SB 3000

COUNTY OFFICERS - AUDITORS

- Documents, private organizations, filing, recording requirements, secretary of state, revised, HB 903
- Election costs, primary, general, any year, state officers, measures, state assumes prorated share, HB 676
- Elections, general revisions, SB 3118, SUB SB 3118
- Forest land, classified, sale, tax lien attachment provision, noncomplying conveyance instrument, auditor acceptance, prohibited, SUB HB 810
- Irrigation districts, check issuance authority, directors, official duties, reasonable expenses, reimbursement, *SUB HB 402, CH. 83
- Jury duty, selection, qualification procedures, mandatory service requirements, *SUB HB 99, CH. 135X
- Leases, sales, public lands, valuation, pricing procedures, SB 2058, *SUB SB 2058, CH. 109X
- Marriage, license validity, time period extended, *HB 338, CH. 128X
- Marriage, mental, physical impediments, removed, *HB 338, CH. 128X
- Park and recreation districts, joint, formation, authorized, election provision, SB 2489, *SB 2053, CH. 11X
- Polling places, handicapped persons, accessibility, provisions, *SB 2565, CH. 64X
- Public utility districts, creation, construction, election procedures, revisions, SB 2993, *SUB SB 2993, CH. 240X
- Public utility districts, legal actions, counties of jurisdiction, *SUB SB 2993(a), CH. 240X
- Registration, voter, transfer, at polls, general, primary election, permitted, provisions, *SB 2562, CH. 96
- Special purpose districts, inactive, dissolution, provisions, *SUB HB 77, CH. 5X
- Transportation authority, delegate members, each member may appoint, SB 3146
- Uniform federal lien registration act, enacted, SB 2230
- Voter registration, various changes, SUB SB 2454
- Voting, ballots, ballot cards, voting machine records, duplicates required, SB 2288

COUNTY OFFICERS - CLERKS

- Assumed names, business, registration, *SUB SB 2482, CH. 22X
- Business certificates, acknowledgement, amendment, limited partnerships, revisions, *SUB SB 2482, CH. 22X
- Business certificates, filing transferred, licensing department, *SUB SB 2482, CH. 22X
- Criminal defendants, fees, certain, increased, SB 2189

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA gubernatorial Appointment.

COUNTY OFFICERS - CLERKS—cont.

Trust funds, deposited with clerk, provisions, modified, SB 2273, *SUB SB 2273, CH. 227X

Voter registration, various changes, SUB SB 2454

COUNTY OFFICERS - COMMISSIONERS AND COUNCILMEN

Boards, noncharter counties, membership increase, provisions, SB 2017

Election, by district, required, SB 2002, SB 2064

Emergency medical service districts, creation, authorized, provisions, *2nd SUB HB 1239(a), CH. 200X

Sanitary sewage disposal system, comprehensive plan, tax levy, modified, SB 3094, SUB SB 3094

Utility functions, certain, excise tax, imposition, authorized, SB 2441

COUNTY OFFICERS - CORONERS

Death, fetal death certificates, mandatory signature, time period, established, *SUB HB 262, CH. 162X

Vital statistics, federal standards, compliance update, *SUB HB 262, CH. 162X

COUNTY OFFICERS - PROSECUTING ATTORNEYS

Arson reporting immunity act, enacted, insurer immunity, provisions, SUB HB 748, *SB 2727, CH. 80X

Community corrections committee, created, SB 2137, SUB SB 2137

Convicted persons, statement of facts, preparation, signature, provisions, parole board availability, SUB HB 51

Crime victims, compensation, proceeds from reenactment of crime, provisions, SB 3128, SUB SB 3128

Crime victims, restitution, imposing, enforcing, suspended sentences, probation, procedures added, *SB 2417, CH. 29

Criminal offenders, diversion, criminal process, provisions, appropriation, SB 2137, SUB SB 2137

Organized crime advisory board, new name, membership, duties, meetings, fund, created, appropriation, SUB HB 1147

Organized crime intelligence advisory board, name change, organized crime advisory board, membership, duties, SB 2390

Sentencing reform act, enacted, SB 2266

State-wide special inquiry judge act, enacted, fund, created, appropriation, SUB HB 1147

Venue, change, costs, certain, partial reimbursement, allowed, prosecutors reimbursement revolving fund, appropriation, SUB HB 1084

COUNTY OFFICERS - SHERIFFS AND PUBLIC SAFETY DIRECTORS

Allowance, clothing, incidentals, provisions, *HB 677, CH. 132

Civil service, appointment procedures modified, unclassified positions, authorized, provisions, SB 2375

Civil service, chief examiner, appointment procedures modified, unclassified positions, authorized, provisions, *SUB SB 2375, CH. 153X

Deadly weapons, possession, detention facilities, prohibited, law enforcement officers, exempted, SB 2871

Law enforcement, activities, related to state residential, mental, correctional institutions, assistance grants, DSHS, appropriation, SB 2628

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

COUNTY OFFICERS - SHERIFFS AND PUBLIC SAFETY DIRECTORS—
cont.

- Organized crime advisory board, new name, membership, duties, meetings, fund, created, appropriation, SUB HB 1147
- Organized crime intelligence advisory board, name change, organized crime advisory board, membership, duties, SB 2390
- Prisoners, county, certain, confinement, state institutions, reimbursement, modified, *SB 2399, CH. 147
- Prisoners, custodial care standards, adoption procedures, modified, *SB 2399(a), CH. 147
- Replevin, provisions, *SUB HB 697, CH. 132X

COUNTY OFFICERS - TREASURERS

- Fines, forfeitures, penalties, delinquent, interest rate, increased, SB 2009
- Funds, investment, bankers' acceptances, authorized, SB 2274
- Funds, investment, bankers' acceptances, purchased on secondary market, authorized, *SUB SB 2274, CH. 57
- Irrigation districts, check issuance authority, directors, official duties, reasonable expenses, reimbursement, *SUB HB 402, CH. 83
- Port districts, treasurer, designation, authorized, SB 2761
- Property taxes, delinquent, interest rate, increased, sale, grace provisions, SUB HB 10
- Property taxes, delinquent, interest rate, compounded annually, SB 2665
- Property taxes, delinquent, interest rate, increased, SB 2009
- Tax registration certificate, fee, deposit, service of notice, delinquent tax write-off, refund, SB 2621, *SUB HB 291, CH. 95X
- Traffic offenses, noncriminal, monetary penalties, criminal justice training account, distribution, *SUB HB 311(a), CH. 164X

COUPONS

- Merchandise, certain, authorized, SB 2022

COURT OF APPEALS

- Administrative agencies, decisions, discretionary review, authorized, HB 209, SB 2172
- Appeals, justice courts, permitted, SJR 107, SB 2105
- Appeals, modified, electronic equipment, use, SB 2640
- Judges, election, terms of office, modified, SB 3102
- Judges, salaries, increased, *SUB SB 3008, CH. 255X
- Jurisdiction, minimum dollar amount, exclusion, *HB 279, CH. 102

COURT REPORTERS

- Judicial council, added, SB 2342
- Prejudicial, attorney, plaintiff, defendant, substitution, request, procedures, SB 2919
- Qualifications, modified, SB 2019
- Qualifications, modified, word processing technology, emphasized, SB 3091

COURTS

- Alcohol, drug related traffic offenders, evaluation, treatment program, participation, requirements, development criteria, sentencing provisions, *SUB HB 665, CH. 176X

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

COURTS—cont.

- Appeals, judges, election, terms of office, modified, SB 3102
- Appeals, jurisdiction, minimum dollar amount, exclusion, *HB 279, CH. 102
- Appeals, procedures, modified, electronic equipment use, SB 2640
- Auditor, state, duties, certain, transferred, administrator for the courts, SB 3066
- Bail bondsman, business, prohibited, persons charged with offenses, release, regulated, SB 2660
- Civil actions, settlement, offers, time period, provisions, SB 2043, SUB SB 2043
- Civil actions, under \$10,000, mandatory arbitration, superior court authorization, permitted, *SUB HB 425, CH. 103
- Commissioners, superior, number allowed, limited, duties, added, SUB HB 578
- Commissioners, superior, one or more, allowed, duties, added, *SB 2173, CH. 54X
- Commitment, treatment, mentally ill, provisions, *SUB SB 2415, CH. 215X
- Convicted persons, statement of facts, certain court personnel, required, parole board availability, SUB HB 51
- Court reporters, prejudicial, attorney, plaintiff, defendant, substitution, request, procedures, SB 2919
- Court reporters, qualifications, modified, SB 2019
- Court reporters, qualifications, modified, word processing technology, emphasized, SB 3091
- Crime victims, compensation, proceeds from reenactment of crime, provisions, SB 3128, SUB SB 3128
- Criminal code, revised, SB 2229, *HB 307, CH. 244X
- Criminal records privacy act, administration, dissemination, disclosure procedures, modified, *HB 571, CH. 36X
- Damages, prior agreements, court approval, announcement, required, SUB HB 391, SB 2223, SUB SB 2223
- District, jurisdiction, minimum dollar amount, increased, *HB 279, CH. 102
- Domestic violence, law enforcement procedures, established, SB 2613, *SUB HB 438, CH. 105X
- Drivers, drunk, defined, standards established, mandatory one-day jail sentence, *SUB HB 665, CH. 176X
- Drivers, drunk, drugged, deferred prosecution program, ineligible, SB 2099
- DWI, breathalyzer test, refusal, driving privilege revoked, court evidence, subsequent guilty plea, rescind revocation, *SUB HB 704 VETOED
- DWI, conviction, nonsuspendable sentences, provisions, SB 2122
- DWI, defined, standards established, mandatory one-day jail sentence, *SUB HB 665, CH. 176X
- Energy facility site location process, revisions, NPDES permits, provisions, penalties, SB 2432, *SUB HB 328, CH. 41
- Family, commission, created, members, powers, duties, family life stability, harmony, purposes, SB 2784
- Family, funding, increased, HB 829
- Felony-murder doctrine, second degree assault, exempted, SB 2853
- Felony-murder, manslaughter, assault, exempted, SB 3067
- Food fish, code violations, felony, fine, license denial, suspension, imprisonment, *SUB SB 2439, CH. 99X

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(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

COURTS—cont.

- Food fish, code violations, market value, \$250, felony, fine, imprisonment, SB 2439
- Imprisonment, certain, terms, modified, SUB HB 498, SB 2247
- Judges, appointed, elected after specified date, retirement, PERS membership, SUB HB 430
- Judges, election, procedures, standardized, SB 2358, SUB SB 2358
- Judges, justices, administrator for the courts, salaries, increased, *SUB SB 3008, CH. 255X
- Judges, pro tempore, court commissioners, retirement, provisions, SB 3097
- Judgments, civil actions, effective period, increased, *SB 2763, CH. 236X
- Judicial system, audit requirement, SJR 111
- Jurors, fees, increased, SB 2012
- Jury duty, selection, qualification procedures, mandatory service requirements, *SUB HB 99, CH. 135X
- Jury exemptions, exclusions, provisions, SB 2166
- Justice, appeals, court of appeals, permitted, SJR 107, SB 2105
- Justice, district category, inferior court, appeals procedure, provisions, SB 2640
- Justice, filing fees, negotiations between cities and counties, allowed, arbitration requirement, *HB 424, CH. 129X
- Justice, jurisdiction, limit increased, SB 2006, SB 2168
- Justice, jurisdiction, minimum dollar amount, increased, *HB 279, CH. 102
- Justice, jurisdiction, money amount, increased, SB 2294, SUB SB 2294
- Justice, jurors, district registered voters, random selection, SB 2008
- Juvenile institutions, children, support, required, SUB HB 340, SB 2742
- Juvenile institutions, parental support, DSHS, provisions, SB 2606
- Juvenile justice act, technical amendments, dependency criteria, modified, SB 2213, SUB SB 2213
- Juveniles, curfew, violations, provisions, SUB SB 2495
- Juveniles, divertible offenders, community services, detention, counseling, provisions, custody, general revisions, SB 3078, SUB SB 3078
- Juveniles, procedures for families in conflict, custody, detention, court records, DSHS appropriation, *SUB SB 2768, CH. 155, P.V.
- Juveniles, records, access, content, procedures, revisions, SB 2924, SUB SB 2924
- Licenses, occupational driver's, judge, temporary license, issuance provisions, SB 2135
- Municipal, cities, termination by ordinance, HB 52
- Municipal, establishment, revisions, SB 2163
- Nursing homes, abuse, patients, reporting system, provisions, penalties, *SB 2338, CH. 228X
- Parent-child relationship, termination procedures, crisis intervention, guardianship status establishment, general provisions, SUB HB 1261
- Parent-child relationship, termination procedures, established, *SUB HB 352, CH. 165X
- Parent-child relationship, termination procedures, Indian tribe membership, guardianship status establishment, general provisions, SUB HB 1261
- Persons charged with offenses, release, regulated, SB 2660
- Probation, summary, DSHS custody, authorized, provisions, SB 2485, SUB SB 2485

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

COURTS—cont.

- Procedures for families in conflict, crisis intervention services, custody, detention, court records, DSHS appropriation, *SUB SB 2768, CH. 155, P.V.
- Product liability act, enacted, SB 3073
- Public assistance, applicants, recipients, grievances, hearings, decisions, appeals, procedures, overpayment recovery provision, *SUB HB 254, CH. 92X
- Public utility districts, legal actions, counties of jurisdiction, *SUB SB 2993(a), CH. 240X
- Replevin, hearing, property possession, provision, *SUB HB 697, CH. 132X
- Restitution, crime victims, imposing, enforcing, suspended sentences, probation, procedures added, *SB 2417, CH. 29
- Runaway youth, families, detention facilities, crisis shelters, modified, appropriation, SB 3122
- Runaway youth, interstate compact, revisions, SB 3014
- Runaway youth, procedures for families in conflict, appropriation, *SUB SB 2768, CH. 155, P.V.
- Runaway youth, procedures for families in conflict, SB 2768
- Runaway youth, procedures for families in conflict, custody, detention, court records, appropriation, *SUB SB 2768, CH. 155, P.V.
- Search warrants, homicides, felonies, use limited, HB 427
- Small claims, jurisdiction, limit increased, SB 2007
- Small claims, jurisdiction, maximum dollar amount, increased, *HB 279, CH. 102
- State-wide special inquiry judge act, enacted, fund, created, appropriation, SUB HB 1147
- Superior, clerks, official services, fees, increased, SB 2381, SUB SB 2381
- Superior, commissioners, duties, numbers, constitutional limits, removed, SJR 108
- Superior, commissioners, duties, numbers, constitutional limits, removed, legislative authority, added, SUB HJR 21
- Superior, criminal defendants, fees, certain, increased, SB 2189
- Superior, Grays Harbor county, number increased, SB 2386
- Superior, judges, Clark, Cowlitz, Grant, Kitsap, Mason-Thurston jointly, Pierce, Snohomish, Spokane counties, number increased, *SUB SB 2095(a), CH. 202X, P.V.
- Superior, judges, newly-created positions, election provision VETOED, *SUB SB 2095(a), CH. 202X, P.V.
- Superior, judges, Thurston/Mason, number increased, SB 2774
- Superior, Snohomish county, number increased, SB 2421, *SUB SB 2095, CH. 202X, P.V.
- Torts, claims against state, settlement, adjustment, payment, responsible agency, official, modified, *HB 1175, CH. 144X
- Traffic offenses, certain, decriminalized, general provisions, SB 2210, *SUB HB 311, CH. 164X
- Traffic offenses, certain, decriminalized, SB 2126
- Traffic offenses, noncriminal, monetary penalties, criminal justice training account, distribution, *SUB HB 311(a), CH. 164X
- Truancy, habitual, juvenile justice act, included, SB 3026
- Truancy, parental responsibility, school, court procedures, violations, defense, fines, *SUB HB 1258, CH. 201X

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(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

COURTS—cont.

- Trust funds, deposited with clerk, provisions, modified, SB 2273, *SUB SB 2273, CH. 227X
- Venue, change, counties, costs, certain, partial reimbursement, allowed, prosecutors reimbursement revolving fund, appropriation, SUB HB 1084
- Victims of sexual assault act, enacted, appropriation, *2nd SUB HB 418, CH. 219X
- Water rights, determination proceedings, service of summons, withdrawal permits, procedures, DOE appropriation, *SUB SB 2794, CH. 216X
- Water systems, public, enforcement powers, granted, SB 2203
- Witness fees, felony convictions, court administrator, payment provisions, *HB 30, CH. 129

COWLITZ COUNTY

- Cowlitz river, bridge, near Rocky Point, DOT, study, directed, SB 2675
- Silverlake flood control district, funds, transferred from game department, SB 2225
- Silverlake flood control district, game fund, appropriation, SB 2216
- Superior court judges, number increased, *SUB SB 2095(a), CH. 202X, P.V.

COX, DURAND A.

- State parks and recreation commission, member, GA 161, confirmed pp. 258,326,694

CREDIT

- Debt adjusting, certain, unfair practice, *HB 86, CH. 156
- Debt adjusting, licensing, examinations, contracts, regulation, revisions, *HB 86(a), CH. 156
- Discrimination, unfair practice, protection, sensory, mental, physical handicaps, extended, appropriation, *SUB HB 480(a), CH. 127
- Insurance policies, personal property loss, service, repair coverage, SB 2730, *HB 588, CH. 138
- Property, personal, real, sale, documents, preparation, persons, institutions, certain, permitted, SB 2583, *SUB HB 481, CH. 107X
- Reports, unfavorable, creditors, consumer notification, required, SB 2438

CREDIT UNIONS

- Deposits, electronic, state employees' salaries, wages, state fund recipients' benefits, payments, state treasurer, authorized, SB 2310, *SUB SB 2310, CH. 93
- Deposits, public funds, hold, receive, authorized, SB 2661
- Financial affairs privacy act, enacted, SB 2997
- Miscellaneous changes, SB 2313
- Powers, federal parity, authorized, *SB 2311, CH. 98X
- Satellite facilities, authorized, SB 2267, *HB 365, CH. 137
- Title only, SB 2816

CREMATION

- Cemeteries, prearrangement contracts, regulation, SB 3075
- State ordered, liability immunity, *SUB HB 82, CH. 21

CRIME VICTIMS

- Assistance, trauma, law enforcement agency, inform public, private organizations providing support, SB 2414, SUB SB 2414

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

CRIME VICTIMS—cont.

- Compensation, convicted person's crime related income, *2nd SUB HB 418, CH. 219X
- Compensation, proceeds from reenactment of crime, provisions, SB 3128, SUB SB 3128
- Domestic violence, law enforcement procedures, established, SB 2613, *SUB HB 438, CH. 105X
- Domestic violence, shelters, social and health services department, assistance, appropriation, *SUB HB 554, CH. 245X
- Force, property protection, permission, *HB 307(a), CH. 244X
- Hospital costs, certain, local government, payment, SB 2414, SUB SB 2414
- Juveniles, records, access, content, procedures, revisions, SB 2924, SUB SB 2924
- Restitution, imposing, enforcing, suspended sentences, probation, procedures added, *SB 2417, CH. 29
- Stolen goods, pawnbroker possesses, suit to recover, attorney fees granted, SB 2498, *SUB HB 774, CH. 41X
- Stolen property, police custody, return to owner, provisions, SB 2416
- Victims of sexual assault act, enacted, appropriation, *2nd SUB HB 418, CH. 219X

CRIMES AND CRIMINAL PROCEDURES

- Alcohol, drug related traffic offenders, evaluation, treatment program, participation, requirements, development criteria, sentencing provisions, *SUB HB 665, CH. 176X
- Animals, certain, damage, injury, destruction, penalty, revised, *SUB SB 2142, CH. 145
- Animals, certain, damage, injury, penalty, revised, SB 2142
- Arrest, power, drivers, without warrant, certain traffic violations, defined, *SUB HB 22, CH. 28X
- Arrest, power, felonies, gross misdemeanors, without warrant, defined, *SUB HB 22, CH. 28X
- Assault, reclassified, SB 2229, *HB 307, CH. 244X
- Bail bondsman, business, prohibited, persons charged with offenses, release, regulated, SB 2660
- Bowling centers, commercial stimulants, allowed, SUB HB 1196, SB 2300, SUB SB 2300
- Bowling centers, social card games, punch boards, pull-tabs, authorized, SUB HB 1196, SB 2300, SUB SB 2300
- Checks, stop-payment orders, unlawful issuance, penalty, SB 2229, *HB 307, CH. 244X
- Checks, unlawful issuance, value determination, SB 2229, *HB 307, CH. 244X
- Commitment, treatment, mentally ill, provisions, *SUB SB 2415, CH. 215X
- Community corrections committee, created, SB 2137, SUB SB 2137
- Controlled substances, counterfeit, sale, gift, delivery, dispensing, distribution, administration, prohibited, penalties prescribed, *SB 2138, CH. 67
- Convicted persons, statement of facts, certain court personnel, required, parole board availability, SUB HB 51
- Corrections institutions, residents, others, contraband, controlled substances, unauthorized possession, felony, *SB 2021, CH. 121

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

CRIMES AND CRIMINAL PROCEDURES—cont.

- Court reporters, prejudicial, attorney, plaintiff, defendant, substitution, request, procedures, SB 2919
- Crime victims, compensation, proceeds from reenactment of crime, provisions, SB 3128, SUB SB 3128
- Crime victims, hospital costs, certain, local government, payment, SB 2414, SUB SB 2414
- Crime victims, trauma assistance, public, private organizations providing support, availability, inform, SB 2414, SUB SB 2414
- Criminal justice, commission, members, chief state patrol, private citizen, added, *SB 2175, CH. 55X
- Criminal justice, governor's council, division, governor's, established, SB 2320, *2nd SUB HB 204, CH. 79
- Criminal offenders, diversion, criminal process, provisions, appropriation, SB 2137, SUB SB 2137
- Criminal records privacy act, administration, dissemination, disclosure procedures, modified, *HB 571, CH. 36X
- Deadly weapons, possession, detention facilities, prohibited, law enforcement officers, exempted, SB 2871
- Dogs, theft, injury, concealment, prohibited, gross misdemeanor, SB 2215
- Domestic violence, law enforcement procedures, established, SB 2613, *SUB HB 438, CH. 105X
- Drivers, drunk, defined, standards established, mandatory one-day jail sentence, *SUB HB 665, CH. 176X
- Drivers, drunk, drugged, deferred prosecution program, ineligible, SB 2099
- Drivers, license, in-state, out-of-state, revoked, suspended, driving, penalties, *SB 2467, CH. 74X
- Drivers, motor vehicles, noncompliance, law enforcement order to stop, penalty, *SB 2468, CH. 75X
- Drug paraphernalia, possession, sale, unlawful, prohibited, SB 2174
- DWI, breathalyzer test, refusal, driving privilege revoked, court evidence, subsequent guilty plea, rescind revocation, *SUB HB 704 VETOED
- DWI, conviction, nonsuspendable sentences, provisions, SB 2122
- DWI, defined, standards established, mandatory one-day jail sentence, *SUB HB 665, CH. 176X
- Energy facility site location process, revisions, NPDES permits, provisions, penalties, SB 2432, *SUB HB 328, CH. 41
- Fees, defendants, certain, increased, SB 2189
- Felony-murder, doctrine, second degree assault, exempted, SB 2853
- Felony-murder, manslaughter, assault, exempted, SB 3067
- Fireworks law, state, enacted, SB 2878
- Food donation, donor's, nonprofit donee distributors, liability, government inspection, regulation, state information, referral service, *SB 2147, CH. 115
- Food fish, code violations, felony, fine, license denial, suspension, imprisonment, *SUB SB 2439, CH. 99X
- Food fish, code violations, market value, \$250, felony, fine, imprisonment, SB 2439
- Food fish, shellfish, molesting, fine, gross misdemeanor, minimum, established, SUB HB 171

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

CRIMES AND CRIMINAL PROCEDURES—cont.

- Force, property protection, permission, *HB 307(a), CH. 244X
- Fraudulent claims, health care providers, services, public assistance recipients, indigent persons, prohibited, SB 2337, *SUB SB 2337, CH. 152X
- Fund raising events, members, nonprofit, charitable organizations, redefined, SUB HB 1196
- Fund raising events, nonprofit, charitable organizations, bets, dollar amount permitted, increased, SUB HB 1196
- Fund raising events, nonprofit, charitable organizations, redefined, bets, dollar amount permitted, increased SB 2896
- Gambling, activities, devices, certain, revisions, SUB HB 1196
- Gambling, eligible organizations, member, redefined, SUB HB 1196
- Gambling, licensees, convicted persons, employment, gambling commission, approval, required, SUB HB 1196
- Gambling, rules, publication, distribution, licensees, law enforcement agencies, without fee, required, others, fee provision, SUB HB 1196
- Game licenses, obtained by fraud, gross misdemeanor, SB 2315, *HB 330, CH. 127X
- Geoducks, clams, harvesting, commercial, rights, regulations, licensing, leasing provisions, SB 2674, *HB 781, CH. 141X
- German Federal Republic, statute of limitations, Nazi war criminals, extension, petitioned, SJM 104
- Habitual traffic offenders, suspension, sentencing provisions, *SB 2068, CH. 62
- Hostages, emergencies, law enforcement officers, telephone lines diversion, permitted, SB 2028, *SUB SB 2028, CH. 28
- Imprisonment, certain, terms, modified, SUB HB 498, SB 2247
- Inmates, honor, labor, regional jail camps, industrial insurance coverage, *SUB HB 80, CH. 160X
- Jails, joint legislative committee, created, physical plant, custodial care, analyze, directed, SUB SCR 103
- Justice court filing fees, negotiation between cities and counties, allowed, arbitration requirement, *HB 424, CH. 129X
- Juvenile justice act, technical amendments, dependency criteria, modified, SB 2213, SUB SB 2213
- Juveniles, divertible offenders, community services, detention, counseling, provisions, custody, general revisions, SB 3078, SUB SB 3078
- Juveniles, habitual truancy, defined penalty, SB 2496
- Juveniles, procedures for families in conflict, custody, detention, court records, DSHS appropriation, *SUB SB 2768, CH. 155, P.V.
- Juveniles, records, access, content, procedures, revisions, SB 2924, SUB SB 2924
- Littering, convicted persons, pickup, remove deposited litter, required, provisions, *HB 689, CH. 39X
- Malicious mischief, damage consideration, SB 2229, *HB 307, CH. 244X
- Manicurists, shops, operators, licensing provisions, SB 3126, *SUB SB 3126, CH. 242X
- Mental incompetency, detention, commitment procedures, evaluation, investigation process, SB 2171, SUB SB 2171
- Motor freight carriers, equipment safety, hazardous materials, regulated, penalties, SUB HB 639

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(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

CRIMES AND CRIMINAL PROCEDURES—cont.

- Motor vehicles, driving, damage, private property, provisions, SB 2047
- Motor vehicles, operators, drugs, alcohol, under the influence, deferred prosecution program, ineligible, SB 2099
- Noxious weeds, control, enforcement procedures, established, misdemeanor, federal reimbursement, provisions, SB 2393, *SUB SB 2393, CH. 118
- Organized crime advisory board, new name, membership, duties, meetings, fund, created, appropriation, SUB HB 1147
- Organized crime intelligence advisory board, name change, organized crime advisory board, membership, duties, SB 2390
- Organized crime intelligence unit, name change, organized crime unit, duties, SB 2390
- Parking, handicapped, building code requirements, reserved spaces, use authorization, permit display, violation, penalty, established, SB 2016, *SUB SB 2016, CH. 26X
- Parking, handicapped, spaces, use violations, decriminalized, *SUB HB 1031(a), CH. 192X
- Persons charged with offenses, release, regulated, SB 2660
- Pornography, involving minors, prohibited, penalties prescribed, SUB HB 551, SB 2013
- Pornography, prostitution, children, exploitation, crimes, defined, penalties, prescribed, SB 2579, SUB SB 2579
- Prisoners, certain, leaves, medical, dental care, volunteer service projects, provisions, HB 1106
- Prisoners, rehabilitation, commercial enterprises, institutional facilities, authorized, annual report to legislature, required, *SUB HB 80, CH. 160X
- Probation, summary, after commitment, DSHS custody, authorized, provisions, SB 2485, SUB SB 2485
- Procedures for families in conflict, crisis intervention services, custody, detention, court records, DSHS appropriation, *SUB SB 2768, CH. 155, P.V.
- Procedures for families in conflict, crisis intervention services, DSHS, provisions, SB 2768
- Procedures for families in conflict, crisis intervention services, DSHS, provisions, appropriation, *SUB SB 2768, CH. 155, P.V.
- Promotional contests, authorized, participation provisions, stated, SUB HB 1196
- Property, personal, withholding, unlawfully, installment contracts, default, felony, provisions, SB 3125
- Public works, contracts, formation, performance, regulated, SB 2328
- Rape, reclassified, SB 2229, *HB 307, CH. 244X
- Razor clams, license, clamming, persons over 65, under 16, affidavit required, free license, dealer fee, payment, *SUB HB 1, CH. 243X
- Razor clams, license, clamming, required, fees, penalties, attached, outer garment, fisheries department, evaluation, appropriation, *SUB HB 1, CH. 243X
- Razor clams, license, clamming, required, fees, penalties, regulations, SB 2085
- Razor clams, license, personal use, required, fees, penalties, residents, nonresidents, requires visibility of license, over 65, less than 16, free, appropriation, SB 2389
- Reckless operation, motor vehicles, aircraft, water-borne craft, trains, reckless flight purposes, felony, SB 2116

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

CRIMES AND CRIMINAL PROCEDURES—cont.

- Restitution, victims, imposing, enforcing, suspended sentences, probation, procedures added, *SB 2417, CH. 29
- Rewards, criminal arrests, information, modified, SB 2144, *SUB SB 2144, CH. 53X
- Runaway youth, families, detention facilities, crisis shelters, modified, appropriations, SB 3122
- Runaway youth, interstate compact, revisions, SB 3014, SUB SB 3014
- Runaway youth, procedures for families in conflict, appropriation, *SUB SB 2768, CH. 155, P.V.
- Runaway youth, procedures for families in conflict, SB 2768
- Runaway youth, procedures for families in conflict, custody, detention, court records, appropriation, *SUB SB 2768, CH. 155, P.V.
- Search warrants, homicides, felonies, use limited, HB 427
- Sentencing reform act, enacted, SB 2266
- Sexual conduct, redefined, SB 2229, *HB 307, CH. 244X
- Shelters, victims, domestic violence, social and health services department, assistance, appropriation, *SUB HB 554, CH. 245X
- Speeding violations, certain, parking violations, drivers insurance abstracts, exclusion, SUB SB 2418
- State-wide special inquiry judge act, enacted, fund, created, appropriation, SUB HB 1147
- Stolen property, police custody, return to owner, provisions, SB 2416
- Superior court, clerks, official services, fees, increased, SB 2381, SUB SB 2381
- Tansy ragwort seed, viable, hay sales, misdemeanor, agriculture department, rules, inspection, fees, federal reimbursement, provisions, SB 2393, *SUB SB 2393, CH. 118
- Theft, robbery, withhold or appropriate, defined, SB 2500
- Traffic offenses, certain, decriminalized, SB 2126
- Traffic offenses, certain, decriminalized, general provisions, SB 2210, *SUB HB 311, CH. 164X
- Traffic offenses, noncriminal, monetary penalties, criminal justice training account, distribution, *SUB HB 311(a), CH. 164X
- Traffic violations, decriminalization, *HB 101, CH. 136X
- Trespass, detention allowed, motor vehicle, seizure and forfeiture, procedure, provisions, SUB HB 562
- Trespass, redefined, SB 2229, *HB 307, CH. 244X
- Trust funds, deposited with clerk, provisions, modified, SB 2273, *SUB SB 2273, CH. 227X
- Venue, change, counties, costs, certain, partial reimbursement, allowed, prosecutors reimbursement revolving fund, appropriation, SUB HB 1084
- Victims, compensation, convicted person's crime related income, *2nd SUB HB 418, CH. 219X
- Victims of sexual assault act, enacted, appropriation, *2nd SUB HB 418, CH. 219X
- Witness fees, felony convictions, court administrator, payment provisions, *HB 30, CH. 129

CRIMINAL JUSTICE AGENCIES

- Council, division, criminal justice, governor's, established, SB 2320

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

CRIMINAL JUSTICE AGENCIES—cont.

- Criminal justice commission, members, chief state patrol, private citizen, added, *SB 2175, CH. 55X
- Criminal records privacy act, administration, dissemination, disclosure procedures, modified, *HB 571, CH. 36X
- Operating agencies, thermal plants, security forces, law enforcement powers, authorized, SB 2584

CRIMINAL JUSTICE TRAINING COMMISSION

- Members, state patrol chief, private citizen, added, *SB 2175, CH. 55X
- Traffic offenses, noncriminal, monetary penalties, criminal justice training account, distribution, *SUB HB 311(a), CH. 164X

CRIMINAL RECORDS AND CRIMINAL RECORDS PRIVACY ACT

- Administration, dissemination, disclosure procedures, modified, *HB 571, CH. 36X

CRISIS INTERVENTION

- Children, families, DSHS, local nonprofit social service agencies, contracting, required, SB 2036
- Crime victims, hospital costs, certain, local government, payment, SB 2414, SUB SB 2414
- Crime victims, trauma assistance, public, private organizations providing support, availability, inform, SB 2414, SUB SB 2414
- Procedures for families in conflict, DSHS, provisions, SB 2768
- Procedures for families in conflict, DSHS, provisions, appropriation, *SUB SB 2768, CH. 155, P.V.
- Procedures for families in conflict, services, custody, detention, court records, DSHS appropriation, *SUB SB 2768, CH. 155, P.V.
- Runaway youth, families, detention facilities, crisis shelters, modified, appropriations, SB 3122
- Runaway youth, interstate compact, revisions, SB 3014
- Victims of sexual assault act, *2nd SUB HB 418, CH. 219X

CROPS

- Agriculture, omnibus regulations, modified, *SUB SB 2791(a), CH. 238X
- Liens, petroleum products, permitted, HB 45
- Motor vehicles, farm products, hauling, certain circumstances, license exemptions, *SUB HB 97, CH. 6X

CULTURAL ACTIVITIES AND FACILITIES

- Expo '89 commission, created, members, duties, nonprofit corporation, Tacoma, provisions, SB 2990
- Olympia, center for the performing arts, bond issuance, anticipation notes, redemption fund, created, SB 3020
- Pacific northwest festival facilities, vicinities, Federal Way, Lynnwood, bond issuance, anticipation notes, authorized, SB 2867
- Pacific northwest festival facility, vicinity Federal Way, bond issuance anticipation notes, authorized, SB 2279, *HB 376, CH. 197X
- Performing arts facilities, Olympia, Tacoma, bond issuance, authorized, bond redemption fund, created, SB 3129, *SUB SB 3129, CH. 260X

- * Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

- (a) Amendment to original bill.
- SR Senate Resolution.
- GA Gubernatorial Appointment.

CULTURAL ACTIVITIES AND FACILITIES—cont.

Performing, visual arts, museum facilities, bond issuance, authorized, bond redemption fund, created, SB 3015

CURFEW

Juveniles, violations, provisions, SUB SB 2495
 Title only, juveniles, violations, SB 2495

CUSTODY

Commitment, civil, procedures modified, SB 2415
 Juvenile justice act, technical amendments, dependency criteria, modified, SB 2213, SUB SB 2213
 Parent-child relationship, termination procedures, crisis intervention, guardianship status establishment, general provisions, SUB HB 1261
 Parent-child relationship, termination procedures established, *SUB HB 352, CH. 165X
 Parent-child relationship, termination procedures, Indian tribe membership, guardianship status establishment, general provisions, SUB HB 1261
 Prisoners, custodial care standards, adoption procedures, modified, SB 2399(a), CH. 147
 Procedures for families in conflict, crisis intervention services, custody, detention, court records, DSHS appropriation, *SUB SB 2768, CH. 155, P.V.
 Runaway youth, families, detention facilities, crisis shelters, modified, appropriations, SB 3122
 Runaway youth, interstate compact, revisions, SB 3014
 Runaway youth, procedures for families in conflict, SB 2768
 Runaway youth, procedures for families in conflict, appropriation, *SUB SB 2768, CH. 155, P.V.
 Runaway youth, procedures for families in conflict, custody, detention, court records, appropriation, *SUB SB 2768, CH. 155, P.V.
 Uniform child custody jurisdiction act, enacted, *HB 18, CH. 98

CUSTOMS

Brokers, B&O tax, imposed, SB 2309, SB 3124, SUB SB 3124
 Officers, arrest authority, *HB 307(a), CH. 244X

CUTA, FRANK M.

Commission for the blind, member, GA 29, confirmed pp. 38,130,199

DAFFODIL FESTIVAL ROYALTY

Introduced p. 871

DAIRIES AND DAIRY PRODUCTS

Agriculture, omnibus regulations, modified, *SUB SB 2791(a), CH. 238X
 Brucellosis, indemnity payments, appropriation, *SUB SB 2791(a), CH. 238X
 Cattle movement, restrictions, specific regulations, establishment, provisions, SUB HB 864
 Commission, alias permitted, dairy farmers of Washington, treasurer, increase bonding, research, revisions, HB 625
 Nuisance lawsuits, agricultural activities, protection, *SB 2180, CH. 122

DAIRY PRINCESS, WASHINGTON STATE

Cindy Lancaster, introduced p. 379

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.
 SR Senate Resolution.
 GA Gubernatorial Appointment.

DALRYMPLE, CURTIS J.

Western Washington University, board of trustees, member, GA 93,
confirmed pp. 53,156,207

DAMAGES

Animals, injury, destruction, penalty, revised, *SUB SB 2142, CH. 145

Animals, injury, penalty, revised, SB 2142

Art work, author, damages, sue, injunctions, rights, provisions, SB 3012

Construction contracts, damage waiver provision, null and void, *SB 2466, CH.
264X

Counties, action for damages, employees performing official duties, defense of,
provisions, *SUB SB 2411, CH. 72X

Governmental immunity, provisions, modified, SB 2246

Law enforcement officers, actions against, surety bond, required, SB 2088

Medical malpractice, children, certain, statute of limitations, revisions, SB 2228

Medical malpractice, professional, review board, records, members, staff, not sub-
ject, subpoena, discovery proceedings, HB 388, *SB 2221, CH. 17

Motor vehicles, abandoned, removal, private property, procedures, established,
SUB HB 451, SB 2377

Motor vehicles, abandoned, rights, duties, penalties, provisions, *SUB HB 755,
CH. 178X

Motor vehicles, accidents, runaway car, last driver, certain duties, established, HB
814

Motor vehicles, driving, private property, penalties, SB 2047

Municipal corporations, action for damages, employees performing official duties,
defense of, provisions, SB 2411

Musical instruments, equipment, employee-musician, employer, defined, dam-
aged, stolen, liability, established, SB 2687

Musical instruments, equipment, employee-musician, employer, defined, dam-
aged, stolen, strict liability, established, SB 2680

Political subdivisions, action for damages, employees performing official duties,
defense of, provisions, SB 2411

Prior agreements, court approval, announcement, required, SUB HB 391, SB
2223, SUB SB 2223

Product liability act, enacted, SB 3073

Property, personal, withholding, unlawfully, installment contracts, default, felony,
provisions, SB 3125

Railroads, crossings, accidents, liability, cities, first class, standard of care, provi-
sions, SB 2567

Torts, certain political subdivisions, claims against, notice period, shortened, SB
2904

Torts, claims against state, settlement, adjustment, payment, responsible agency,
official, modified, *HB 1175, CH. 144X

Torts, local governments, judgments against, modified, SB 2683

Torts, product liability, general revisions, appropriation, SB 2333(a)

Torts, product liability, modified, SB 2333

Torts, product liability, modified, affirmative defenses, established, SUB SB 2333

Torts, product liability, modified, affirmative defenses, established, appropriation,
2nd SUB SB 2333

Water wells, operators, contractors, modified, SB 3035

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions
adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

DANCE

Square dance, official, state of Washington, designated, HB 218, *SB 2015, CH. 10X

DANIEL, TERUKO OGATA

Commission on Asian-American affairs, member, GA 110, confirmed pp. 85,180,221-222

DAVIDSON, LOREN CALVIN

Higher education personnel board, member, GA 92, confirmed pp. 53,83,114

DAVIS, WAYNE

Commutation mandatory portion of five-year sentence, governor's message p. 892

DAY CARE CENTERS

Demonstration project, DSHS, abused, neglected children, aid, feasibility, established, *HB 1207, CH. 248X

Immunization, children, required, religious beliefs, exemption, provisions, SB 2241

Immunization, children, required, religious beliefs, exemption, provisions, appropriation, *SUB HB 502, CH. 118X

Meals at cost, school district facilities, private schools, certain children, allowed, *SB 2155, CH. 58

Title only, SB 3007

DAY LABOR PROJECTS

County roads, monetary limit maximum, contract/day labor combination, minority employment solicitation, SUB SB 2177

County roads, monetary limit setting, permitted, SB 2177

Public works, contracts, formation, performance, regulated, SB 2328

DAY, SENATOR WILLIAM S. "BILL"

Point of inquiry to Senator von Reichbauer, regarding HB 1141 p. 1306

Remarks, appreciation to president, president pro tempore of senate p. 2810

DEAF

Developmentally disabled persons, DSHS services, costs, payment from residents' trust funds, required, SUB HB 858, SB 2662

Discrimination, unfair practice, protection, sensory, mental, physical handicaps, extended, appropriation, *SUB HB 480(a), CH. 127

Passes, park, state parks, blind, deaf persons, eligibility, *SUB HB 504(a), CH. 131X

Personal care attendant services program, social and health services department, provisions, SB 2344, SUB SB 2344

PERS, school districts, schools for blind, deaf, community colleges, higher education, credit, 12-month basis, SUB SB 2465, 2nd SUB SB 2465

Residential schools, program of education, furnished by school district, *SB 3117, CH. 217X

Social and health services, disabled, handicapped, physical, mental, institutions; responsibility, code revisions, SB 2750

Teletypewriters, law enforcement, safety agencies, certain, installation required, *SB 2492, CH. 63X

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

DEALERS

Motor vehicles, fees, increased, SB 2071, *SUB SB 2071, CH. 251X
 Title only, motor vehicles, SB 3053

DEATH AND DYING (See also HUMAN REMAINS; also FUNERALS AND FUNERAL DIRECTORS)

Benefits, workers' compensation, adjustment, provisions, HB 754, SB 2580
 Cemeteries, prearrangement contracts, regulation, SB 3075
 Certificates, death, fetal death, mandatory signature, time period, established,
 *SUB HB 262, CH. 162X
 Funeral arrangements, customer information, certain, required, *SB 2385, CH.
 62X
 Funeral homes, accommodation services, B&O tax, exclusion, HB 537, SB 2368,
 SB 3124, SUB SB 3124, *SUB HB 302(a), CH. 196X
 Industrial insurance, death, disability benefits, annual adjustments, *SB 2402,
 CH. 231X
 Inheritance tax, general revisions, SB 2181, *SUB SB 2181, CH. 209X
 Insurance contracts, mortality tables, interest rates, prescribed, females, risk cal-
 culation age, changed, reserves, annuities, endowments, certain, defined, *HB
 735, CH. 157, P.V.
 Insurance contracts, standard nonforfeiture law for individual deferred annuities,
 (THIS SECTION VETOED), *HB 735, CH. 157, P.V.
 Legislators, deceased, memorial service, February 23, 1979, *HCR 5
 Natural death act, enacted, *SUB HB 264, CH. 112
 Retirement systems, public employees, beneficiary, spouse, predeceases, remar-
 riage, provisions, SB 3021
 Title only, SB 2828
 Tort, product liability, general revisions, appropriation, SB 2333(a)
 Tort, product liability, modified, SB 2333
 Tort, product liability, modified, affirmative defenses, established, SUB SB 2333
 Tort, product liability, modified, affirmative defenses, established, appropriation,
 2nd SUB SB 2333
 Uniform brain death act, enacted, SB 2170
 Vital statistics, federal standards, compliance update, *SUB HB 262, CH. 162X
 Wills, international, provisions, SB 2937
 Wills, validity, determination, before testator's death, authorized, SB 2039

DEBT ADJUSTING

Sunset report p. 853

DEBT ADJUSTORS

Certain, unfair practice, *HB 86, CH. 156
 Licensing, examinations, contracts, regulations, revisions, *HB 86(a), CH. 156

DEBTS (See also CREDIT; also DEBT ADJUSTERS)

Annexation, debt assumption requirements, *HB 954, CH. 124X
 Dependent children, parents, notification, deadline, 30 days, SB 2103
 Execution, redemption, sales, liens, obligation, provisions, modified, SB 3024
 Expenditures, state, limitations, SJR 105
 Hospital districts, public, debt assumption, mortgage authority, *HB 933, CH.
 143X
 State, limitations, SJR 103, *SB 2176, CH. 204X

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

DEBTS (See also CREDIT; also DEBT ADJUSTERS)——cont.

Title only, SB 2803

DECALS - MOTOR VEHICLES

Parking, handicapped, building code requirements, reserved spaces, use authorization, permit display, violation, penalty, established, SB 2016, *SUB SB 2016, CH. 26X

Parking, handicapped, lung disease, driver's card, eligibility, *HB 114, CH. 7X

Parking, handicapped, privileged, special license plate, use, instead of special parking decal, *SB 2040, CH. 27X

Parking, handicapped, spaces, use violations, decriminalized, *SUB HB 1031(a), CH. 192X

DEDUCTIONS

CHAP, combined health agencies program, wages, allowed, SB 2490

DEEDS

Land, owner, 5 acres, transfer, parent, spouse, child, residential purposes, single family, zoning inapplicable, SB 2263

Notaries, Washington uniform notary act, enacted, appropriation, SB 2435

Property, personal, real, sale, documents, preparation, persons, institutions, certain, permitted, SB 2583

DEER

Game, enforcement, transferred, state patrol, SB 2476

Hunting season, established, SB 2737

DEFENSE - LEGAL

Counties, action for damages, employees performing official duties, defense of, provisions, *SUB SB 2411, CH. 72X

Force, property protection, permission, *HB 307(a), CH. 244X

Municipal corporations, action for damages, employees performing official duties, defense of, provisions, SB 2411

Political subdivisions, action for damages, employees performing official duties, defense of, provisions, SB 2411

Torts, governmental units, certain, affirmative defenses, provisions, SB 2875

Torts, product liability, general revisions, appropriation, SB 2333(a)

Torts, product liability, modified, SB 2333

Torts, product liability, modified, affirmative defenses, established, SUB SB 2333

Torts, product liability, modified, affirmative defenses, established, appropriation, 2nd SUB SB 2333

Trespass, detention allowed, motor vehicle, seizure and forfeiture, procedure, provisions, SUB HB 562

Truancy, parental responsibility, school, court procedures, violations, defense, fines, *SUB HB 1258, CH. 201X

DEGREES - COLLEGES AND UNIVERSITIES

Council on postsecondary education, recommendations, advisory only, SB 3084

Educational services registration act, enacted, certain private institutions, regulation, registration purposes, SB 2434, *SUB SB 2434, CH. 188X

The Evergreen State College, degree granting, masters, authorized, postsecondary education council review, *2nd SUB SB 2610, CH. 78X

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

DEGREES - COLLEGES AND UNIVERSITIES—cont.

The Evergreen State College, degree granting, masters, authorized, procedures, SB 2610

The Evergreen State College, progress reports, required, *2nd SUB SB 2610(a), CH. 78X

DEMONSTRATION PROGRAMS AND PROJECTS

Cardiovascular health promotion program, established, personnel department, DSHS, appropriations, SUB HB 715

Day care centers, DSHS, abused, neglected children, aid, feasibility, established, *HB 1207, CH. 248X

DENMARK

Ambassador Otto Borch; wife, Austrid; daughter, Brigette, presented . . . p. 1190

Consul General Hans Jorgen Assing, presented, remarks by pp. 351-352

DENTISTS AND DENTISTRY

Dental licensing examinations, multistate, agreements authorized, dental examiners board, compensation, *SB 2136, CH. 38

Denturism, occupation, established, regulated, SB 2125

Fraudulent claims, health care providers, services, public assistance recipients, indigent persons, prohibited, SB 2337, *SUB SB 2337, CH. 152X

Hemophilia, health care assistance, appropriations, SB 2928

Malpractice, children, certain, statute of limitations, revisions, SB 2228

Prisoners, certain, leaves, medical, dental care, volunteer service projects, provisions, HB 1106

Title only, SB 2557

Title only, hygiene, SB 2542

DEPOSITORIES

Interlibrary agreements, revision, SUB SB 2722

DEPOSITS - MONETARY

Adverse claims, honoring, liability, bank, modified, SB 2734, *HB 952, CH. 143

Banks, receipts, account clearly indicated, required, SB 2668

Credit unions, public funds, hold, receive, authorized, SB 2661

Returnable beverage container act, enacted, SB 2786, INITIATIVE 61

Savings and loan deposit guaranty association, created, powers, duties, membership, SB 2635

Savings banks, certificates, time period, limitation, removed, *HB 482, CH. 51

DEVELOPMENT PROJECTS

Energy facilities, site certification by governor, applicants, shoreline management act, development permits, exemption, data collection purposes, SUB SB 3019

Energy facilities, site certification by governor, applicants, shoreline management act, development permits, exemption, provision, SB 3019

Indebtedness, public, payments, means, provided, HJR 22, SJR 118

DEVELOPMENTAL DISABILITIES

Community services, levies, 106% limitation, required, SUB HB 943

Recipients, DSHS services, costs, payment from residents' trust funds, required, SUB HB 858, SB 2662

Title only, SB 2914

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

DIPLOMAS

Community colleges, students, 19 or older, obtaining high school diploma, fees, certain, waived, SB 2631, *HB 358, CH. 148X

Educational services registration act, enacted, certain private institutions, regulation, registration purposes, SB 2434, *SUB SB 2434, CH. 188X

DIPLOMATIC RELATIONS

Chinese delegation, welcomed, SCR 108

DIRECTORS

Financial disclosure, subject to, delineated, HB 305

DISABILITY – MEDICAL (See also INDUSTRIAL INSURANCE)

Industrial insurance, benefits, permanent partial disability, increased, SB 2488, *HB 612, CH. 104

Industrial insurance, overpayment recovery, disability benefits, authorized, *SB 2402, CH. 231X

Law enforcement, correctional personnel, injury, line of duty, special workers' compensation benefits, provisions, SB 2413

Passes, park, state parks, blind, deaf persons, eligibility, *SUB HB 504(a), CH. 131X

Passes, park, state parks, residents, disability benefits recipients, privileges, SB 2755, *SUB HB 504, CH. 131X

Passes, veterans' disability, state parks, veterans, age 62, thirty percent service-connected disability, free, *SUB HB 504, CH. 131X

Rehabilitation center, persons, any, use, SB 2938, *HB 888, CH. 42X

Workers' compensation, benefits, reduction, because of federal social security benefits, time frame, other provisions, prescribed, SB 2317

Workers' compensation, permanent, temporary, benefits, adjustment provisions, SB 2580, *HB 754, CH. 108

Workers' compensation, private companies, issuance, authorized, general provisions, SB 2219

DISASTER (See also EMERGENCIES AND EMERGENCY SERVICES)

Hood Canal bridge, destruction, interim service, replacement authority, procedures, appropriation, *SUB HB 1033, CH. 27

DISC JOCKEYS

Minors, on premises, liquor licensees, certain professional purposes, authorized, SB 2616

DISCRIMINATION

Handicapped persons, unfair practices, protection, extended, appropriation, *SUB HB 480(a), CH. 127

Public works contracts, minority businesses, revisions, SB 2572

Retirement, mandatory, public employees, under age 70, prohibited, *SB 2506, CH. 159X

DISEASES

Agricultural laws, updated, SB 2254, *SUB SB 2254, CH. 154, P.V.

Agricultural laws, updated, agriculture department, appropriation, *SUB SB 2254, CH. 154, P.V.

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

DISEASES—cont.

- Immunization, children, required, religious beliefs, exemption, provisions, SB 2241
- Immunization, children, required, religious beliefs, exemption, provisions, appropriation, *SUB HB 502, CH. 118X
- Mental disorders, insurance, group disability, health care services, coverage, required, SB 2491
- Occupational, workers' compensation, benefits, adjustment provisions, SB 2580, *HB 754, CH. 108

DISPLACED HOMEMAKERS

- Act, enacted, two-year pilot, established, *SB 2406, CH. 73
- Act, enacted, two-year pilot project, established, appropriation, *SB 2406, CH. 73
- Tuition, fees, community colleges, waiver, provisions, *SUB SB 2451(a), CH. 262X, P.V.

DISPLACEMENT - RELOCATION

- Eminent domain, market value, DOT, provisions, modified, SB 3025

DISPOSAL

- Pesticides, control, revisions, SB 2255
- Pesticides, registration, federal compliance, revisions, *SUB SB 2255, CH. 146
- Pollution control, air, water, facilities, tax exemption, credit, provisions, SB 2751

DISTRICT COURTS (See also JUSTICE COURTS)

- Jurisdiction, minimum dollar amount, increased, *HB 279, CH. 102
- Traffic offenses, certain, decriminalized, SB 2126
- Traffic offenses, certain, decriminalized, general provisions, SB 2210, *SUB HB 311, CH. 164X
- Traffic offenses, noncriminal, monetary penalties, criminal justice training account, distribution, *SUB HB 311(a), CH. 164X

DISTRICT OF COLUMBIA

- Congress, representatives, provisions, constitutional amendment, ratified, SJR 109

DISTRICTS (See also TYPE OF DISTRICT)

- Assets, local service, withdrawn territory, distribution, provisions, SB 2787
- Audits, financial, state auditor, frequency, payment provisions, revised, *SB 2403, CH. 71
- Community colleges, boards, trustees, terms, meeting requirements, *SUB HB 398, CH. 103X
- Community colleges, new, Edmonds community college, no. 23, created, *HB 335 VETOED
- Comprehensive plan, sewer, water, approval, deadline, county legislative authority, SB 2395, *SUB HB 139, CH. 23
- County commissioners, election by district, required, SB 2002, SB 2064
- Elected officials, assumption of office, common date, provisions, *SUB HB 57, CH. 126X
- Emergency medical services, counties, creation, authorized, provisions, *2nd SUB HB 1239(a), CH. 200X
- Emergency medical services, six-year levy, imposition, voter approval, SB 3016, *2nd SUB HB 1239, CH. 200X

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

DISTRICTS (See also TYPE OF DISTRICT)—cont.

- Energy, WPPSS, nuclear plants, bond indebtedness, reports, plans, develop, SB 3135
- Fire commissioners, certain, compensation, increased, SB 2507
- Fire protection, contracts, state-owned buildings, provisions, *HB 41, CH. 102X
- Fire protection, real property, sale, less than market value, voter approval, required, SB 2898
- Hospital, public, nursing home construction authority, *SUB SB 2532, CH. 155X
- Hospital, public, property, mortgage permitted, facilities construction purposes, provisions, *SUB SB 2532, CH. 155X
- Hospital, public, territory, annexation, debt assumption, mortgage authority, *HB 933, CH. 143X
- Industrial insurance, self-insurance, certain employers, allowed, SB 2151
- Irrigation, certain, contracts, conflict of interest prohibition, exemption, *HB 48, CH. 4X
- Irrigation, check issuance authority, directors, official duties, reasonable expenses, reimbursement, *SUB HB 402, CH. 83
- Irrigation, directors, per diem, increased, SB 2748, SUB SB 2748
- Irrigation, drought, agricultural needs, facilities, DOE, alleviation projects, appropriation, SB 2504, *SUB SB 2504, CH. 263X, P.V.
- Irrigation, power generation, authorized, powers, duties, modified, SB 3033, SUB SB 3033, *2nd SUB SB 3033, CH. 185X
- Irrigation, subdivisions, water rights of way, required, prior to plat approval, SB 2933
- Justice court, jurors, registered voters, random selection, SB 2008
- Levy lid, 106%, calculation, modified, SUB HB 299
- Library, job candidates, travel expenses, reasonable, reimbursement, permitted, *HB 759, CH. 40X
- Local improvement, assessment, collection provisions, modified, SB 3088
- Local improvement, sewer, water, drainage, bonds, authorized, guaranty fund, created, assessments, modified, SB 3086
- Parks, recreation, joint, formation, authorized, election provision, SB 2489, *SB 2053, CH. 11X
- Port, facilities, bonds, issuance, bond anticipation notes, authorized, bond redemption fund, created, SB 3068
- Port, industrial development levies, six-year limitation, revised, *HB 140, CH. 76
- Port, state commission, established, SB 3076
- Port, tax levies, voter approval, required, SB 2930
- Public utility, creation, construction, election procedures, revisions, SB 2993, *SUB SB 2993, CH. 240X
- Public utility, energy conservation, residential installation, assistance, financing, constitutional contingency, *SUB SB 2976, CH. 239X
- Public utility, legal actions, counties of jurisdiction, *SUB SB 2993(a), CH. 240X
- Public utility, taxation, revisions, SB 3141
- Public utility, water resources, management, utilization, development, conservation, powers, modified, SB 2501
- Risk management, local government, program development, institution, provisions, SB 2866

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

DISTRICTS (See also TYPE OF DISTRICT)—cont.

- Risk management, self-insurance, joint insurance, authorized, *SUB HB 56, CH. 256X
- Sewerage improvement districts, 3rd class counties, transformed, sewer districts, validation, petition notice, SB 2117, *SUB SB 2117, CH. 35
- Sewer, alpine mountain, sewer tax, authorized, provisions, SB 2772
- Silverlake flood control, funds, transferred from game department, SB 2225
- Silverlake flood control, game fund, appropriation, SB 2216
- Special purpose, inactive, dissolution, provisions, *SUB HB 77, CH. 5X
- Special purpose, obsolete references, deleted, *SUB HB 78, CH. 30X
- Special purpose, proposed petitions, board, notice, information, permitted, SB 2622
- Special purpose, sewer, water, board, treasurer, designated, HB 132
- Special purpose, sewer, water, commissioners, compensation,, increased, travel, provisions, SB 2394, SUB SB 2394
- Special purpose, sewer, water, small works contracts, bids, procedures, modified, SB 2397, *SUB HB 133, CH. 137X
- Taxing, audits, intervals, reasonable, periodic, minimum, once in three years, schedule, adoption, state auditor, SUB SB 2404
- Uniformed personnel, collective bargaining, arbitration, mediation, impasse procedures, established, *SB 2852, CH. 184X
- Water, sewer, merged, board members, provisions, SUB HB 131
- Water, supply facilities, improvements, bonds authorized, state finance committee, referendum provision, SB 2639, *SUB SB 2639, CH. 234X

DIVERS

- Geoducks, clams, harvesting, commercial, rights, regulations, licensing, leasing provisions, SB 2674, *HB 781, CH. 141X

DIVISIONS

- Criminal justice, governor's, established, SB 2320, *2nd SUB HB 204, CH. 79
- Energy, utilities and transportation commission, created, duties, energy office, documents, transfer, provisions, SUB SB 3063

DIVORCE - DISSOLUTION OF MARRIAGE

- Adoption, decrees, certain, dissolution of marriage, certain, voided, SB 2319
- Displaced homemaker act, enacted, two-year pilot project, established, *SB 2406, CH. 73
- Displaced homemaker act, enacted, two-year pilot project, established, council, appropriation, *SB 2406, CH. 73
- Retirement systems, public, spouses, ex-spouses, certain payments, court ordered, *SB 2378, CH. 205X
- Vital statistics, federal standards, compliance update, *SUB HB 262, CH. 162X

DOCKS

- Commercial, inspection, certification requirements, labor and industries department, warrant, penalty, appropriation, SUB SB 2969
- Lessees, harbor areas, cash deposit allowed, instead of bond, SB 2577
- Stevedoring, related activities, excise tax imposed, SUB HB 326, SB 2231

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

- (a) Amendment to original bill.
- SR Senate Resolution.
- GA Gubernatorial Appointment.

DOCUMENTS

Organizations, private, filing, recording, secretary of state requirements, revised, HB 903

DOGS

Bites, liability, persons lawfully on another's property, defined, *HB 25, CH. 148
 Bites, liability, revised, SB 2096
 Theft, injury, concealment, prohibited, gross misdemeanor, SB 2215

DOMESTIC RELATIONS

Parent-child relationship, termination procedures, crisis intervention, guardianship status establishment, general provisions, SUB HB 1261
 Parent-child relationship, termination procedures established, *SUB HB 352, CH. 165X
 Parent-child relationship, termination procedures, Indian tribe membership, guardianship status establishment, general provisions, SUB HB 1261
 Runaway youth, families, detention facilities, crisis shelters, modified, appropriation, SB 3122
 Runaway youth, interstate compact, revisions, SB 3014, SUB SB 3014
 Runaway youth, procedures for families in conflict, SB 2768
 Runaway youth, procedures for families in conflict, custody, detention, court records, appropriation, *SUB SB 2768, CH. 155, P.V.
 Victims, domestic violence, social and health services department, assistance, appropriation, *SUB HB 554, CH. 245X
 Violence, law enforcement, procedures, established, SB 2613, *SUB HB 438, CH. 105X

DONATIONS

Blood, minors, 17, no parental consent necessary, HB 870
 Charitable gift annuities, colleges, universities, certain, issuance, assets, gift exchange, authorized, insurance code, security act, exclusion, SB 2856, *HB 795, CH. 130
 Charitable gift annuities, exempted insurers, institutions, certain, issuance, assets gift exchange, authorized, security act, exclusion, *HB 795(a), CH. 130
 Food, donor's, nonprofit donee distributors, liability, government inspection, regulation, state information, referral service, *SB 2147, CH. 115
 Surplus and donated food commodities revolving fund, appropriation, *SB 2131, CH. 20X

DONOHUE, SENATOR DEWEY

Former senator, introduced p. 342

DONOHUE, SENATOR HUBERT F.

"BUDGET NOTES", operating, capital appropriation, include in senate journal..... pp. 2787-2788; 2817-2923
 Remarks, regarding confirmation of Senator Newschwander to board of tax appeals p. 2721

DOUGLAS COUNTY

Judicial district, Chelan, Douglas counties, revised, SB 2637, *SUB SB 2095(a), CH. 202X, P.V.

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

- (a) Amendment to original bill.
- SR Senate Resolution.
- GA Gubernatorial Appointment.

DRAINAGE DISTRICTS

Local improvement, sewer, water, bonds, authorized, guaranty fund, created, assessments, modified, SB 3086

DRIVERS - MOTOR VEHICLES (See also LICENSES - MOTOR VEHICLES)

Accidents, runaway car, last driver, certain duties, established, HB 814

Alcohol, drug related traffic offenders, evaluation, treatment program, participation, requirements, development criteria, sentencing provisions, *SUB HB 665, CH. 176X

Arrest, power, without warrant, certain traffic violations, defined, *SUB HB 22, CH. 28X

Certificate, physical, mental disabilities, provisions, *SB 2067, CH. 61

Child restraint systems, installation, parents, required, SB 2895

Commercial driver training schools, instructors, regulation provisions, SB 2032, *SUB SB 2032, CH. 51X

Drunk drivers, defined, standards established, mandatory one-day jail sentence, *SUB HB 665, CH. 176X

Drunk, drugged, deferred prosecution program, ineligible, SB 2099

DWI, breathalyzer test, refusal, driving privilege revoked, court evidence, subsequent guilty plea, rescind revocation, *SUB HB 704 VETOED

DWI, conviction, nonsuspendable sentences, provisions, SB 2122

DWI, defined, standards established, mandatory one-day jail sentence, *SUB HB 665, CH. 176X

Financial responsibility, minimum limits, raised, SB 2162

Financial responsibility, minimum limits, raised, general revisions, SB 2056

Instruction permit, effective period, lengthened, fee increased, distribution, revised, *SB 2094, CH. 63

Insurance, abstracts, permissible uses, modified, SB 2654

Insurance, abstracts, speeding violations, certain, parking violations, exclusion, SUB SB 2418

Insurance, underinsured, hit-and-run, coverage, permitted, SUB HB 103

Insurance, underwriting criteria, disclosure, required, SB 2150

Lanes, preferential, unlawful use, civil fines, established, SB 2855, SUB SB 2855, SB 3119

Licenses, in-state, out-of-state, revoked, suspended, driving, penalties, *SB 2467, CH. 74X

Licenses, occupational driver's, judge, temporary license, issuance provisions, SB 2135

Licenses, occupational, instructional permits, minors, suspension, issuance, revisions, *SB 2067, CH. 61

Licenses, picture ID provided during renewal period, *SB 3077, CH. 87X

Licenses, renewal period, extended fee increased, SB 2146

Locomotive operators, driver's license not required, display, law enforcement officers, not required, *HB 6, CH. 75

Medical condition, doctors, report, department of licensing, authorized, SB 2110

Mopeds, defined, operator, vehicle license regulations, fees, SB 2097, *SUB SB 2097, CH. 213X

Noncompliance, law enforcement order to stop, penalty, *SB 2468, CH. 75X

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

DRIVERS - MOTOR VEHICLES (See also LICENSES - MOTOR VEHICLES)

- cont.
- Parking, handicapped, building code requirements, reserved spaces, use authorization, permit display, violation, penalty, established, SB 2016, *SUB SB 2016, CH. 26X
- Parking, handicapped, lung disease, driver's card, eligibility, *HB 114, CH. 7X
- Parking, handicapped, privileged, special license plate, use, instead of special parking decal, *SB 2040, CH. 27X
- Parking, illegal, not considered serious traffic violation, provisions, SB 2073
- Proportional registration, reciprocal, delinquent, interest rate, increased, *HB 196, CH. 149X
- Reckless operation, lawful process, interference, reckless flight, felony, SB 2116
- Speeding violations, certain, parking violations, drivers insurance abstracts, exclusion, SUB SB 2418
- Speeding violations, minor, not considered serious traffic violations, provisions, SB 2073
- Title only, financial responsibility, SB 3051
- Traffic offenses, certain, decriminalized, SB 2126
- Traffic offenses, certain, decriminalized, general provisions, SB 2210, *SUB HB 311, CH. 164X
- Traffic offenses, noncriminal, monetary penalties, criminal justice training account, distribution, *SUB HB 311(a), CH. 164X
- Traffic violations, decriminalization, *HB 101, CH. 136X
- Trucks, multi-units, defined, *HB 196, CH. 149X

DRIVING INSTRUCTORS

- Sunset report p. 719

DROPOUTS

- Educational clinics, student eligibility, absenteeism, reimbursement, prohibited, SB 2345, *SUB HB 437, CH. 174X

DROUGHT

- Agricultural needs facilities, irrigation districts, DOE, alleviation projects, appropriation, SB 2504, *SUB SB 2504, CH. 263X, P.V.

DRUGS (See also CONTROLLED SUBSTANCES)

- Hospital furnished, B&O tax, exclusion, SB 3124, SUB SB 3124, *SUB HB 302(a), CH. 196X
- Hospitals, prescription drugs, patients' use, sales, B&O tax funds, deduction, authorized, SB 2152
- Legend, prescription requirements, pharmacy board, rule-making, *SUB HB 619, CH. 139X
- Marijuana, medical use, legitimized, federal government, petitioned, HJM 4
- Motor vehicle operators, alcohol, under the influence, deferred prosecution program, ineligible, SB 2099
- Naturopaths, use, formulary, development, provisions, SB 2348
- Paraphernalia, possession, sale, unlawful, prohibited, SB 2174
- Pharmacy, practice, regulations, revised, penalties, provisions, SB 2141, *SUB SB 2141, CH. 90

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.
 SR Senate Resolution.
 GA Gubernatorial Appointment.

- Physicians, osteopaths assistants, pharmacy board practitioner definition, inclusion, *SUB HB 619, CH. 139X
- Sentencing reform act, enacted, SB 2266
- Substitutions, prescriptions, revisions, SB 2589, *SUB HB 815, CH. 110

DUES

- Private clubs, B&O tax, inclusion, *SUB HB 302(a), CH. 196X

DUPONT (See PORTS AND PORT DISTRICTS)

- Nisqually delta, new commercial dock facilities, expansion, prohibited, SB 3023

DZALTO, CONSUL GENERAL TUGOMIR

- Socialist federal republic, Yugoslavia, introduced, remarks p. 860

EASEMENTS

- Solar energy devices, provisions, *SUB HB 912, CH. 170X

EASTERN WASHINGTON UNIVERSITY (See also COLLEGES AND UNIVERSITIES)

- Boards, institutions, certain, members, terms, selection, uniformity, SB 2858, SUB SB 2858
- Funds, accounts, excess, certain, transferred into general fund, SB 2519
- Tuition, fees, certain nationals, friendly foreign nations, waiver, authorized, SB 2513
- Tuition, fees, disadvantaged, needy students, waiver limitations, *SUB SB 2451, CH. 262X, P.V.
- Tuition, fees, exceptional educational ability, resident students, waiver, provisions, VETOED, *SUB SB 2451, CH. 262X, P.V.
- Tuition, fees, foreign students, waiver, limitations, *SUB SB 2451, CH. 262X, P.V.

ECOLOGY AND ECOLOGY DEPARTMENT

- Air pollution, control, county, multicounty authority, transferred, DOE, SB 2732
- Aquatic plants, animal resources, certain, harvest defined, SB 2364
- Bonds, water supply facilities, issuance, bond anticipation notes, authorized, bond redemption fund, created, appropriation, SB 2350, *SUB HB 574, CH. 258X
- Bonds, water supply facilities, issuance, bond anticipation notes, authorized, bond redemption fund, created, referendum provision, SB 2639, *SUB SB 2639, CH. 234X
- Drought, agricultural needs, facilities, irrigation districts, DOE, alleviation projects, appropriation, SB 2504, *SUB SB 2504 CH. 263X, P.V.
- Energy conservation and development commission, created, duties, responsibilities, defined, SB 3083
- Energy facilities, site certification by governor, applicants, shoreline management act, development permits, exemption, data collection purposes, SUB SB 3019
- Energy facilities, site certification by governor, applicants, shoreline management act, development permits, exemption, provision, SB 3019
- Energy facilities, site location process, revisions, NPDES permits, provisions, penalties, SB 2432, *SUB HB 328, CH. 41
- Environmental coordination procedures act, modified, SB 2571
- Environmental policy, appeal, notice, provisions, modified, SB 2682
- Environmental policy, definitions, procedures, revisions, SB 2998

- * Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

ECOLOGY AND ECOLOGY DEPARTMENT—cont.

- Grays Harbor, Puget Sound, canal, DOT, study, preliminary engineering, directed, appropriations, SB 2900
- Ground waters, public, withdrawal limitations, revised, firefighting, exempted, SB 2877
- Hazardous materials, committee, created, membership, duties, SB 2564
- Hazardous materials, incidence response program, preparation, teams, training, emergency services department, SB 2564
- Highways, environmental impact statement, requirement, repealed, *HB 26, CH. 7
- Irrigation districts, power generation, authorized, powers, duties, modified, SB 3033, SUB SB 3033, *2nd SUB SB 3033, CH. 185X
- Land management program, DNR, state-owned, managed, timber harvest, related activities, SEPA compliance, provisions, SB 2503
- Litter control, pilot program, general assistance beneficiaries, employment, DSHS administration, DOE funds allocation, SB 2657
- Littering, convicted persons, pickup, remove deposited litter, required, provisions, *HB 689, CH. 39X
- Nisqually delta, new commercial dock facilities, expansion, prohibited, SB 3023
- Noise, aircraft, impact abatement program areas, limits, revised, multiple relocation, same owner, prohibited, *HB 636, CH. 85
- Noise, heat pumps, standards, established, SB 3069
- Pesticides, application, agriculture department director, rules adoption, required, licensing, examination, certification requirements, *SUB SB 2265, CH. 92
- Pesticides, application, restricted use definition, restated, *SUB SB 2265, CH. 92
- Pesticides, application, revisions, SB 2265
- Pesticides, control, revisions, SB 2255
- Pesticides, registration, federal compliance, revisions, *SUB SB 2255, CH. 146
- Pollution control, air, water, facilities, tax exemption, credit, provisions, SB 2751
- Public utility districts, water resources, management, utilization, development, conservation, powers, modified, SB 2501
- Public water, public future use reservation, permit priority date, exclusive authority, *SUB HB 446, CH. 166X
- Public works, contracts, formation, performance, regulated, SB 2328
- Recycling, litter control, DOE program administration, small cities, towns, counties, fund allocation, distribution, *SB 2511, CH. 94
- Returnable beverage container act, enacted, SB 2786, INITIATIVE 61
- Rivers or lakes, future use reservation permit, flow and level protection, exclusive authority, *SUB HB 446, CH. 166X
- SEPA, appeal, notice, provisions, modified, SB 2682
- Sewage, disposal regulations, consolidated, SUB SB 2530
- Title only, SB 3045
- Title only, environmental coordination procedures SB 2699
- Title only, shorelines management, SB 2700
- Vehicle emissions, control, inspection, *SUB HB 298, CH. 163X
- Water pollution, control, federal compliance, *HB 433, CH. 267X, P.V.
- Water projects development act, enacted, irrigation purposes, SB 2857
- Water rights, determination proceedings, scope, service of summons, fees, expenses, SB 2351, SUB SB 2351

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(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

ECOLOGY AND ECOLOGY DEPARTMENT—cont.

- Water rights, determination, proceedings, service of summons, withdrawal permits, procedures, DOE appropriation, *SUB SB 2794, CH. 216X
- Water rights, determination proceedings, statement of facts, notice to owners, procedural requirements, SB 2351, SUB SB 2351
- Water well construction, examining board, references deleted, SB 2936
- Water well contractors, complaint procedure, revised, SB 2352

ECONOMIC IMPACT

- Agencies, rules, proposed, fiscal impact statements, notices, impacted persons, agencies, required, SB 2676, SUB SB 2676

EDMONDS

- Community college, new district, no. 23, created, *HB 335, VETOED

EDUCATION (See also HIGHER EDUCATION; also SCHOOLS AND SCHOOL DISTRICTS; also CONTINUING EDUCATION)

- Apprenticeship council, state, procedure, qualifying hours, HB 576
- Appropriation, omnibus, 1977-79 biennium, basic education, categorical programs, certain, allocation, modified, SUB SB 2944, *2nd SUB SB 2944, CH. 206X
- Basic education act, curriculum, miscellaneous changes, SB 2270
- Basic education act, funding, program scope, expanded, SB 2673
- Basic education act, learning objectives, guide content, specifics, responsibilities, HB 891
- Basic education act, miscellaneous changes, SB 2156
- Basic education act, miscellaneous changes, curriculum, contact hours, seniors, last 5 days, SUB HB 210
- Basic education act, nonresident enrollment, allocation, revised, *SUB HB 227, CH. 172X
- Basic education act, program hour offerings, contract hours, school year length, miscellaneous changes, *SUB SB 2709, CH. 250X, P.V.
- Basic education act, program hour offerings, contact hours, school year length, transportation, funding, miscellaneous changes, SUB SB 2517
- Basic education allocation, capital improvements, SPI direction, allowed, SUB HB 240
- Basic education allotment, local revenues adequacy, SPI determination, SUB HB 240
- Basic education funds, reimbursement, total program offering, implemented, SUB SB 2708
- Bilingual instruction act, enacted, appropriation, SB 2149
- Bilingual instruction act, transitional, enacted, appropriation, *SUB SB 2149, CH. 95
- Bill of rights, parents, relating to students, provisions, SB 2669
- British Columbia, higher education, tuition and fees, reciprocity, program, continued, 2 additional years, SB 2585
- Business, private for profit, school premises, certain services, personnel, prohibited, SB 2759
- Charitable gift annuities, business, educational, religious, scientific, insurance exemption, SB 2992

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

EDUCATION (See also HIGHER EDUCATION; also SCHOOLS AND SCHOOL DISTRICTS; also CONTINUING EDUCATION)——cont.

- Charitable gift annuities, exempted insurers, institutions, certain, issuance, assets gift exchange, authorized, security act, exclusions, *HB 795(a), CH. 130
- Classes in progress, school district residents, observation, provisions, SB 2612
- Classrooms activities, teaching material, parental access, mandated, SB 3039
- Clinics, student eligibility, absenteeism, reimbursement, prohibited, SB 2345, *SUB HB 437, CH. 174X
- Community colleges, police forces, establish, authorized, death, disability benefits, provide, HB 628
- Community colleges, trustees, powers, duties, certain, additional, subject to state board, SB 3037
- Cosmetology, regulation, licensing, continuing education requirements, modified, SB 3112
- Cosmetology, regulation, revisions, appropriations, SB 2437
- Edmonds community college, new district, no. 23, created, *HB 335, VETOED
- Educational services registration act, enacted, certain private institutions, regulation, registration purposes, SB 2434, *SUB SB 2434, CH. 188X
- Educational television commission, abolished, powers, duties, transferred, public broadcasting commission, hereby created, appropriation, HB 542, SB 2789
- Embalmers, license renewal, annual continuing education requirement, provisions, HB 604, SB 2387
- Employment relations, law implemented, SB 3079
- Employment relations, mediation, impasse, procedures, revisions, SB 3027
- Employment relations, strikes, bargaining, law implemented, SB 3149
- Facilities, schools, state funds, distribution formula, revised, SB 2766
- Fire service training centers, location, permissible areas, limited, SB 2918
- First aid, training, employees, certain, schools, school district offices required, SB 2057
- Food service programs, school districts, private agencies, operation, agreements, authorized, SUB SB 2879, *HB 666, CH. 140X
- Forest land, sales, revenues, distribution, SUB HB 240
- Forest reserves, revenues, distribution, schools, roads, counties, provisions, SUB HB 240
- Funds, state, educational service districts, apportionment, monthly, amounts, changed, *SB 2765, CH. 237X
- Funeral directors, license renewal, annual continuing education requirement, provisions, HB 604, SB 2387
- Gifted students, programs, funds, mandated, SB 2245
- Gifted students, programs, funds, mandated, appropriations, 2nd SUB HB 370
- Handicapped, birth through 21, mandated, SB 3161
- Health officers, local, educational requirements, revised, SUB HB 898
- Higher education, classified employees, retirement credit, prorated, 12 month basis, SB 2465
- Higher education, retirement, benefits, increased, provisions, SUB SB 2240
- Holidays, schools, human relations day, Martin Luther King Jr., birthday, January 15th, SB 2235
- Immunization, children, required, religious beliefs, exemption, provisions, SB 2241

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

EDUCATION (See also HIGHER EDUCATION; also SCHOOLS AND SCHOOL DISTRICTS; also CONTINUING EDUCATION)—cont.

- Immunization, children, required, religious beliefs, exemption, provisions, appropriation, *SUB HB 502, CH. 118X
- Inspections, life, health, annual, schools, required, appropriation, SB 2127
- Learning objectives, guide content, specifics, responsibilities, clarified, HB 891
- Learning resource specialists, educational staff associates, certificated staff, inclusion, *SUB SB 2709, CH. 250X, P.V.
- Levies, excess, basic education allocation formula, adjustment, provisions, SB 3104
- Levies, excess, maintenance and operations, limitations, revised, *SUB HB 227, CH. 172X
- Levies, excess, maximum formula, percentage allocation, pupil transportation, handicapped excess costs, gifted, compensatory programs, *SUB HB 227, CH. 172X
- Levies, excess, moneys, salary, fringe benefits increases, as defined, permitted, *SUB HB 227, CH. 172X
- Levies, excess, nonresident enrollment, basic education allocation, revised, *SUB HB 227, CH. 172X
- Levy lid, changes, miscellaneous, SB 3139
- Levy lid, excesses, amount allowed, increased, declining enrollment, additional increase, permitted, *SUB HB 227, CH. 172X
- Meals at cost, school district facilities, private schools, certain children, allowed, *SB 2155, CH. 58
- Motorcycles, safety, equipment, permits, enhanced, SB 2603
- National Guard, scholarships, higher education institutions, as defined, authorized, 2nd SUB SB 2212
- National Guard, scholarships, higher education institutions, authorized, SUB SB 2212, *SUB HB 295, CH. 90X
- National Guard, scholarships, state supported higher education institutions, authorized, SB 2212
- Nonstandard teaching certificated employees, education and experience schedule placement, section 217, *HB 516, CH. 270X, P.V.
- Nurses, registered, continuing, license renewal purposes, required, SB 2272, *HB 450, CH. 106X
- Oregon, tuition, fees, reciprocity, waiver, certain community colleges, TESC, authorized, SB 2346, *HB 226, CH. 80
- Parental access, classrooms, activities, teaching material, mandated, SB 3039, SUB SB 3039
- Parental involvement in education, act, enacted, pilot programs, development, authorized, SPI appropriation, SB 2499
- Parents, children, educational progress, reports, pick up from classroom teacher, provisions, SB 2769
- Parents, school buses, school business, riding, authorized, SUB HB 440
- Public broadcasting commission, created, powers, duties, appropriation, HB 542, SB 2789
- Public disclosure act, records, certain, inspection, copying, exemption, SB 3136, SUB SB 3136
- Pupil suspension, authority, short-term, long-term, authorized, defined, SB 2642, *SUB HB 367, CH. 173X

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

EDUCATION (See also HIGHER EDUCATION; also SCHOOLS AND SCHOOL DISTRICTS; also CONTINUING EDUCATION)—cont.

- Real estate, brokers, salespersons, requirements, licensing department, appropriation, SB 2316, SUB SB 2316
- Remediation assistance, state-wide program, students, deficient, basic skills, created, SB 2517, *SUB HB 663, CH. 149
- Residential schools, program of education, furnished by school district, *SB 3117, CH. 217X
- Retirement system, prior service, credit, establish, permitted, SB 2733
- Revenue, local deductible, state apportionment, counties, common school education, revisions, SB 2472
- Safety inspections, life, health, annual, schools, required, appropriation, SB 2127
- School districts, directors running at large, allowed, SB 2164
- School districts, first class, certain, director election requirements, *SB 2143, CH. 183X
- School districts, transportation costs, considered part of basic education allocation, provisions, SB 2672
- School districts, vehicles, needs, SPI criteria, specifications, determination, payment by grant, SUB HB 556
- School facilities, community education programs, use, implementation, provisions, *HB 645(a), CH. 120X
- School facilities, community education programs, use, implementation, provisions, SPI, appropriation, SB 2518, *HB 645; CH. 120X
- Schools, accreditation, state board of education, provisions, SB 2642, *SUB HB 367, CH. 173X
- Schools, property, real, improvements, surplus, sale, lease, implemented, SB 3130
- Seniors, school year, last 5 days, district, excused, authorized, SB 2271, SUB SB 2708
- Strikes, certificated employees, prohibited, SB 3131
- Student associations, certain, higher education, open meetings required, HB 357
- Students, discipline, short, long-term, suspensions, defined, SB 3031
- Students, graduates certain, unemployment compensation, special coverage, excluded, SB 3137
- Students, learning, requisite skills, provide, mandated, SB 2134
- Students, part-time, certain, unemployment compensation benefits, allowed, SB 2645
- Students, transfer, another district, indefinite periods, authorized, *HB 666, CH. 140X
- Surplus and donated food commodities revolving fund, appropriation, *SB 2131, CH. 20X
- Tax deductions, B&O, grants, funds, public, private, certain, SB 2873
- Teachers, contract, 5 days, added, purposes, certain, SB 2568
- Teachers, learning/language disabilities, children, identification, course, higher education, required, SB 2055, SUB SB 2055
- Teachers, proficiency test, skills, subject areas, required for certification, SB 2995
- Timber sales, revenues, distribution, schools, SUB HB 240
- Title only, SB 2697, SB 2706, SB 2708, SB 2709, SB 2831, SB 2879, SB 2880, SB 2882
- Title only, appropriation, SB 2963

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

EDUCATION (See also HIGHER EDUCATION; also SCHOOLS AND SCHOOL DISTRICTS; also CONTINUING EDUCATION)——cont.

Transitional bilingual instruction act, enacted, appropriation, *SUB SB 2149, CH. 95

Transportation, common schools, law implemented, SB 3074

Transportation services, district, authorized to contract, 5 years, limit, SB 2590

Transportation, students, operating costs, reimbursement procedures, utilization of public systems, rent, lease, transportation vehicles, provisions, SUB HB 557

EDUCATION BOARD, STATE

Schools, accreditation, provisions, SB 2642, *SUB HB 367, CH. 173X

EDUCATIONAL SERVICE DISTRICTS

Apportionment, state funds, monthly, amounts, changed, *SB 2765, CH. 237X

Depository, distribution center, service to private schools, provisions, joint purchasing programs, established, *SB 2130, CH. 66X

Instructional materials, private schools, loans, cost-reimbursement basis, authorized, SB 2076

Insurance, liability, purchase, risk management office, general administration department, mandated, appropriation, SB 2426

Printed materials, B&O tax, exclusion, *SUB SB 2929(a), CH. 266X

Property, real, improvements, surplus, sale, lease, implemented, SB 3130

Reading materials, surplus, disposal procedures, established, *SUB HB 79, CH. 134X

School districts, directors running at large, allowed, SB 2164

Students, transfer, another district, indefinite periods, authorized, *HB 666, CH. 140X

ELECTIONS (See also VOTERS AND VOTING)

Advertising, political, sponsor designation, required, SB 2865

Aged persons, aid, local governmental units, permitted, SJR 104

Ballots, ballot cards, voting machine records, duplicates required, SB 2288

Commissioners, superior court, duties, numbers, constitutional limits, removed, SJR 108

Commissioners, superior court, duties, numbers, constitutional limits, removed, legislative authority, added, SUB HJR 21

Costs, primary, general, any year, state officers, measures, state assumes prorated share, HB 676

County commissioners, boards, noncharter counties, membership increase, provisions, SB 2017

County commissioners, by district, required, SB 2002, SB 2064

Debt, state, limitations, SJR 103

Development projects, public, indebtedness, payments, means, provided, HJR 22, SJR 118

District of Columbia, congress, representatives, provisions, constitutional amendment, ratified, SJR 109

Elected officials, assumption of office, common date, provisions, *SUB HB 57, CH. 126X

Emergency medical services, cities, towns, counties, six-year levy, imposition, voter approval, SB 3016, *2nd SUB HB 1239, CH. 200X

Expenditures, state, limitations, SJR 105

Fire protection districts, annexation authorized, *SUB HB 972, CH. 179X

Fire protection districts, annexation, cities under 10,000, authorized, *SUB HB 972(a), CH. 179X

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

ELECTIONS (See also VOTERS AND VOTING)—cont.

General revisions, SB 3118, SUB SB 3118

Governor, term of office, second Monday in December, commencement, SJR 102, SB 2003

Handicapped facilities, bonds, issuance, bond anticipation notes, authorized, bond redemption fund, created, appropriation, referendum provision, *SUB HB 740, CH. 221X

Home rule charter, framing, alternative methods, provisions, SUB HJR 7

Home rule powers, counties, municipal corporations, granted, SJR 114, SUB SJR 114

Insurance pooling, self-insurance, local governments, allowed, SJR 121

Judges, court of appeals, terms of office, modified, SB 3102

Judges, political parties, precincts, candidates, recall, provisions, SB 3118

Judges, procedures, standardized, SB 2358, SUB SB 2358

Judges, superior courts, newly-created positions, election provision, VETOED, *SUB SB 2095(a), CH. 202X, P.V.

Judicial qualifications commission, judicial disciplinary purposes, establishment, provisions, SJR 116

Judicial system, audit requirement, SJR 111

Justice courts, appeals, court of appeals, permitted, SJR 107

Legislators, civil office holders, salary increase, not eligible, *SJR 112

Legislature, regular, special sessions, defined, authorized, SJR 110, *SUB SJR 110

Legislature, regular, special sessions, defined, limited, authorized, SJR 117

Legislature, representative, additional, at large, election, powers, duties, SUB SB 2893

Local improvement districts, formation, procedures, modified, SB 2061

Park and recreation districts, joint, formation, authorized, election provision, SB 2489, *SB 2053, CH. 11X

Polling places, handicapped persons, accessibility, provisions, *SB 2565, CH. 64X

Port districts, tax levies, voter approval, required, SB 2930

Primaries, presidential preference, provisions, absentee voting procedures, SB 2214, SUB SB 2214

Public office, vacancies, procedures, provided, SB 2372, SUB SB 2372

Public utility districts, creation, construction, procedures, revisions, SB 2993, *SUB SB 2993, CH. 240X

Redistricting commissions, establishment provisions, contingent passage constitutional amendment, SB 2347, SB 2573, SUB SB 3065, 2nd SUB SB 3065, 3rd SUB SB 3065

Redistricting commissions, establishment provisions, HJR 31, SJR 115, SJR 119, SUB SJR 125

Representative, state, additional, at large, election, powers, duties, SUB SB 2893

Returnable beverage container act, enacted, INITIATIVE 61

School districts, first class, certain, director election requirements, *SB 2143, CH. 183X

Schools, public, free from sectarian control, establishment, provisions, SUB HJR 26

Surplus funds, political committees, candidates, defined, *HB 1133, CH. 50X

Tax relief, property, personal, renters, provisions, SJR 101, SUB SJR 101

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

ELECTIONS (See also VOTERS AND VOTING)—cont.

- Tax relief, property, real, residences, certain, legislative power, expanded, SJR 113
- Tax revenues state, increases not to exceed total growth rate, state personal income, provisions, INITIATIVE 62
- Title only, SB 2454, SB 2716, SB 2893
- Unicameral legislature, established provisions, office of lieutenant governor, abolished, SJR 106
- Utilities, public, loans, energy conservation purposes, authorized, SJR 120
- Voters, candidates, pamphlets, more informative, SUB HB 306
- Voters, no vote, provisions, SB 3127
- Voters, registration, transfer, at polls, general, primary election, permitted, provisions, *SB 2562, CH. 96
- Voters, registration, various changes, SUB SB 2454

ELECTRICITY, ELECTRICIANS, ELECTRICAL POWER

- Building code, state, handbook, reference, updated, *SB 2474, CH. 76X
- Cogeneration facilities, B&O tax credit, property tax exemption, *SUB HB 1013(a), CH. 191X
- Cogeneration facilities, processes, users, public service company regulation, exemption, *SUB HB 1013, CH. 191X
- Cogeneration facilities, tax credits, revenue department, certificates, authorized, SB 2598, SUB SB 2598
- Consumer costs, minimize, policies, UTC, develop, directed, SB 3080
- Electric equity act, enacted, domestic and rural power authority, created, appropriation, SB 2788
- Electricians, apprentices, journeymen, trainees, licensing, modified, *SB 2905, CH. 156X
- Eminent domain, energy facilities, certain, construction, modification, operation, authority, certain, granted, SB 2494, SUB SB 2494
- Energy and utilities legislative standing committees, joint meetings, energy supply, demand, analysis, recommendations, 1981 session, SUB SCR 111
- Energy conservation, local government, residential installation, assistance, financing, constitutional contingency, *SUB SB 2976, CH. 239X
- Energy conservation, residential, programs, authorized, SB 2202
- Energy facilities, site certification by governor, applicants, shoreline management act, development permits, exemption, data collection purposes, SUB SB 3019
- Energy facilities, site certification by governor, applicants, shoreline management act, development permits, exemption, provision, SB 3019
- Energy facilities, siting permits, federal standards compliance, *SUB SB 2979, CH. 254X
- Geothermal resources, surface land owner, property rights, declared, *SB 2191, CH. 2X
- Irrigation districts, power generation, authorized, powers, duties, modified, SB 3033, SUB SB 3033, *2nd SUB SB 3033, CH. 185X
- Labor and industries, building, construction safety, electrical inspection, license services revolving fund, HB 414
- Operating agencies, thermal power plants, performance audits, required, SUB SB 2980, *SUB HB 1075, CH. 220X, P.V.
- Pollution control, air, water, facilities, tax exemption, credit, provisions, SB 2751

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(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

ELECTRICITY, ELECTRICIANS, ELECTRICAL POWER—cont.

- Rate-making, fair value, future utility plants, costs, allowance, authorized, SB 3082
- Security forces, operating agencies, thermal plants, law enforcement powers, authorized, SB 2584
- Senior citizens, low income, local governmental entities, preferential rates, services, authorized, SB 2079
- Senior citizens, low-income, local governmental utility services, reduced rates, permitted, *SB 2077, CH. 116
- Service charges, lien, SB 2190
- Swimming pools, new construction, heating, nonrenewable resources, use prohibited, SB 2198
- Tax, local government, retail sales, SB 3144
- Utilities, functions, certain, counties, excise tax, imposition, authorized, SB 2441
- Utilities, pricing policies, comprehensive study, required, provisions, SB 2201
- Utility poles, attachments, rates, regulated, *SB 2186, CH. 33
- WPPSS, joint select legislative committee, established, investigation, review purposes, powers, duties, SCR 111

ELECTRONIC COMMUNICATION (See also DATA PROCESSING)

- Courts, appeals procedures, modified, SB 2640
- State employees, salaries, wages, state fund recipients, benefits, state treasurer, direct deposit, financial institutions, authorized, SB 2310, *SUB SB 2310, CH. 93

ELEVATORS

- Title only, regulation, SB 3150

ELK

- Game, enforcement, transferred, state patrol, SB 2476

EMBALMERS AND EMBALMING

- Eyes, removal, authorized, *SB 2121, CH. 37
- Eyes, removal, permitted, SB 2081
- Licenses, renewals, annual continuing education requirement, provisions, HB 604, SB 2387

EMERGENCIES AND EMERGENCY SERVICES

- Ambulance, operators, prepaid services, permitted, SB 3017
- Central Washington University, programs, preparation, enhancement, provisions, appropriation, HB 1109
- Cities, towns, counties, six-year levy, imposition, voter approval, SB 3016
- Convulsive treatment, regulated, SB 3089
- Crime victims, hospital costs, certain, local government, payment, SB 2414, SUB SB 2414
- Crime victims, trauma assistance, public, private organizations providing support, availability, inform, SB 2414, SUB SB 2414
- Crisis intervention services, children, families, DSHS, local nonprofit social service agencies, contracting, required, SB 2036
- Energy, governor's emergency powers, extended, *SUB SB 2442, CH. 158X
- First aid, training, employees, certain, schools, school district offices, required, SB 2057

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

EMERGENCIES AND EMERGENCY SERVICES—cont.

- Hazardous materials, committee, created, membership, duties, SB 2564
- Hazardous materials, incidence response program, preparation, teams, training, provisions, SB 2564
- Hazardous materials, transportation, accidents, emergency response teams, federal aid, training, requested, SJM 108
- Hood Canal bridge, destruction, interim service, restoration, facilitated, *SUB SB 2958, CH. 84X
- Hostages, law enforcement officers, telephone lines diversion, permitted, SB 2028, *SUB SB 2028, CH. 28
- Medical services, program development, administration, planning, inspection, licensing, training, revisions, appropriation, SB 2308, *SUB SB 2308, CH. 261X, P.V.
- Medical services, regions, councils, designated, VETOED, SB 2308, *SUB SB 2308, CH. 261X, P.V.
- Medical treatment, emergency, standby guardians, consent authority, *SB 2178, CH. 32
- Motor vehicles, equipment, standards, regulations, revisions, SB 2908
- Railroads, first aid training, employees, certain, required, liability, standard of care, defined, SB 2299, SUB SB 2299
- Search and rescue, volunteers, costs, certain, reimbursement, appropriation, law enforcement, responsibility, costs recovery, provisions, *2nd SUB HB 527, CH. 268X
- State taxes, limited, funding, established, SB 2931
- Teletypewriters, hearing defects, safety agencies, required to install, *SB 2492, CH. 63X
- Trains, certain, emergency air support equipment, required, SB 2298

EMERGENCY MEDICAL TECHNICIANS

- Emergency medical services, programs, development, administration, planning, inspection, licensing, training, revisions, appropriation, SB 2308, *SUB SB 2308, CH. 261X, P.V.
- Emergency medical services, regions, councils, designated, VETOED, SB 2308, *SUB SB 2308, CH. 261X, P.V.

EMINENT DOMAIN

- Attorneys' fees, reasonable, procedure, provided, HB 207, SB 2167
- Displacement, relocation, market value, DOT, provisions, modified, SB 3025
- Energy facilities, certain, construction, modification, operation, property acquisition, authority, certain, granted, SB 2494, SUB SB 2494
- Gift, real property, owner, governmental units, permitted, SB 2392
- Port districts, power, removed, SB 2522
- Public utilities, property acquired, improvement within five years, required, HB 461

EMISSION CONTROLS

- Motor vehicles, control, inspection, *SUB HB 298, CH. 163X

EMPLOYEES (See also PUBLIC EMPLOYEES)

- Agricultural, industrial insurance coverage, expanded, SB 2596
- Apprenticeship council, state, procedure, qualifying hours, *HB 576, CH. 37X

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

- (a) Amendment to original bill.
- SR Senate Resolution.
- GA Gubernatorial Appointment.

EMPLOYEES (See also PUBLIC EMPLOYEES)—cont.

- Employer/employee relationships, labor, rights, bargaining, unfair practices, regulated, SB 3123
- Files, personnel, employers, disclosure, required, SB 2863
- Industrial insurance, benefits, permanent partial disability, increased, SB 2488, *HB 612, CH. 104
- Inventions, employment agreements, certain terms, prohibited, SB 2420
- Inventions, employment agreements, certain terms, prohibited, disclosure procedures, provisions, SUB SB 2420
- Inventions, rights protection, SUB HB 725, SB 2629, *HB 668, CH. 177X
- Overtime, mandatory, prohibited, SB 2869
- Overtime, mandatory, regulated, SB 2594
- Welfare trust funds, regulations, repealed, SB 2651, *HB 455, CH. 34X
- Workers' compensation, benefits, adjustment provisions, SB 2580, *HB 754, CH. 108
- Workers' compensation, benefits, reduction, because of federal social security benefits, time frame, other provisions, prescribed, SB 2317
- Workers' compensation, private companies, issuance, authorized, general provisions, SB 2219
- Working conditions, standards, policies, revisions, SB 2593

EMPLOYERS

- Collective bargaining agreements, conflict, employer policy, bargaining agreement prevails, SB 2854
- Employee/employer relationships, labor, rights, bargaining, unfair practices, regulated, SB 3123
- Employment, encouraged, tax relief, SB 2112
- Entertainment services, union contracts, successor clauses, provisions, SB 2679, SUB SB 2679
- Files, personnel, employees, disclosure, required, SB 2863
- Inventions, employees, employment agreements, certain terms, prohibited, SB 2420
- Inventions, employees, employment agreements, certain terms, prohibited disclosure procedures, provisions, SUB SB 2420
- Inventions, rights protection, SUB HB 725, SB 2629, *HB 668, CH. 177X
- Musical instruments, equipment, employee-musician, employer, defined, damaged, stolen, liability, established, SB 2687
- Musical instruments, equipment, employee-musician, employer, defined, damaged, stolen, strict liability, established, SB 2680
- Overtime, mandatory, prohibited, SB 2869
- Overtime, mandatory, regulated, SB 2594
- Reports, unemployment compensation, late, inaccurate, contributions, delinquent, penalties, established, SB 2643, *HB 650, CH. 190X
- Temporary service contractors, redefined, SB 2681
- Workers' compensation, private companies, issuance, authorized, general provisions, SB 2219
- Working conditions, standards, policies, revisions, SB 2593

EMPLOYMENT

- Agencies, babysitting, convalescent, elderly care, certain referral services, excluded, HB 168

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

EMPLOYMENT—cont.

- Agencies, temporary service, redefined, SB 2681
- Agricultural employees, industrial insurance coverage, expanded, SB 2596
- Agricultural workers, unemployment compensation, coverage, inclusion, SB 2597
- Career development, training program, civil service employees, established, SUB HB 38
- Commuter ride sharing, course of employment, industrial insurance, exclusion, *SUB HB 96, CH. 111
- Commuter ride sharing, publicly-owned vehicles, authorized, *SUB HB 96, CH. 111
- Compensation, outside sources, state employees, limited, SB 2129
- Day labor projects, certain, county roads, contractors, minority workers, solicitation, SUB SB 2177
- Displaced homemaker act, enacted, two-year pilot project, established, *SB 2406, CH. 73
- Displaced homemaker act, enacted, two-year pilot project, established, council, appropriation, *SB 2406, CH. 73
- Employment agency advisory board, sunset review, termination schedule, deleted, *SUB SB 2798, CH. 82X
- Encouraged, tax relief, employers, SB 2112
- Gambling licensees, convicted persons, gambling commission approval, required, SUB HB 1196
- Hiring freeze, governor's order, state institution, specific reference required, SB 2093
- Inventions, employees, agreements, certain terms, prohibited, SB 2420
- Inventions, employees, arguments, certain terms, prohibited, disclosure procedures, provisions, SUB SB 2420
- Inventions, employees, rights protection, SUB HB 725, SB 2629, *HB 668, CH. 177X
- Judges, retired, redefined, income purposes, SB 2860
- Labor-management relations act, enacted, appropriations, SB 3090
- Merit system principles, personnel administration, provisions, SB 2035
- Minors, permit required, 12 month limit, not allowed to work during labor dispute, SB 2592
- Musical instruments, equipment, employee-musician, employer, defined, damaged, stolen, liability, established, SB 2687
- Musical instruments, equipment, employee-musician, employer, defined, damaged, stolen, strict liability, established, SB 2680
- Overtime, mandatory, regulated, SB 2594
- Probationary periods, positions, certain, revisions, salary schedules, subject to office of financial management, SB 3107
- Public assistance, eligibility standards, payment levels, modified, SB 2113
- Public employment relations commission, administrative provisions, SB 2429
- Public employment relations commission, gubernatorial appointees, senate confirmation requirement VETOED, *HB 923, CH. 146X, P.V.
- Public employment relations commission, members, compensation, executive director authority, *HB 923, CH. 146X, P.V.
- Public employment relations commission, members, staggered terms, established, SUB SB 3042

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

EMPLOYMENT—cont.

- Public employment relations commission, transportation department, hearings procedures, *SB 2430, CH. 73X
- Public works, prevailing wages, required, SB 3109
- Reports, employer, unemployment compensation, inaccurate, late, contributions, delinquent, penalties, established, SB 2643, *HB 650, CH. 190X
- Retirement, mandatory, public employees, under age 70, prohibited, *SB 2506, CH. 159X
- School buses, driving contracts, certain, 2nd class school districts, conflicts of interest, ethics code, exemption, provisions, SUB HB 1210
- Students, part-time, certain, unemployment compensation benefits, allowed, SB 2645
- Successor clauses, entertainment services, union contracts, provisions, SB 2679, SUB SB 2679
- Title only, agencies, SB 2798
- Unemployable persons, employment security department, definition, expanded, SB 2433
- Unemployable persons, general assistance, resource exemptions, established, authorized, SB 2100
- Unemployable persons, standards, general assistance, removed, SB 2678
- Unemployment compensation, benefits, minimum weekly, computation, revised, SB 2644
- Unemployment compensation, disqualifications, modified, SB 2578
- Unemployment compensation, eligibility, disqualification, provisions, modified, SB 2870
- Unemployment compensation, employers, contribution, delinquent, reports, late, inaccurate, penalties, established, SB 2643, *HB 650, CH. 190X
- Unemployment compensation, rates, contributions, modified, SB 3138
- Unemployment, reduction, self-employment incentives, provisions, SB 2484
- Veteran's preference, competitive ratings, revisions, spouses, provisions, SB 3105, SUB SB 3105
- Veteran's preference, noncompetitive employment systems, competitive, certain, revisions, SB 3106, SUB SB 3106
- Widows, widowers, veterans, public employment, preference, provisions, SB 2591
- Workers' compensation, benefits, reduction, because of federal social security benefits, time frame, other provisions, prescribed, SB 2317, *SUB SB 2317, CH. 151X
- Workers' compensation, private companies, issuance, authorized, general provisions, SB 2219

EMPLOYMENT AGENCY ADVISORY BOARD

- Sunset report p. 719

EMPLOYMENT SECURITY

- Apprenticeship council, state, procedure, qualifying hours, *HB 576, CH. 37X
- Employment agencies, temporary service contractors, redefined, SB 2681
- Migrant labor housing, continued, Yakima county, fees, authorized, jurisdiction, transferred, appropriation, HB 672, *SB 2630, CH. 79X
- Migrant workers, housing facilities, task force, construction, employment security, DOT, fees, appropriations, SUB SB 2574

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

EMPLOYMENT SECURITY—cont.

- Migrant workers, labor parks, task force, construction, employment security, DOT, fees, appropriations, SB 2574
- Records, governmental access, restrictions modified, SB 2629, *HB 668, CH. 177X
- Reports, employer, unemployment compensation, inaccurate, late, contributions, delinquent, penalties, established, SB 2643, *HB 650, CH. 190X
- Unemployable persons, definition, expanded, SB 2433
- Unemployment compensation, benefits, minimum weekly, computation, revised, SB 2644
- Unemployment compensation, benefits, part-time students, allowed, SB 2645
- Unemployment compensation, disqualifications, modified, SB 2578

ENDOWMENTS

- Insurance contracts, mortality tables, interest rates, prescribed, females, risk calculation age, changed, reserves, annuities, endowments, certain, defined, *HB 735, CH. 157, P.V.

ENERGY AND ENERGY OFFICE

- B&O tax, gasohol production, alcohol production for gasohol, exemption, 2nd SUB HB 1000, *SUB HB 302(a), CH. 196X
- BPA, pilot developmental plants, authorization, requested, *SJM 107
- Building code, state, handbook, reference, updated, *SB 2474, CH. 76X
- Cogeneration facilities, tax credits, revenue department, certificates, authorized, SB 2598, SUB SB 2598
- Committee, joint legislative, membership, powers, modified, SB 3120
- Conservation, local government, residential installation financing, constitutional contingency, *SUB SB 2976, CH. 239X
- Conservation, residential, programs, authorized, SB 2202
- Council, facility site evaluation, member, added, archaeology, historic preservation office, designee, SB 2691
- Division, utilities and transportation commission, created, duties, energy office, documents, transfer, provisions, SUB SB 3063
- Emergencies, governor's emergency powers, extended, *SUB SB 2442, CH. 158X
- Eminent domain, facilities, certain, construction, modification, operation, authority, certain, granted, SB 2494, SUB SB 2494
- Energy conservation and development commission, created, duties, responsibilities, defined, SB 3083
- Facilities, sites, certification by governor, applicants, shoreline management act, development permits, exemption, SB 3019, SUB SB 3019
- Facilities, sites, certification procedures, modified, SB 2139
- Facilities, sites, location process, revisions, NPDES permit, provisions, penalties, SB 2432, *SUB HB 328, CH. 41
- Facilities, siting permits, federal standards, compliance, *SUB SB 2979, CH. 254X
- Gasohol distributors, special liquor purchase permit, required, SUB SB 2978
- Gasohol production, alcohol production for gasohol, property, equipment used, leasehold interests, tax exemption, 2nd SUB HB 1000
- Gasohol production, alcohol production for gasohol, stills, liquor control board, license, required, no fee, SUB SB 2978
- Gasohol production, barriers, removal, Congress, petitioned, *HJM 16

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

ENERGY AND ENERGY OFFICE—cont.

- Gasohol taxes, motor vehicle fuel excise, importer partial exemption, SUB SB 2978
- Geothermal resources, surface land owner, property rights, declared, *SB 2191, CH. 2X
- Heat, homes, wood, natural gas, facilitating, SB 3087
- Heat, homes, wood, natural gas, heating oil, propane, facilitating, SUB SB 3087
- Heat, pumps, noise standards, established, SB 3069
- Irrigation districts, power generation, authorized, powers, duties, modified, SB 3033, SUB SB 3033, *2nd SUB SB 3033, CH. 185X
- Mill tailings, licensing and perpetual care act, enacted, SB 2197, *SUB SB 2197, CH. 110X
- Oil transfer facilities, domestic pipelines, required, SUB SB 2974
- Operating agencies, thermal plants, security forces, law enforcement powers, authorized, SB 2584
- Operating agencies, thermal power plants, performance audits, required, SUB SB 2980, *SUB HB 1075, CH. 220X, P.V.
- Solar devices, easements, provisions, *SUB HB 912, CH. 170X
- State building code, stressed, revisions, SB 2605
- Supply, demand, analysis, recommendation, legislative energy and utilities committees, joint meetings, provisions, SUB SCR 111
- Surface, mineral rights, real property, subject to property tax, provisions, SB 2425
- Surface, mineral rights, real property, valuation, assessment, revenue department, rules, regulations, promulgation, county assessor, notice, SB 2419
- Swimming pools, new construction, heating, nonrenewable resources, use, prohibited, SB 2198
- Thermal efficiency and lighting code, adoption provisions, *SB 2474, CH. 76X
- Title only, SB 2979, SB 2980, SB 3063
- Title only, conservation, SB 2676, SB 2677, SB 2678
- Title only, department, created, SB 2947
- Title only, distribution systems, SB 2442
- Title only, sites, SB 2984, SB 2985
- Title only, sites, regulation, SB 2973, SB 2974, SB 2975
- Title only, utilities accounting procedures, SB 2457
- Types, defined, WPPSS, joint operating agencies, develop plans, reports, bond indebtedness, nuclear plants, SB 3135
- Utilities, public, loans, energy conservation purposes, authorized, SJR 120
- Utilities, public, loans, energy conservation purposes, authorized, appropriate charge back provision, *SUB SJR 120
- WPPSS, joint select legislative committee, established, investigation, review purposes, powers, duties, SCR 111
- WPPSS, nuclear plants, bond indebtedness, reports, plans, develop, SB 3135

ENGINEERS AND ENGINEERING

- Public works, contracts, formation, performance, regulated, SB 2328
- Regulations, ethics, responsibility, definitions, revised, SB 2767
- Regulations, revised, SUB HB 312

ENTERTAINERS

- Musical instruments, equipment, employee-musician, employer, defined, damaged, stolen, liability, established, SB 2687

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

- (a) Amendment to original bill.
- SR Senate Resolution.
- GA Gubernatorial Appointment.

ENTERTAINERS—cont.

Musical instruments, equipment, employee-musician, employer, defined, damaged, stolen, strict liability, established, SB 2680

Musicians, professional, liquor law enforcement, definition, implemented, SB 2940

Union contracts, services, successor clauses, provisions, SB 2679, SUB SB 2679

ENVIRONMENT (See also ECOLOGY; also POLLUTION; also WASTE DISPOSAL)

Agricultural laws, updated, SB 2254, *SUB SB 2254, CH. 154, P.V.

Agricultural laws, updated, agriculture department, appropriation, *SUB SB 2254, CH. 154, P.V.

Aquatic plants, animal resources, certain, shoreline management act, harvest defined, SB 2364

Energy conservation and development commission, created, duties, responsibilities, defined, SB 3083

Energy conservation, state building code, stressed, revisions, SB 2605

Energy facilities, site certification by governor, applicants, shoreline management act, development permits, exemption, data collection purposes, SUB SB 3019

Energy facilities, site certification by governor, applicants, shoreline management act, development permits, exemption, provision, SB 3019

Energy facilities, sites, certification procedures, modified, SB 2139

Energy facilities, sites, location process, revisions, NPDES permits, provisions, penalties, SB 2432, *SUB HB 328, CH. 41

Environmental coordination procedures act, modified, SB 2571

Environmental hearings office, created, pollution control hearings, provisions, *HB 1115, CH. 47X

Environmental policy act, challenges, procedures, modified, SB 2075

Environmental policy act, definitions, procedures, revisions, SB 2998

Grays Harbor, Puget Sound, canal, DOT, study, preliminary engineering, directed, appropriations, SB 2900

Ground waters, public, withdrawal limitations, revised, firefighting, exempted, SB 2877

Highways, environmental impact statement, requirement, repealed, *HB 26, CH. 7

Land management program, DNR, state-owned, managed, timber harvest, related activities, SEPA compliance, provisions, SB 2503

Litter control, pilot program, general assistance beneficiaries, employment, DSHS administration, DOE funds allocation, SB 2657

Littering, convicted persons, pickup, remove deposited litter, required, provisions, *HB 689, CH. 39X

Nisqually delta, new commercial dock facilities, expansion, prohibited, SB 3023

Noise, aircraft, impact abatement program areas, limits, revised, multiple relocation, same owner, prohibited, *HB 636, CH. 85

Noise, heat pumps, standards, established, SB 3069

Pesticides, application, agriculture department director, rules adoption, required, licensing, examination, certification requirements, *SUB SB 2265, CH. 92

Pesticides, application, restricted use definition, restated, *SUB SB 2265, CH. 92

Pesticides, application, revisions, SB 2265

Pesticides, control, revisions, SB 2255

Pesticides, registration, federal compliance, revisions, *SUB SB 2255, CH. 146

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

ENVIRONMENT (See also ECOLOGY; also POLLUTION; also WASTE DISPOSAL)—cont.

- Pollution control, air, water, facilities, tax exemption, credit, provisions, SB 2751
- Public utility districts, water resources, management, utilization, development, conservation, powers, modified, SB 2501
- Recycling, litter control, DOE program administration, small cities, towns, counties, fund allocation, distribution, *SB 2511, CH. 94
- Returnable beverage container act, enacted, SB 2768, INITIATIVE 61
- SEPA, appeal, notice, provisions, modified, SB 2682
- SEPA, challenges, filing required, SB 2991
- Shoreline management act, challenges, procedures, modified, SB 2075
- Snags, selective removal, fire control; required, *SUB HB 188, CH. 8X
- Title only, policy, SB 2703
- Vehicle emissions, control, inspection, *SUB HB 298, CH. 163X
- Water pollution, ecology department, control, federal compliance, *HB 433, CH. 267X, P.V.

ENVIRONMENTAL HEARINGS OFFICE

- Created, pollution control hearings, *HB 1115, CH. 47X

EPILEPSY

- Controlled substances, certain, dispensing prohibited, exemption, certain, abuse—investigation, provisions, *SUB HB 624, CH. 119X

EQUESTRIANS

- Trails, paths, improvement funds, mandatory minimum expenditure, established, *HB 750, CH. 121X

EQUIPMENT

- Child restraint systems, motor vehicles, installation, parents, required, SB 2895
- County roads, purchasing procedures, competitive prices, procedures, modified, SUB SB 2268
- County roads, purchasing procedures modified, primitive—road system, designation, provisions, SB 2268
- Drug related, possession, sale, unlawful, prohibited, SB 2174
- Gasohol production, alcohol production for gasohol, property, equipment used, leasehold interests, property tax exemption, 2nd SUB HB 1000
- Motorcycles, safety, education, examinations, permits, enhanced, SB 2603
- Motor freight carriers, safety, hazardous materials, regulated, penalties, SUB HB 639
- Motor vehicles, standards, regulations, revisions, SB 2908
- Musical instruments, equipment, employee—musician, employer, defined, damaged, stolen, liability, established, SB 2687
- Musical instruments, equipment, employee—musician, employer, defined, damaged, stolen, strict liability, established, SB 2680
- Pesticides application, revisions, SB 2265
- Railroads, certain, emergency air support equipment, required, SB 2298
- Railroads, radio transceiver, availability, required where necessary, SUB SB 2735
- Railroads, radio transceiver, portable, required, SB 2735
- Spot checks, motor vehicles, Washington state patrol, authorized, any hour, plainly marked car, public highway, SB 2481

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

EQUIPMENT—cont.

State-owned, inventory control, authority transferred, office of financial management, *SB 2033, CH. 88

ERICKSEN, MS. ANNA MAE, R.N.

Emergency medical and ambulance review commission, member, GA 37, confirmed pp. 40,189,215-216

ERICKSON, LARRY V.

State jail commission, member, GA 111, confirmed pp. 85,873,909

ERICKSON, REPRESENTATIVE PHYLLIS

Western interstate commission for higher education, member, GA 97, confirmed pp. 54,84,113

ESCROW AGENTS

Examination, standards, set, SUB HB 105

Insurance, bond requirements, modified, *SB 2305; CH. 70

Property, personal, real, sale, documents, preparation, persons, institutions, certain, permitted, SB 2583, *SUB HB 481, CH. 107X

Title only, SB 2811

ESCROW COMMISSION

Sunset report p. 853

ESQUEVEL, MIGUEL

Commission on Mexican-American affairs, member, GA 63, confirmed pp. 46,182,218

ESTATES

Inheritance taxes, general revisions, SB 2181, *SUB SB 2181, CH. 209X

Land, owner, 5 acres, transfer, parent, spouse, child, residential purposes, single family, zoning inapplicable, SB 2263

Real estate, transfers, intra-family, certain, real estate excise tax, exemption, SB 2396

Veteran's, executor, director of veteran affairs, maximum size, increased, *SB 2101, CH. 64

Wills, international, provisions, SB 2937

Wills, validity, determination, before testator's death, authorized, SB 2039

ETHICS (See also PUBLIC DISCLOSURE; also POLITICAL CAMPAIGNS)

Conflicts of interest, school bus driving contracts, certain 2nd class school districts, exemption, provision, SUB HB 1210

Engineers, land surveyors, regulations, responsibility, definitions, revised, SB 2767

Irrigation districts, certain, contracts, conflict of interest prohibition, exemption, *HB 48, CH. 4X

Legislators, code adopted, SJR 106

Legislature, board, power, extended, former legislators, employees, statute of limitations, established, SB 3038

Physicians, surgeons, chiropractors, professional discipline, revisions, SB 2422, *SUB SB 2422, CH. 111X

Title only, legislative, SB 2970

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

EVICITION

- Floating home landlord-tenant act, enacted, moorages, legal rights, SB 2850, SUB SB 2850
- Floating home landlord-tenant act, enacted, moorages, legal rights VETOED, *SUB HB 1308(a), CH. 186X, P.V.
- Mobile homes, rental agreements, terms, conditions, revisions, *SUB HB 1308, CH. 186X, P.V.
- Tenancy termination notice, retaliatory action definition, inclusion, SB 2384

EVIDENCE

- Injury cases, health care, evidence, likely future compensation, permitted, SB 2222
- Search warrants, homicides, felonies, use limited, HB 427

EXAMINATIONS

- Accountants, regulations, revisions, SB 2436
- Debt adjusting, licensing, contracts, regulation, revisions, *HB 86(a), CH. 156
- Dental licensing, multistate agreements authorized, dental examiners board, compensation, *SB 2136, CH. 38
- Electricians, apprentices, journeymen, trainees, licensing, modified, *SB 2905, CH. 156X
- Escrow officers, standards, set, SUB HB 105
- Instruction permit, motor vehicle operators, effective period, lengthened, fee increased, distribution, revised, *SB 2094, CH. 63
- Insurance companies, costs, examiners' salaries, benefits, inclusion, per diem travel salary, establishment, provisions, *SUB HB 546, CH. 35X
- Insurance companies, insurers, examination, examiner expenses, travel, salary, benefits, reimbursement, provisions, SB 2649
- Insurers, commission review, independent CPA audit, reliance allowed, SB 2760, *HB 602, CH. 139
- Insurers, health care service, HMO's, insurance commission, periodic examination, required, examiner's expenses, reimbursement, SB 2729
- Motorcycles, safety, equipment, education, permits, enhanced, SB 2603
- Pesticides, application, agriculture department director, rules adoption, required, licensing, examination, certification requirements, *SUB SB 2265, CH. 92
- Physicians, surgeons, osteopaths, chiropractors, basic science, requirement, eliminated, *SUB HB 219, CH. 114X
- Sheriff's office, chief examiner, civil service appointment procedures modified, unclassified positions, authorized, provisions, *SUB SB 2375, CH. 153X

EXECUTION AND REDEMPTION

- Property, personal, execution, attachment, items, exemption, modified, *SB 2106, CH. 65X
- Sales, liens, interest, obligation, provisions, modified, SB 3024

EXECUTIVE BRANCH

- Criminal justice, governor's council, division, governor's established, SB 2320, *2nd SUB HB 204, CH. 79
- Financial disclosure, officials subject to, delineated, HB 305
- Governor, term of office, second Monday in December, commencement, SB 2003, SJR 102

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

EXECUTIVE BRANCH—cont.

Officials, appointed, elected, financial disclosure reports required, enumerated, SB 2373, SUB SB 2373

EXECUTORS

Director of veteran affairs, veteran's, estates, maximum size, increased, *SB 2101, CH. 64

EXEMPTIONS (See also TAXES - EXEMPTIONS)

Cemeteries, nonprofit, publicly owned, regulation, *SUB HB 82, CH. 21

Contracts, services, certain, state, higher education agencies, civil service, higher education personnel laws, exemptions, *SUB HB 1057, CH. 46X

Householder, definition, single persons, personal exemption purpose, inclusion, SB 2217

Immunization, children, required, religious beliefs, exemption, provisions, appropriation, *SUB HB 502, CH. 118X

Jury duty, selection, qualification procedures, mandatory service requirements, *SUB HB 99, CH. 135X

Locomotive operators, driver's license not required, display, law enforcement officers, not required, *HB 6, CH. 75

Mental health cooperative programs, DSHS, school districts, client pay requirement, exemption, permitted, *SUB HB 1347, CH. 145X

Property, personal, execution, attachment, items, modified, *SB 2106, CH. 65X

Utilities, transportation commission, exempt positions, provisions, SB 2199

Utility facilities, lease, public service companies, UTC approval, federal public utility holding company, exemption, authorized, *HB 989, CH. 125X

EXPLOSIVES

Hazardous materials, committee, created, membership, duties, SB 2564

Hazardous materials, incidence response program, preparation, teams, training, provisions, SB 2564

Hazardous materials, railroads, safety procedures, established, SB 3148

Hazardous materials, transportation, accidents, emergency response teams, federal aid, training, requested, SJM 108

EXPORTS

Cedar, western red, prohibited, processing, provisions, SB 2575

Stevedoring, related activities, excise tax imposed, SUB HB 326, SB 2231

EXPO '74 - SPOKANE

Site, facilities, title transferred, city of Spokane, *SB 2925, CH. 25X

EXPO '89 - TACOMA

Commission, created, members, duties, nonprofit corporation, provisions, SB 2990, SUB SB 2990

EXTENSION SERVICE

WSU, employees, federal civil service status, state employees insurance, health care plans, exclusion, *HB 691, CH. 9X

EYES AND EYEGLASSES

Removal, embalmers, authorized, *SB 2121, CH. 37

Removal, embalmers, permitted, SB 2081

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

EYRING, ANTHONY I.

Health care facilities, authority, member, GA 180, confirmed pp. 1614,1756,1784

FACILITIES AND OPERATIONS COMMITTEE

Approval with majority leader, appointment of special committees, *SR 1979-53 p. 1035
 Authorization, execution personal services contracts or subcontracts necessitating expenditure senate appropriations, *SR 1979-53 p. 1034
 Chairman, authorized attendance national conference state legislatures, *SR 1979-53 p. 1035
 Keys, custody with secretary of the senate, *SR 1979-53 p. 1035
 Retain employees, rate established together with secretary of senate, *SR 1979-53 p. 1034

FACULTY - COLLEGES AND UNIVERSITIES

Community colleges, leaves, professional personnel, allowable aggregate costs, limitations, *HB 983, CH. 44
 Community colleges, member on leave, replacement, tenure prohibited, SB 3143
 Employees, nonfaculty, certain institutions, tuition, fees, exemption, SB 2187
 Employees, waiver of fees, space available basis, allowed, *SUB HB 319, CH. 82
 Faculty center, UW, class H liquor license allowed, SB 2169, *HB 419, CH. 104X
 Retirement, benefits, surviving beneficiary payments, authorized, *SUB HB 768, CH. 259X
 Retirement, cost of living adjustment, provisions, SB 2686
 Retirement, PERS membership, option, deadline, non PERS members, supplemental benefits, exclusion, SUB HB 763
 Retirement, service credit earnings, limitation, *SUB HB 768, CH. 259X
 Retirement, supplemental payment amounts, determination assumption, *SUB HB 768, CH. 259X

FAIRS AND EXPOSITIONS

Expo '74, site, facilities, title transferred, city of Spokane, *SB 2925, CH. 25X
 Expo '89, commission, created, members, duties, nonprofit corporation, Tacoma, provisions, SB 2990, SUB SB 2990

FAMILIES

Adoption certificates, birth records, certain, provisions, SB 2020, *HB 4, CH. 101X
 Adoption decrees, certain, dissolution of marriage, certain, voided, SB 2319
 Children, immunization, required, provisions, SB 2241
 Condominiums, conversion, child exclusion policy, notice requirement, *SB 2362, CH. 70X
 Crisis intervention services, children, families, DSHS, local nonprofit social service agencies, contracting, required, SB 2036
 Domestic violence, law enforcement procedures, established, SB 2613, *SUB HB 438, CH. 105X
 Family commission, created, members, powers, duties, family life stability, harmony, purposes, SB 2784
 Family court, funding increased, HB 829
 Farm permits, marital community, each member, authorized, SB 2921
 Gift tax act, enacted, SB 2182, *SUB SB 2182, CH. 210X

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

FAMILIES—cont.

- Inheritance taxes, general revisions, SB 2181, *SUB SB 2181, CH. 209X
- Land, owner, 5 acres, transfer, parent, spouse, child, residential purposes, single family, zoning inapplicable, SB 2263
- Parent-child relationship, termination procedures, crisis intervention, guardianship status establishment, general provisions, SUB HB 1261
- Parent-child relationship, termination procedures established, *SUB HB 352, CH. 165X
- Parent-child relationship, termination procedures, Indian tribe membership, guardianship status establishment, general provisions, SUB HB 1261
- Procedures for families in conflict, crisis intervention services, custody, detention, court records, DSHS appropriation, *SUB SB 2768, CH. 155, P.V.
- Procedures for families in conflict, crisis intervention services, DSHS, provisions, SB 2768
- Procedures for families in conflict, crisis intervention services, DSHS, provisions, appropriation, *SUB SB 2768, CH. 155, P.V.
- Property, personal, execution, attachment, items, exemption, modified, *SB 2106, CH. 65X
- Public assistance, eligibility standards, payment levels, modified, SB 2113
- Real estate, transfers, intra-family, certain, real estate excise tax, exemption, SB 2396
- Runaway youth, families, detention facilities, crisis shelters, modified, appropriations, SB 3122
- Runaway youth, interstate compact, revisions, SB 3014, SUB SB 3014
- Runaway youth, procedures for families in conflict, SB 2768
- Runaway youth, procedures for families in conflict, appropriation, *SUB SB 2768, CH. 155, P.V.
- Shelters, victims, domestic violence, social and health services department, assistance, appropriation, *SUB HB 554, CH. 245X
- Task force, joint legislative, children and families, established, SCR 107
- Task force, joint legislative, children and families, established, expenditure limitation, studies, DSHS review, provisions, SUB HCR 6
- Treatment centers, public income, B&O tax, exclusion, SB 2260, SB 3124, SUB SB 3124, *SUB HB 302, CH. 196X
- Truancy, parental responsibility, school, court procedures, violations, defense, fines, *SUB HB 1258, CH. 201X
- Uniform child custody jurisdiction act, enacted, *HB 18, CH. 98
- Week of January 21-27, 1979, honored, established, HCR 2
- Week of January 28-February 3, 1979, honored, established, SCR 105
- Week of March 11-17, 1979, honored, established, HCR 2(a)
- Welfare services, foster care, adoption, recruiting plan, development, investigation, SB 3092

FARMERS AND FARMING (See also AGRICULTURE AND LIVESTOCK)

- Agricultural commodities, commission merchants, brokers, regulation, licensing, *SUB HB 247, CH. 115X
- Agriculture department, agricultural products, marketing promotion, appropriation, HB 46
- Agriculture, omnibus regulations, modified, *SUB SB 2791(a), CH. 238X

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

FARMERS AND FARMING (See also AGRICULTURE AND LIVESTOCK)——
cont.

- Apple commission, assessment increases, limit, removed, HB 836, *SB 2486, CH. 20
- Brucellosis, indemnity payments, appropriation, *SUB SB 2791(a), CH. 238X
- Cattle movement, restrictions, specific regulations, establishment, provisions, SUB HB 864
- Cooperatives, dissolution by election, provisions, SB 2576, *HB 778, CH. 86
- Dairy products, commission, alias permitted, dairy farmers of Washington, treasurer, increase bonding, research, revisions, HB 625
- Equipment, standards, regulations, revisions, SB 2908
- Farmland, current use classification, so designated, special benefit assessments, tax exemption, provisions, *SUB HB 617, CH. 84
- Feed inspection, commercial, fees, increased, sales reports, frequency requirements, changed, *SB 2206, CH. 91
- Loans, cooperative, interest, B&O tax, exclusion, SB 2521, SB 3124, SUB SB 3124, *SUB HB 302(a), CH. 196X
- Migrant labor housing, continued, fees, authorized, jurisdiction, transferred, employment security, appropriation, HB 672, *SB 2630, CH. 79X
- Migrant workers, housing facilities, task force, construction, employment security, DOT, fees, appropriations, SUB SB 2574
- Migrant workers, labor parks, task force, construction, employment security, DOT, fees, appropriations, SB 2574
- Nuisance lawsuits, agricultural activities, protection, *SB 2180, CH. 122
- Permits, family, marital community, each member, authorized, SB 2921
- Pesticides, application, agriculture department director, rules adoption, required, licensing, examination, certification requirements, *SUB SB 2265, CH. 92
- Pesticides, application, restricted use definition, restated, *SUB SB 2265, CH. 92
- Pesticides, application, revisions, SB 2265
- Pesticides, registration, federal compliance, revisions, *SUB SB 2255, CH. 146
- Products, motor vehicles, hauling, certain circumstances, license exemptions, *SUB HB 97, CH. 6X

FATHER

- Parent-child relationship, termination procedures, crisis intervention, guardianship status establishment, general provisions, SUB HB 1261
- Parent-child relationship, termination procedures established, *SUB HB 352, CH. 165X
- Parent-child relationship, termination procedures, Indian tribe membership, guardianship status establishment, general provisions, SUB HB 1261

FEDERAL GOVERNMENT

- BPA, pilot developmental plants, authorization, requested, *SJM 107
- Budget, balanced, required, constitutional amendment, convention, petitioned, SJM 101
- Cigarettes, sales tax, certain, repealed, SB 2625
- District of Columbia, Congress, representatives, provisions, constitutional amendment, ratified, SJR 109
- Gasohol production, barriers, removal, Congress, petitioned, *HJM 16
- Hazardous materials, interstate, international commerce, placard system, improved, provide, SJM 109

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

FEDERAL GOVERNMENT—cont.

- Hazardous materials, transportation, accidents, emergency response teams, federal aid, training, requested, SJM 108
- Hazardous materials, transportation, accidents, responsibility, local level, requested, SJM 111
- Indian fishing treaty issues, U.S. Supreme Court, speedy resolution, petitioned, SJM 105
- Lands, federal, certain, concurrent jurisdiction, local government, authorized, *SUB HB 1176, CH. 49X
- Loans, usury, certain, exempted, SB 2897
- Milwaukee railroad, aid, requested, SJM 106
- National health planning and resources development act of 1974, implemented, council, created, *SUB HB 249, CH. 161X
- Olympia postmark, continued use, requested, SJM 103
- Organized crime advisory board, new name, membership, duties, meetings, fund, created, appropriation, SUB HB 1147
- Organized crime intelligence advisory board, name change, organized crime advisory board, membership, duties, SB 2390
- Presidential primary, preference, provisions, absentee voting procedures, SB 2214, SUB SB 2214
- Property, real, retrocession, governor, acceptance authorization, HB 514
- Reservation system, experimental, state parks, parks and recreation commission, establishment, federal, state governments, agreements allowed, appropriation, 2nd SUB HB 1141
- Stampede pass weather station, manned status, maintain, requested, SJM 110

FEDERAL WAY

- Pacific northwest festival facilities, vicinities, Federal Way, Lynnwood, bond issuance, anticipation notes, authorized, SB 2867
- Pacific northwest festival facility, vicinity Federal Way, bond issuance, anticipation notes, authorized, SB 2279, *HB 376, CH. 197X

FEED

- Commercial, inspection fees, increased, sales reports, frequency requirements, changed, *SB 2206, CH. 91
- Lots, license, inspection fees, increased, brand inspection, required, *HB 230, CH. 81

FEES (See also TUITION AND FEES)

- Accidents, motor vehicle, reports, copies, increased, *SB 2078, CH. 34
- Appeals certain, agencies, administrative actions, legal fees, payment, required, SB 2401
- Attorneys, civil actions, dollar amount, increased, schedule, SUB SB 2043
- Attorneys, civil actions, reasonable amount, SB 2043
- Attorneys, eminent domain proceedings, reasonable, procedure, provided, HB 207, SB 2167
- Attorneys, malpractice cases, contingent, prohibited, SB 2115
- Attorneys, public works project, reserve fund, lien foreclosure, claimant recovers, *HB 630, CH. 38X
- Attorneys, stolen goods, pawnbroker possesses, suit to recover, fees granted, SB 2498, *SUB HB 774, CH. 41X

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

FEES (See also TUITION AND FEES)—cont.

- Bonds, institutions, issuance, bond anticipation notes, authorized, bond redemption fund, created, SB 2243
- Brokers, surplus line, license renewal, pro rata, SB 2647, *SUB HB 459, CH. 130X
- Corporations, secretary of state, certain, established, increased, *HB 33, CH. 133X
- Drivers, instruction permit, effective period, lengthened, fee increased, distribution, revised, *SB 2094, CH. 63
- Drivers license renewal, increased, SB 2146
- Feed inspection, commercial, increased, sale reports, frequency requirements, changed, *SB 2206, CH. 91
- Fire marshal, schools, plan reviews, construction inspections, fire prevention, mandated, SB 2325
- Food fish, privilege, canners, processors, dealers, not applicable, raised by grower, until harvested, or sold, *SUB SB 2388(a), CH. 203X
- Food fish, privilege, canners, processors, dealers, not applicable, raised by grower, until harvested, or sold, lien holder exemption, *SUB SB 2388, CH. 203X
- Food fish, privilege, canners, processors, dealers, not applicable, raised by grower, until harvested, SB 2388
- Fuel, nonpolluting, use, favorable license fee, in lieu of tax, reduced, extended, *HB 288, CH. 48
- Game department, informational material, fees charged, retention, authorized, HB 331, *SB 2321, CH. 56
- Higher education, student funded activities, development, budget, student responsibility, *SUB HB 194 VETOED
- Insurance, refunds, time limits, set, SB 2647, *SUB HB 459, CH. 130X
- Insurers, legal action, service of process, increased, SB 2648
- Insurers, suits against, legal process, service, insurance commissioner, designated, fee, increased, SB 2650, *SUB HB 1121, CH. 199X, P.V.
- Jurors, increased, SB 2012
- Justice court services, filing, negotiation between cities and counties, allowed, arbitration requirement, *HB 424, CH. 129X
- Law libraries, county, court filing fees, distribution share, increased, *HB 149, CH. 126
- Leases, harbor areas, DNR, notice, appraisal, fees, rules, public access, use, encouragement, provisions, *SUB SB 2284, CH. 97X
- Licenses, fishing, hunting, trapping, taxidermy, fur dealers, retained, issuing persons, increased, SB 2758, *HB 44, CH. 3X
- Livestock markets, determination, *HB 229, CH. 91X
- Mental health cooperative programs, DSHS, school districts, client pay requirement, exemption, permitted, *SUB HB 1347, CH. 145X
- Migrant labor housing, Yakima county, continued, jurisdiction, transferred, employment security, appropriation, HB 672, *SB 2630, CH. 79X
- Mopeds, defined, operator, vehicle regulations, SB 2097, *SUB SB 2097, CH. 213X
- Motion picture fair competition act, blind bidding, prohibited, bidding procedures, established, attorneys fees, *HB 58, CH. 29X

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

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SR Senate Resolution.

GA Gubernatorial Appointment.

FEES (See also TUITION AND FEES)—cont.

- Motor vehicles, dealers, salespersons, increased, SB 2071, *SUB SB 2071, CH. 251X
- Motor vehicles, proportional registration, reciprocal, delinquent, interest rate, increased, *HB 196, CH. 149X
- Motor vehicles, special movement permits, *HB 164, CH. 113X
- Pilots, ships, licenses, pilotage commissioners board, establishment, SB 2108, *SUB SB 2952, CH. 207X
- Public utilities, regulatory, certain, failure to pay, penalties, removed, SB 2349, *HB 441, CH. 198X
- Radiation control agency, DSHS, licensing, registration, inspection, assessment, SUB HB 894, SB 2743
- Razor clams, clamming, persons over 65, under 16, affidavit required, free license, dealer fee, payment, *SUB HB 1, CH. 243X
- Razor clams, license, clamming, outer garment, fisheries department, evaluation, appropriation, *SUB HB 1, CH. 243X
- Razor clams, license, clamming, provisions, SB 2085
- Razor clams, license, personal use, required, residents, nonresidents, appropriations, SB 2389
- Salmon charter boats, fishing, anglers, number restricted, two-year program, established, *SUB HB 333, CH. 101
- School buses, motor vehicle license, payment, exemption, SB 3133
- Snowmobiles, registration, increased, *SUB HB 1281, CH. 182X, P.V.
- State parks, overnight camping, nonresidents, reciprocal surcharge agreement, fee standard, state of origin, *SB 2569, CH. 153
- Superior courts, clerks, official services, increased, SB 2381, SUB SB 2381
- Superior courts, criminal defendants, SB 2189
- Trucks, international registration plan, increased, SB 2658, SUB SB 2658
- Trucks, multi-units, defined, *HB 196, CH. 149X
- Trucks, proportional registration, eligibility basis, *HB 141, CH. 134
- Trucks, tonnage fees, monthly basis, minimum weight lowered, purchase fee, increased, *HB 141, CH. 134
- Vehicle emissions, control, inspection, *SUB HB 298, CH. 163X
- Vehicle emissions, controlling, provisions, *SUB HB 298, CH. 163X
- Vessels, passenger-carrying, licensing, navigation rules, labor and industries regulation, inspection fees, established, SB 3100, *SUB SB 3100, CH. 74
- Water rights, determination proceeding, service of summons, withdrawal permits, procedures, DOE appropriation, *SUB SB 2794, CH. 216X
- Water rights, determination proceedings, filing, defendant's, SB 2351, SUB SB 2351
- Water wells, operators, contractors, modified, SB 3035
- Witness, court administrator, payment provisions, *HB 30, CH. 129

FELONS AND FELONIES (See also CRIMES AND CRIMINAL PROCEDURES)

- Arrest power, without warrant, defined, *SUB HB 22, CH. 28X
- Assault, reclassified, SB 2229, *HB 307, CH. 244X
- Civil rights, convicted persons, final discharge, restoration, SUB HB 19
- Convicted, statement of facts, certain court personnel, required, parole board availability, SUB HB 51

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

FELONS AND FELONIES (See also CRIMES AND CRIMINAL PROCEDURES)

—cont.

- Corrections institutions, residents, others, contraband, controlled substances, unauthorized possession, felony, *SB 2021, CH. 121
- Crime victims, compensation, proceeds from reenactment of crime, provisions, SB 3128, SUB SB 3128
- Drivers, motor vehicles, noncompliance, law enforcement order to stop, penalty, *SB 2468, CH. 75X
- Felony—murder, doctrine, second degree assault, exempted, SB 2853
- Felony—murder, manslaughter, assault, exempted, SB 3067
- Fisheries, code violations, food fish, imprisonment, fine, license denial, suspension, provisions, *SUB SB 2439, CH. 99X
- Fisheries, code violations, food fish, market value, \$250, imprisonment, SB 2439
- Force, property protection, permission, *HB 307(a), CH. 244X
- Imprisonment, certain, terms, modified, SUB HB 498, SB 2247
- Pornography, involving minors, prohibited, penalties prescribed, SUB HB 551, SB 2013
- Pornography, prostitution, children, exploitation, crimes, defined, penalties, prescribed, SB 2579, SUB SB 2579
- Probation, summary, after commitment, DSHS custody, authorized, provisions, SB 2485, SUB SB 2485
- Property, personal, withholding, unlawfully, installment contracts, default, felony, provisions, SB 3125
- Rape, reclassified, SB 2229, *HB 307, CH. 244X
- Reckless flight, reckless operation, lawful process, interference, motor vehicles, SB 2116
- Search warrants, use limited, HB 427
- Sentencing reform act, enacted, SB 2266
- Stop—payment order, negotiable instrument, fraudulent, provisions, SUB HB 644
- Witness fees, felony convictions, court administrator, payment provisions, *HB 30, CH. 129

FERRIES

- Employees, marine, toll bridge authority, transferred, DOT, SB 2477
- Employees, state system, personnel policies, civil service regulations, modified, SUB SB 2477
- Hood Canal bridge, destruction, interim service, replacement authority, procedures, appropriation, *SUB HB 1033, CH. 27
- Hood Canal bridge, destruction, interim service, restoration, facilitated; *SUB SB 2958, CH. 84X
- Local governmental units, purchase, sales, use tax, exemption, SUB HB 746, *SUB SB 2929(a), CH. 266X
- Operating expenditures, restrained, Hood Canal bridge, destruction, provisions, SUB HB 1307
- Puget Sound, toll bridge system, revisions, yearly report mandated, SB 2312

FIDUCIARIES

- Banks, trust companies, out-of-state affiliates, qualifications, SB 2618, *HB 788, CH. 105

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

FILMS

- Educational service districts, loans, private schools, cost-reimbursement basis, authorized, SB 2076
- Motion picture fair competition act, blind bidding, prohibited, bidding procedures, established, attorneys fees, *HB 58, CH. 29X
- Pornography, involving minor, prohibited, penalties prescribed, SUB HB 551, SB 2013
- Pornography, prostitution, children, exploitation, crimes, defined, penalties, prescribed, SB 2579, SUB SB 2579

FINANCE COMMITTEE, STATE

- Bonds, archaeological/historic facilities, issuance, bond anticipation notes, authorized, bond redemption fund, created, SB 2935
- Bonds, common school plant facilities, construction, issuance, bond anticipation notes, authorized, bond retirement fund, construction account, created, SB 3101
- Bonds, common school plant facilities, construction, issuance, bond anticipation notes, authorized, bond retirement fund, created, *SUB SB 3101, CH. 241X
- Bonds, community college education board, issuance, bond anticipation notes, authorized, *SUB SB 2250, CH. 226X
- Bonds, community college education board, issuance, bond anticipation notes, authorized, bond retirement fund, created, SB 2250
- Bonds, fire service training center, issuance, bond anticipation notes, authorized, appropriation, *SUB SB 2249, CH. 225X
- Bonds, fisheries department, issuance, bond anticipation notes, authorized, *SUB SB 2244, CH. 224X
- Bonds, fisheries department, issuance, bond anticipation notes, authorized, bond retirement fund, created, SB 2244
- Bonds, handicapped accessibility, issuance, bond anticipation notes, authorized, bond redemption fund, created, SB 2463
- Bonds, handicapped facilities, issuance, bond anticipation notes, authorized, bond redemption fund, created, appropriation, referendum provision, *SUB HB 740, CH. 221X
- Bonds, higher education institutions, issuance, bond anticipation notes, authorized, bond retirement fund, construction account, created, *SUB SB 2964, CH. 253X
- Bonds, higher education institutions, issuance, bond anticipation notes, authorized, *SUB SB 2243, CH. 223X
- Bonds, higher education institutions, issuance, bond anticipation notes, authorized, bond retirement fund, created, SB 2243
- Bonds, highway improvements, general obligation, authorized, transportation commission, appropriation, SB 2782
- Bonds, jail facilities, general obligation, issuance, bond anticipation notes, authorized, account, fund, created, *SUB SB 2505, CH. 232X
- Bonds, jail facilities, issuance, bond anticipation notes, authorized, jail renovation bond retirement fund, created, SB 2505
- Bonds, Olympia, center for the performing arts, issuance, bond anticipation, notes, authorized, redemption fund, created, SB 3020
- Bonds, outdoor recreation, issuance, bond anticipation notes, authorized, bond redemption fund, created, SB 2357, *SUB SB 2357, CH. 229X

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

FINANCE COMMITTEE, STATE—cont.

- Bonds, Pacific Northwest festival facility, issuance, bond anticipation notes, authorized, redemption fund, created, SB 2867
- Bonds, port facilities, issuance, bond anticipation notes, authorized, bond redemption fund, created, SB 3068
- Bonds, regional universities, issuance, bond anticipation notes, authorized, bond retirement fund, created, SB 2746
- Bonds, social and health services department, facilities, issuance, bond anticipation notes, authorized, bond redemption fund, created, SB 2251, *SUB SB 2251, CH. 252X
- Bonds, state government, capital improvements, issuance, bond anticipation notes, authorized, bond redemption fund, created, SB 2361
- Bonds, state government, capital improvements, issuance, bond anticipation notes, authorized, bond retirement fund, created, *SUB SB 2361, CH. 230X
- Bonds, vocational education commission, issuance, bond anticipation notes, authorized, fire training bond retirement fund, created, SB 2249
- Bonds, Washington State University, issuance, bond anticipation notes, authorized, bond retirement, created, SB 2248
- Bonds, water supply facilities, issuance, bond anticipation notes, authorized, bond redemption fund, created, appropriation, SB 2350, *SUB HB 574, CH. 258X
- Bonds, water supply facilities, public, issuance, bond anticipation notes, authorized, bond redemption fund, created, referendum provision, SB 2639, *SUB SB 2639, CH. 234X
- Debt, state, limitations, SJR 103, *SB 2176, CH. 204X
- Funds, investment, bankers' acceptance purchased on secondary market, authorized, *SB 2462, CH. 154X
- Funds, investment, county treasurers, bankers' acceptances, authorized, SB 2274
- Funds, investments, county, treasurers, bankers' acceptances, purchased on secondary market, authorized, *SUB SB 2274, CH. 57
- Funds, savings deposits, restrictions, *SB 2256, CH. 119
- Investment advisory committee, membership qualification, *SB 2256, CH. 119
- "People's lodge", regional Indian facility, bond issue, language, amended, SB 2773, *SUB HB 907, CH. 246X
- "People's lodge", regional Indian facility, bond issue, language, amended, funding limitation, property transfer, SUB SB 2773
- Securities, state-owned, state treasurer, authorized custodian, *SB 2256, CH. 119
- Tax revenues, state, increases not to exceed total growth rate, state personal income, provisions, INITIATIVE 62

FINANCIAL DISCLOSURE

- Executive officials, appointed, elected, financial disclosure reports required, enumerated, SB 2373, SUB SB 2373
- Financial affairs privacy act, enacted, SB 2997
- Health care service contractors, disclosure, regulations, directorship, consumer members, SB 2731
- Public officials, exemptions, requirements, modified, SB 2685, *SUB SB 2685, CH. 265X
- Public officials, subject to, delineated, HB 305

FINANCIAL INSTITUTIONS (See also BANKS AND BANKING)

- Banks, deposits, receipts, account clearly indicated, required, SB 2668

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

FINANCIAL INSTITUTIONS (See also BANKS AND BANKING)—cont.

- Banks, trust companies, fiduciaries, out-of-state affiliates, qualification, SB 2618, *HB 788, CH. 105
- Banks, trust companies, investments, small business investment companies, stock, holdings, increase, authorized, HB 314, *SB 2479, CH. 124
- Banks, trust companies, notes and debentures, conversion rights, SB 2741, *SUB HB 803, CH. 106
- Banks, trust companies, stocks, authorized, unissued, purchases, state supervisor, approval, SB 2741, *SUB HB 803, CH. 106
- Corporations, trust business, securities held in trust, deposit other banks, trust companies, permitted, SB 2739, *HB 808, CH. 45
- Credit unions, deposits, public funds, hold, receive, authorized, SB 2661
- Credit unions, miscellaneous changes, SB 2313
- Credit unions, powers, federal parity, authorized, *SB 2311, CH. 98X
- Credit unions, satellite facilities, authorized, SB 2267, *HB 365, CH. 137
- Depositaries, public, revisions, SB 2636
- Electronic deposits, state employees' salaries, wages, state fund recipients' benefits, payments, state treasurer, authorized, SB 2310, *SUB SB 2310, CH. 93
- Financial affairs privacy act, enacted, SB 2997
- Mutual savings banks, cease and desist orders, certain practices, banking supervisor, authorized, SB 2740, *HB 806, CH. 46
- Savings and loan associations, general revisions, SB 2157, SUB SB 2157, *SUB HB 195, CH. 113

FINANCIAL MANAGEMENT OFFICE

- Agencies, interagency transactions, section 211, *HB 516, CH. 270X, P.V.
- Agencies, name references, updated, *HB 848, CH. 151, P.V.
- Agencies, nongeneral fund supported, repayment of governor's emergency appropriation allocation, section 209, *HB 516, CH. 270X, P.V.
- Agencies, operational activity, director monitoring, section 216, *HB 516, CH. 270X, P.V.
- Aircraft, interagency use, section 219, *HB 516, CH. 270X, P.V.
- Allotment authority, director, section 202, *HB 516, CH. 270X, P.V.
- Auditor, state, duties, certain, transferred, SB 3066
- Bond covenant, blanket appropriation, section 210, *HB 516, CH. 270X, P.V.
- Budget, holdback, three percent, section 213, *HB 516, CH. 270X, P.V.
- Budget, supplemental, adopted, SB 2148, *SUB SB 2148, CH. 15
- Budget, terms, definitions, section 223, *HB 516, CH. 270X, P.V.
- Capital projects, excess appropriation, inter-project transfer, section 228, *HB 516, CH. 270X, P.V.
- CHAP, combined health agencies program, wages, allowed, SB 2490
- Chiropractic disciplinary board, members' travel vouchers, approval, licensing department director, SB 2410
- Cities, counties, costs, incurred, state programs, state reimbursement, property tax levy, provisions, SB 2407
- Claims, small, settlement authority, appropriation, *SUB HB 706, CH. 167X
- Claims, sundry, certain, director, evaluation, satisfaction, authorized, appropriation, *SUB HB 706, CH. 167X
- Code corrections, RCW 43.17.010, 43.17.020, 43.41.110, 43.51.040, *HB 344, CH. 10

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

FINANCIAL MANAGEMENT OFFICE—cont.

- Community college capital projects account, debt service payments, limitation, section 227, *HB 516, CH. 270X, P.V.
- Community colleges, surplus, certain, sale to school district, mandated, penalty, provisions, SB 2074
- Commuter ride sharing, course of employment, industrial insurance, exclusion, *SUB HB 96, CH. 111
- Commuter ride sharing, private vehicles, owner's liability, *SUB HB 96, CH. 111
- Commuter ride sharing, publicly-owned vehicles, authorized, *SUB HB 96, CH. 111
- Construction projects, consolidation and compliance review, section 222, *HB 516, CH. 270X, P.V.
- Duty transfers, certain, revenue department, state auditor, SB 2493, *SUB SB 3066, CH. 86X
- Electronic deposit, state employees checks, state fund recipients checks, regulations, adoption, promulgation, *SUB SB 2310, CH. 93
- Energy, utilities, joint legislative committee, membership, powers, modified, SB 3120
- Equipment, state-owned, inventory control, authority, transferred, *SB 2033, CH. 88
- Federal conflicts, reconciliation, section 220, *HB 516, CH. 270X, P.V.
- Fiscal notes, appropriation clauses, legislation mandating expenditures, state, local government, copy attached to bill or resolution, required, *SUB HB 156, CH. 112X
- Funds, accounts, excess, certain, transferred into general fund, SB 2519
- Funds, federal, removal, state replacement, prohibited, section 205, VETOED, *HB 516, CH. 270X, P.V.
- Funds, matching, unused for federal funds, revision, section 204, *HB 516, CH. 270X, P.V.
- General administration facilities and services revolving fund, rate increases, approval, section 218, *HB 516, CH. 270X, P.V.
- Higher education, instruction service program, funding control, section 214, *HB 516, CH. 270X, P.V.
- LEAP reports, agency expenditures, legislative review, section 212, *HB 516, CH. 270X, P.V.
- Leases, real property, purchase option prohibition, section 215, *HB 516, CH. 270X, P.V.
- Legal services revolving fund, rate increases, approval, section 217, *HB 516, CH. 270X, P.V.
- Liquor licenses, class H, issuance limitation, modified, *SB 2005, CH. 87
- Local funds, agency appropriations, allotment, modified, SB 3099
- Motor vehicles, excise tax, distribution statute, expiration date, removed, *HB 622, CH. 175X
- Motor vehicles, excise tax, revenue, distribution, municipalities, certain, apportionment, formula, SB 2633
- Personal service contracts, comprehensive review, supervision, definitions, exemptions, SB 2301, *SUB SB 2301, CH. 61X
- Printer, public, general revisions, SB 2257

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

FINANCIAL MANAGEMENT OFFICE—cont.

- Prisoners, county, certain, confinement, state institutions, reimbursement, modified, *SB 2399, CH. 147
- Prisoners, custodial care standards, adoption procedures, modified, *SB 2399(a), CH. 147
- Programs, nonimplemented, appropriation withholding, section 207, *HB 516, CH. 270X, P.V.
- Property, donations, approval, section 221, VETOED, *HB 516, CH. 270X, P.V.
- Reappropriations, limitations, section 226, *HB 516, CH. 270X, P.V.
- Receipts deficiencies, expenditure limitation, section 203, *HB 516, CH. 270X, P.V.
- Refunds, erroneous, excess payments, authorization, section 208, *HB 516, CH. 270X, P.V.
- Risk management office, bonding requirements, modified, agents of state, claims, damages, inclusion, SB 2638
- Rules, proposed, fiscal impact statements, notices, impacted persons, required, SB 2676, SUB SB 2676
- Salary schedules, public employment, approval authority, SB 3107
- Self-insurance, state, political subdivisions, provisions, insurance fund, created, SB 2520
- Sick leave account, general fund, created, sick leave payment, wage exclusion, social security purposes, SB 2030, *SUB SB 2030, CH. 152
- Sick leave payment, social security exclusion, state, school employees, appropriations, fund transfer, *SUB HB 1064, CH. 247X
- Space occupancy, legislative activities, general administration department, payment, section 200, *HB 516, CH. 270X, P.V.
- State capitol building projects, approval, section 224, VETOED, *HB 516, CH. 270X, P.V.
- Torts, claims against state, settlement, adjustment, payment, responsible agency, official, modified, *HB 1175, CH. 144X
- Torts, product liability, general revisions, appropriation, SB 2333(a)
- Torts, product liability, modified, affirmative defenses, established, appropriation, 2nd SUB SB 2333
- Transportation department, reimbursable local projects, appropriation, *SUB HB 872, CH. 169X
- Transportation department, urban arterial board, pilotage commissioners, operations, capital improvements, appropriations, *SUB HB 871, CH. 168X
- Transportation providers, private, nonprofit, elderly, handicapped, state certification, *SUB HB 96, CH. 111
- Travel expenses, advance payment, period extended, *SB 2398, CH. 71X
- Travel expenses, state employees, payment procedures, modified, SB 2412
- Unanticipated receipts, allotment authority, section 206, *HB 516, CH. 270X, P.V.
- Warrants, lost, destroyed, replacement procedures, modified, *SB 2398, CH. 71X

FINANCIAL RESPONSIBILITY

- Higher education, student funded activities, development, budget, student responsibility, *SUB HB 194, VETOED
- Operators, motor vehicles, bankruptcy discharge, repealed, *HB 155, CH. 78
- Operators, motor vehicles, minimum limits, raised, SB 2162

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

FINANCIAL RESPONSIBILITY—cont.

- Operators, motor vehicles, minimum limits, raised, general revisions, SB 2056
- Operators, motor vehicles, security deposit, suspension notice, *HB 155(a), CH. 78
- Title only, SB 2807
- Title only, motorists, SB 3051

FINANCIAL TRANSACTIONS

- Commercial, business, not subject to usury laws, limit, maximum reduced, SB 3071
- Loans, certain, interest rate, increased, SB 2764
- Negotiable instruments, stop-payment orders, protecting against use, penalties, SUB HB 644

FINES

- County, delinquent, interest rate, increased, SB 2009
- Dogs, theft, injury, concealment, prohibited, gross misdemeanor, SB 2215
- Drivers license, in-state, out-of-state, revoked, suspended, driving, penalties, *SB 2467, CH. 74X
- Energy facility site location process, revisions, NPDES permits, provisions, penalties, SB 2432, *SUB HB 328, CH. 41
- Food fish, shellfish, molesting, gross misdemeanor, minimum, established, SUB HB 171
- Law enforcement/training account, created, funded, fines, penalties, parks/recreation commission, law enforcement purposes, appropriation, *SB 2179, VETOED
- Truancy, parental responsibility, school, court procedures, violations, defense, fines, *SUB HB 1258, CH. 201X

FIRE MARSHAL

- Arson reporting immunity act, enacted, insurer immunity, provisions, SUB HB 748, *SB 2727, CH. 80X
- Candles, hand-held, religious ceremonies, fire code, exempted, HB 322, SB 2561
- Criminal records privacy act, administration, dissemination, disclosure procedures, modified, *HB 571, CH. 36X
- Fire data, collection, analysis, reporting requirements, DNR, shared duties, forest fires, SB 3132
- Fireworks law, state, enacted, SB 2878
- Hazardous materials, bulk carriers, regulation, provisions, SB 2382
- Hazardous materials, committee, created, membership, duties, SB 2564
- Hazardous materials, incidence response program, preparation, teams, training, emergency services department, SB 2564
- Safety inspections, life, health, annual, schools, required, appropriation, SB 2127
- School districts, public, private, plan reviews, construction inspections, fire prevention, mandated, fee imposition, allowed, SB 2325
- Transient accommodations, fire safety standards, license requirements, SB 2783

FIRE PROTECTION DISTRICTS

- Cities, annexation, authorized, *SUB HB 972, CH. 179X
- Cities, under 10,000, annexation, authorized, *SUB HB 972(a), CH. 179X
- Commissioners, certain, compensation, increased, SB 2507
- Fire data, reporting requirements, DNR, shared duties, forest fires, SB 3132

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

FIRE PROTECTION DISTRICTS—cont.

Real property, sale, less than market value, voters approval, required, SB 2898

FIREARMS

Corrections institutions, residents, others, unauthorized possession, felony, *SB 2021, CH. 121

Deadly weapons, possession, detention facilities, prohibited, law enforcement officers, exempted, SB 2871

Imprisonment, certain, terms, modified, SUB HB 498, SB 2247

FIREFIGHTERS

CETA employees, LEOFF coverage, exempt, permanent nonsubsidized employment, buy back provision, *SUB HB 1045, CH. 45X

Collective bargaining, arbitration, mediation, impasse procedures, established, *SB 2852, CH. 184X

Collective bargaining, procedures, modified, SB 2370

Retirement, changes, miscellaneous, *SUB HB 791, CH. 249X, P.V.

Volunteer, early retirement pensions, schedule, established, *SB 2224, CH. 157X

FIRES AND FIRE PROTECTION

Arson reporting immunity act, enacted, insurer immunity, provisions, SUB HB 748, *SB 2727, CH. 80X

Buildings, equipment, state-owned, local fire protection contracts, provisions, *HB 41, CH. 102X

Candles, hand-held, religious ceremonies, fire code, exempted, HB 322, SB 2561

Community colleges, obtain, method authorized, HB 431

Fire marshal, fire data, collection, analysis, reporting requirements, DNR, shared duties, forest fires, SB 3132

Fire service training center, account, created, vocational education commission, expenses, provisions, SB 2849

Fire service training center, bond issuance, bond anticipation notes, authorized, appropriation, *SUB SB 2249, CH. 225X

Fire service training centers, location, permissible areas, limited, SB 2918

Fire service training center, bond issuance, bond anticipation notes, authorized, fire training bond retirement fund, created, SB 2249

Forest fire advisory board, duties, prevention and suppression policies, inclusion, sunset act termination schedule, deleted, *HB 874, CH. 49

Ground waters, public, withdrawal limitations, revised, firefighting, exempted, SB 2877

Insurance policies, certain, understandable language, cancellation, written notice, reasons, libel, slander immunity, *SUB HB 109, CH. 133

Public water system coordination act, fire protection standards, incorporation, requirement, eliminated, SB 2689

School districts, public, private, fire marshal, plan reviews, construction inspections, mandated, fee imposition, allowed, SB 2325

Snags, selective removal, required, *SUB HB 188, CH. 8X

Transient accommodations, fire safety standards, license requirements, SB 2783

Trust lands, funds transferred, forest development, resource management cost accounts, general fund funding, *SUB SB 2967, CH. 208X

FIREWORKS

State fireworks law, enacted, SB 2878

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

FIRST AID

Emergency medical services, programs, development, administration, planning, inspection, licensing, training, revisions, appropriation, SB 2308, *SUB SB 2308, CH. 261X, P.V.

Schools, school district offices, employees, certain, training, required, SB 2057

FISCAL IMPACT

Agency rules, proposed, statements, notices, impacted persons, agencies, required, SB 2676, SUB SB 2676

FISCAL NOTES

Legislation mandating expenditures, state, local government, copy attached to bill or resolution, required, *SUB HB 156, CH. 112X

FISH, FISHERIES AND FISHING

Aquatic animal resources, certain, shoreline management act, harvest defined, SB 2364

Bonds, capital improvements, issuance, bond anticipation notes, authorized, bond retirement fund, created, SB 2244

Bonds, capital improvements, issuance, bond anticipation notes, authorized, *SUB SB 2244, CH. 224X

Commission, created, powers, duties, SB 2512

Deep sea, charter boats, sales and use tax, exempt, SB 3147

Enforcement, transferred, state patrol, provisions, SB 2476

Farm cooperative loans, interest, B&O tax, exclusion, SB 2521, SB 3124, SUB SB 3124, *SUB HB 302(a), CH. 196X

Food fish, code violations, felony, fine, license denial, suspension, imprisonment, provisions, *SUB SB 2439, CH. 99X

Food fish, code violations, market value, \$250, felony, fine, imprisonment, provisions, SB 2439

Food fish, shellfish, molesting, gross misdemeanor, minimum, established, SUB HB 171

Frozen, labeling requirements, established, HB 284

Geoducks, clams, harvesting, commercial, rights, regulations, licensing, leasing provisions, SB 2674, *HB 781, CH. 141X

Geoducks, harvest, commercial, safety standards, required, SB 2926

Hazardous materials, committee, created, membership, duties, SB 2564

Hazardous materials, incidence response program, preparation, teams, training, emergency services department, SB 2564

Indian fishing treaty issues, U.S. supreme court, speedy resolution, petitioned, SJM 105

Licenses, fees, retained, issuing persons, increased, SB 2758, *HB 44, CH. 3X

Licenses, obtained by fraud, gross misdemeanor, SB 2315, *HB 330, CH. 127X

Licenses, vessels, commercial, transfers, data collection, required, annual report, legislature, SUB HB 1008

Nisqually delta, new commercial dock facilities, expansion, prohibited, SB 3023

Privilege fees, canners, processors, dealers, not applicable, food fish raised by grower, until harvested, or sold, lien holder exemption, *SUB SB 2388, CH. 203X

Privilege fees, canners, processors, dealers, not applicable, food fish raised by grower, until harvested, SB 2388

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(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

FISH, FISHERIES AND FISHING—cont.

- Privilege fees, canners, processors, dealers, not applicable, food fish raised by grower, until harvested, or sold, *SUB SB 2388(a), CH. 203X
- Razor clams, license, clamming, persons over 65, under 16, affidavit required, free license, dealer fee, payment, *SUB HB 1, CH. 243X
- Razor clams, license, clamming, required, fees, issuance, penalty regulations, SB 2085
- Razor clams, license, clamming, required, fees, penalties, attached, outer garment, evaluation, appropriation, *SUB HB 1, CH. 253X
- Razor clams, license, personal use, required, fees, penalties, residents, nonresidents, requires visibility of license, over 65, less than 16, free, appropriation, SB 2389
- Salmon advisory council, members, terms, duration, council termination, established, SUB HB 177, *SB 2045(a), CH. 60
- Salmon charter boats, fishing, anglers, number restricted, two-year program, established, *SUB HB 333, CH. 101
- Salmon charter boats, licensing, established, SUB HB 177, *SB 2045(a), CH. 60
- Salmon guides, certain, vessels, charter boat definition, exclusion, *SB 2045, CH. 60
- Salmon hatcheries, release-recapture rearing facilities, private ownership, operation, authorized, SB 2232
- Salmon licenses, commercial, buy-back price, limited, original cost, SB 3081
- Salmon licenses, commercial, limitation, landing requirement waiver, *SUB HB 175, CH. 135
- Steelhead, sales, transactions, between treaty Indians only, SB 2876
- Title only, SB 2280, SB 2282, SB 2283, SB 2842
- Title only, fish and wildlife department, created, SB 3155
- Vessels, buy-back, revisions, *SUB HB 962, CH. 43X
- Water supply facilities, improvements, bonds authorized, state finance committee, referendum provision, *SUB SB 2639, CH. 234X
- Wholesale fish dealers licenses, consolidated, *SB 2124, CH. 66

FLEMING, SENATOR GEORGE

- National conference state legislatures, attendance authorized, regular per diem, actual expenses allowed, *SR 1979-53 p. 1035
- Remarks
- Confirmation of Senator Newschwander to board of tax appeals pp. 2722,2724
- Reverend Jesse Jackson p. 204
- SHB 76 pp. 1619-1620
- SSB 2335 pp. 604-605
- Tribute, Dr. Martin Luther King, Jr. p. 118

FLENNAUGH, ROBERT L.

- Council on postsecondary education, member, GA 95, confirmed . pp. 53,369,458

FLOATING HOMES

- Landlord-tenant act, enacted, moorages, legal rights VETOED, SB 2850, SUB SB 2850, *SUB HB 1308(a), CH. 186X, P.V.
- Used, resale, rental, sales, use tax exemption, real estate excise tax, redesignated real property tax, SUB HB 200

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

FLOODS AND FLOOD CONTROL

Silverlake flood control district, funds, transferred from game department, SB 2225

Silverlake flood control district, game fund, appropriation, SB 2216

FLOOR RESOLUTIONS - SENATE

Adjournment, sine die, first extraordinary session, house notified, *SR 156

Adjournment, sine die, governor notified, *SR 52

Alaska railroad, rail route, Canada, agreements, Congress, appropriate legislation, *SR 25

Amendment X, United States constitution, president, congress, compliance, requested, *SR 56

Arts imagination celebration week, May 14-20, 1979, set, imagination celebration, provisions, *SR 86

Bethlehem steel corporation, 75 years of steel production, congratulated, *SR 30

Blair, James M., Sr., death, condolences, *SR 10

Bone, Hugh A., Dr., University of Washington political science professor, retirement, recognition, congratulations, *SR 69

Business week program, establishment, SPI, CWU, AWB, commended, *SR 19

Centralia High School, "Tigers", class AA basketball championship, congratulated, *SR 62

Conboy lake, Klickitat county, goose nesting area, fish and wildlife service acquisition, funds, denial, urged, *SR 73

Courtesies extended, former presidents, members, secretaries, *SR 2

Dean, Stephen and Janice, permanent visas, issuance, special bill passage, requested, *SR 124

Federal-aid highway program, obligation level, not less than that in presidential budget request, urged, *SR 72

Federal reserved water rights, disputes, congressional resolution, requested, *SR 71

Gordon, Dan, "Mr. Bridge", efforts on behalf of city of Chelan, commended, new bridge, Dan Gordon Bridge, *SR 137

Green, Kay, dedicated service, distinguished citizen, commended, *SR 9

Housing system, state-employee residents, joint committee analysis, report, personnel board, refrain from action, *SR 153

Interim business, expenditures, *SR 53

Jaycee week, January 21-27, 1979, proclaimed, *SR 12

KLRK broadcasting corporation, Clark county, commercial television license application, FCC approval, *SR 17

KSTW-Channel 11 television, "Scared Straight" broadcast, crime prevention, education, congratulated, commended, *SR 61

Lemieux, Father, death, sorrow expressed, *SR 7

Mackey, Ralph, dedicated service, distinguished citizen, commended, *SR 8

Officers, committee chairmen, members, regular session, special session, reappointment, *SR 54

Olympia postmark, continued use, requested, *SR 75

Olympia weather station, services, support, continued operation, supported, *SR 5

Olympic hotel, UW metropolitan tract, retention, urged, *SR 21

Pacific power and light company, energy conservation, leadership, effective program, commended, *SR 66

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

FLOOR RESOLUTIONS - SENATE—cont.

- Parking, public, capitol campus, facilities and operations, committee, contact, cooperate general administration department, resolution of problem, *SR 57
- Prizdick, John, efforts on behalf of handicapped, recognized, commended, *SR 59
- Public disclosure commission, reporting forms, simplification, urged, *SR 77
- Puget sound power and light company, energy conservation, leadership, effective program, commended, *SR 67
- Ralls, Charles C., judge, death, condolences, *SR 6
- Rules; permanent, adoption, *SR 4
- Salaries, supplies, members, employees, *SR 3
- School levies, voter support, encouraged, *SR 13
- Seattle Supersonics, NBA champions, management, coaches, staff, players, commended, *SR 155
- Senate organized, House notified, *SR 1, *SR 55
- Strike, pulp and paper industry, senators appeal, employees and union, meet, reach agreement, *SR 11
- Television channel, commercial license, KLRK, Clark county, grant, encouraged, *SR 17
- Unsoeld, Willi, death, admiration, respect, condolences, expressed, *SR 22
- Vietnam Veterans' Week, May 28—June 3, 1979, designated, observed, *SR 122
- Washington games for physically disabled citizens, Green River community college, commended, *SR 18
- Washington water power company, energy conservation, leadership, effective program, commended, *SR 68
- Water rights, federal reserved, disputes, congressional resolution, requested, *SR 71
- Werner, August, professor, honored, *SR 20
- White House conference on small business, staff welcomed, small businesses, owners, employees, commended, *SR 60
- Yakima river basin water enhancement project, presidential, congressional support, encouraged, *SR 70
- YMCA, youth legislature, chamber, committee rooms, use, granted, *SR 28

FLOYD, L. C. MIKE

- Community college district 20, board of trustees, member, GA 146, confirmed pp. 93,240,272

FOOD (See also FOOD SERVICE)

- Campgrounds, private, food sales, retail sales, use tax, exemption, SB 2128
- Dairy products, commission, alias permitted, dairy farmers of Washington, treasurer, increase bonding, research, revisions, HB 625
- Donation, donor's nonprofit donee distributors, liability, government inspection, regulation, state information referral service, *SB 2147, CH. 115
- Meals at cost, school district facilities, private schools, certain children, allowed, *SB 2155, CH. 58
- Schools, children, nutrition program, provisions, SB 2253
- Schools, food service programs, private agencies, operation, agreements, authorized, SUB SB 2879, *HB 666, CH. 140X
- Surplus and donated food commodities revolving fund, appropriation, *SB 2131, CH. 20X

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

FOOD FISH

- . Aquatic animal resources, certain, shoreline management act, harvest defined, SB 2364
- Fisheries, code violations, felony, fine, license denial, suspension, imprisonment, provisions, *SUB SB 2439, CH. 99X
- Fisheries, code violations, market value, \$250, felony, fine, imprisonment, provisions, SB 2439
- Fisheries, enforcement, transferred, state patrol, provisions, SB 2476
- Frozen, labeling requirements, established, HB 284
- Privilege fees, canners, processors, dealers, not applicable, food fish raised by grower, until harvested, SB 2388
- Privilege fees, canners, processors, dealers, not applicable, food fish raised by grower, until harvested, or sold, *SUB SB 2388(a), CH. 203X
- Privilege fees, canners, processors, dealers, not applicable, food fish raised by grower, until harvested, or sold, lien holder exemption, *SUB SB 2388, CH. 203X
- Salmon advisory council, members, terms, duration, council termination, established, SUB HB 177, *SB 2045(a), CH. 60
- Salmon charter boats, fishing, anglers, number restricted, two-year program, established, *SUB HB 333, CH. 101
- Salmon charter boats, licensing, established, SUB HB 177, *SB 2045(a), CH. 60
- Salmon guides, certain, vessels, charter boat definition, exclusion, *SB 2045, CH. 60
- Salmon hatcheries, release-recapture rearing facilities, private ownership, operation, authorized, SB 2232
- Salmon licenses, commercial, limitation, landing requirement waiver, *SUB HB 175, CH. 135
- Title only, SB 2458, SB 2460
- Wholesale fish dealers licenses, consolidated, *SB 2124, CH. 66

FOOD SERVICE

- Labor-management act, enacted, SB 2011
- School districts, private agencies, operation, agreements, authorized, SUB SB 2879, *HB 666, CH. 140X

FOREIGN TRADE

- Port, commission, state, established, SB 3076
- Stevedoring, related activities, excise tax imposed, SUB HB 326, SB 2231

FOREIGNERS

- Land ownership, prohibited, conditional, reciprocity with foreign country, SB 2334
- Students, higher education, parents assigned to consular missions, resident fees, pilot programs authorized, *SUB SB 2042, CH. 19X
- Students, higher education, undergraduates, parents assigned to consular missions, resident fees, pilot programs, authorized, SB 2042

FOREST FIRE ADVISORY BOARD

- Sunset report p. 720

FORESTS AND FORESTRY

- Cedar, western red, export, prohibited, processing, provisions, SB 2575

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

FORESTS AND FORESTRY—cont.

- Cedar, western red, primary processing, domestic, required, SB 2599
- Christmas trees, shipped out of state, reports, repealed, SB 2258, *SUB HB 186, CH. 32X
- Cooperative forest management services act, enacted, natural resources department, provisions, *HB 178, CH. 100
- Environmental hearings office, created, forest practices appeals board, inclusion, *HB 1115, CH. 47X
- Fire data, reporting requirements, DNR, shared duties, forest fires, SB 3132
- Fire protection, trust lands, funds transferred, forest development, resource management cost accounts, general fund funding, *SUB SB 2967, CH. 208X
- Forest fire advisory board, duties, prevention and suppression policies, inclusion, sunset act termination schedule, deleted, *HB 874, CH. 49
- Institute of forest products, abolished, duties transferred, institute of forest resources, *HB 585, CH. 50
- Land, classified, sale, assessor notification, compensating tax payment, affidavit of continued use, requirements, SUB HB 810
- Land, classified, sale, tax lien attachment provision, noncomplying conveyance instrument, auditor acceptance, prohibited, SUB HB 810
- Land, management program, state-owned, managed, timber harvest, related activities, SEPA, compliance, provisions, SB 2503
- Land, public, valuable materials, natural resources department, sales, exchanges, procedures, modified, HB 183, *SB 2159, CH. 54
- Land, sales, revenues, distribution, SUB HB 240
- Land, valuation, revisions, SB 2515
- Reserves, revenues, distribution, schools, roads, counties, provisions, SUB HB 240
- Snags, selective removal, fire control, required, *SUB HB 188, CH. 8X
- Specialized products, processing transporting, regulated, *HB 460, CH. 94X
- Timber sales, revenues, distribution, schools, SUB HB 240
- Timber tax, harvesters, assessment rolls, excise tax, modified, SB 3000
- Timber tax, harvesters, extended, SB 2516
- Timber tax, modified, SB 2514
- Timber tax, rates, modified, forest tax committee, created, temporary, *SB 2111, CH. 6
- WSU, forest tree nursery, authorization repealed, SB 2034, *HB 69, CH. 52

FOSCUE, EDWARD S.

- Commission for the blind, member; GA 30, confirmed pp. 38,130,199

FOSTER CARE

- Child welfare services, recruiting plan, investigation, turn-over causes, develop plans, SB 3092
- Title only, SB 2547
- Title only, homes, standards, SB 2913

FRANCHISES

- Investment protection act, enforcement mechanisms, investigations, injunctions, cease and desist orders, established, SUB HB 436, SB 2306, *SUB SB 2306, CH. 13X
- Right of way, county roads, applicant, acceptance, rejection, procedures, SUB HB 726

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

- (a) Amendment to original bill.
 SR Senate Resolution.
 GA Gubernatorial Appointment.

FRAUD

Fraudulent claims, health care providers, services, public assistance recipients, indigent persons, prohibited, SB 2337, *SUB SB 2337, CH. 152X
 Game licenses, gross misdemeanor, SB 2315, *HB 330, CH. 127X
 Stop-payment orders, protecting against use, penalties, SUB HB 644

FREIGHT

International freight forwarders, B&O tax, imposed, SB 2309, SB 3124, SUB SB 3124
 Motor vehicles, farm products, hauling, certain circumstances, license exemptions, *SUB HB 97, CH. 6X
 Stevedoring, related activities, excise tax imposed, SUB HB 326, SB 2231

FRIAL, MS. PAULA

Commission on Asian-American affairs, member, GA 11, confirmed. pp. 33,185,210

FROZEN FOOD

Fish, shellfish, labeling requirements, established, HB 284

FRUIT

Apple commission, assessment increases, limit, removed, HB 836, *SB 2486, CH. 20

FUEL AND FUEL TAX

Aircraft, provisions, modified, SB 2307
 Aircraft, refund, provisions, SB 2038
 B&O tax, gasohol production, alcohol production for gasohol, exemption, 2nd SUB HB 1000, *SUB HB 302(a), CH. 196X
 Cities, over 400,000, motor vehicle fuel, special fuel excise taxes, imposition by ordinance, authority, *SUB HB 1034, CH. 181X
 Distribution formula, revised, SB 2059
 Distribution formula, revised, computation modified, SB 2391, SUB SB 2391
 Gasohol distributors, special liquor purchase permit, required, SUB SB 2978
 Gasohol production, alcohol production for gasohol, property, equipment used, leasehold interests, tax exemption, 2nd SUB HB 1000
 Gasohol production, alcohol production for gasohol, stills, liquor control board, license, required, no fee, SUB SB 2978
 Gasohol production, barriers, removal, congress, petitioned, *HJM 16
 Gasohol taxes, motor vehicle fuel excise, importer, partial exemption, SUB SB 2978
 Heat, homes, wood, natural gas, facilitating, SB 3087
 Heat, homes, wood, natural gas, heating oil, propane, facilitating, SUB SB 3087
 Motor vehicle, provisions, modified, SB 2307
 Nonpolluting, commercial vehicles, natural gas, propane, use, encouraged, license fee in lieu of tax, provisions, SB 2234
 Nonpolluting, use, favorable license fee, in lieu of tax, reduced, extended, *HB 288, CH. 48
 Special, taxation, regulation, provisions, SB 2304, *SUB SB 2304, CH. 40
 Taxicabs, refund, provisions, SB 2037

FUND RAISING

Events, members, nonprofit, charitable organizations, redefined, SUB HB 1196

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

FUND RAISING—cont.

Events, nonprofit, charitable organizations, bets, dollar amount permitted, increased, SUB HB 1196

Events, nonprofit, charitable organizations, redefined, bets, dollar amount permitted, increased, SB 2896

FUNDS

Appropriation, omnibus, 1977–1979 biennium, basic education, categorical programs, certain, allocation, modified, SUB SB 2944, *2nd SUB SB 2944, CH. 206X

Banking commission, debt service reserve, creation, provisions, SB 2770

Banks, trust companies, fiduciaries, out-of-state affiliates, qualification, SB 2618, *HB 788, CH. 105

Bonds, state general obligation bond retirement fund, created, SUB SB 2721

Cities, over 400,000, motor vehicle fuel, special fuel excise taxes, imposition by ordinance, authority, *SUB HB 1034, CH. 181X

Common school building bond retirement, created, *SUB SB 3101, CH. 241X

Common school building bond retirement, created, common school building construction account, created, SB 3101

Community college capital construction bond retirement, created, SB 2250

Community college military programs, funds, use, limited, SB 2154

Community service insurance, juveniles, fines, industrial insurance, liability coverage, establishment, authorized, SUB HB 1359

Credit unions, deposits, public funds, hold, receive, authorized, SB 2661

Cultural facilities bond redemption, created, SB 3129, *SUB SB 3129, CH. 260X

Cultural facilities project bond redemption, created, SB 3015

Cultural resources bond redemption, created, SB 2935

Deferred compensation, certain investments, allowed, HB 807

Duty transfers, OFM, revenue department, state auditor, SB 2493, *SUB SB 3066, CH. 86X

Emergency account, created, expenditures, taxes, state, limitations, excess revenue, provisions, SB 3116

Employee welfare trust, regulations, repealed, SB 2651, *HB 455, CH. 34X

Federal, removal, state replacement prohibited, section 205, VETOED, *HB 516, CH. 270X, P.V.

Fire protection, trust lands, funds transferred, forest development, resource management cost accounts, general fund funding, *SUB SB 2967, CH. 208X

Fire service training center account, created, vocational education commission expenses, provisions, SB 2849

Fire training bond retirement, created, SB 2249

Fisheries, bond retirement, created, SB 2244

General administration facilities and services revolving fund, rate increases, OFM, approval, section 218, *HB 516, CH. 270X, P.V.

Gifted students, education, programs, mandated, SB 2245

Gifted students, education, programs, mandated, appropriations, 2nd SUB HB 370

Handicapped accessibility bond redemption, created, SB 2463

Handicapped facilities bond redemption, created, DSHS appropriation, referendum provision, *SUB HB 740, CH. 221X

Higher education bond retirement, created, SB 2243, *SUB SB 2964, CH. 253X

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

FUNDS—cont.

- Higher education construction account, created, *SUB SB 2964, CH. 253X
 Institutional impact account, created, DSHS management, *SUB HB 144, CH. 108X
 Insurance, created, self-insurance, state, local government, SB 2520
 Investment advisory committee, membership qualification, *SB 2256, CH. 119
 Investments, county treasurers, bankers' acceptances, authorized, SB 2274
 Investments, county treasurers, bankers' acceptances, purchased on secondary market, authorized, *SUB SB 2274, CH. 57
 Investments, state, bankers' acceptances purchased on secondary market, authorized, *SB 2462, CH. 154X
 Irrigation districts, check issuance authority, directors, official duties, reasonable expenses, reimbursement, *SUB HB 402, CH. 83
 Jail renovation account, created, SB 2505
 Jail renovation bond retirement, created, SB 2505, *SUB SB 2505, CH. 232X
 Labor and industries, building, construction safety, electrical inspection, license services revolving fund, HB 414
 Law enforcement/training account, created, funded, fines, penalties, parks/recreation commission, law enforcement purposes, appropriation, *SB 2179 VETOED
 Legal services revolving, rate increases, financial management office, approval, section 218, *HB 516, CH. 270X, P.V.
 Library assistance, created, library commission, appropriation, SB 2667
 Litter control, pilot program, general assistance beneficiaries, employment, DSHS administration, DOE funds allocation, SB 2657
 Local agency appropriations, allotment, modified, SB 3099
 Local government revenue equalization, established, appropriation, SB 3145
 Local improvement guaranty, cities, towns, transfer, general fund, permission authorized, SB 2376, *SUB SB 2376, CH. 55
 Local improvement guaranty, sewer, water, drainage, bonds, created, SB 3086
 Local jail improvement and construction account, created, *SUB SB 2505, CH. 232X
 Matching, unused, for federal funds, reversion, section 204, *HB 516, CH. 270X, P.V.
 Mill tailings, licensing and perpetual care act, enacted, SB 2197, *SUB SB 2197, CH. 110X
 Motor vehicle, appropriations, limits, provisions, SUB SB 2956
 Motor vehicle, revenue, municipal sales and use tax equalization account, created, SB 2633
 Municipal pension fund tax levies, 106% limitation, required, SUB HB 943
 Olympia, center for the performing arts, account, created, redemption fund, created, SB 3020
 Organized crime prosecution revolving, created, state-wide special inquiry judge act, enacted, SUB HB 1147
 Outdoor recreational bond redemption, created, SB 2357, *SUB SB 2357, CH. 229X
 Pacific northwest festival facilities, account, created, redemption fund, created, SB 2867

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Governorial Appointment.

FUNDS—cont.

- Pacific northwest festival facility bond redemption, created, SB 2279, *HB 376, CH. 197X
- Performing arts facilities, project, bond redemption, created, SB 3129
- Personnel department, agencies, payments, provisions, SB 2109
- Political committees, candidates, surplus, defined, *HB 1133, CH. 50X
- Port facilities, bond redemption, created, SB 3068
- Prosecutors reimbursement revolving, created, counties, change of venue costs, partial reimbursement, appropriation, SUB HB 1084
- Public agencies, lobbying, regulated, HB 1221
- Public funds, savings deposits, restrictions, *SB 2256, CH. 119
- Public transportation, excise, sales and use, business tax, proceeds, operation, maintenance, capital needs, HB 570
- Razor clam license revolving, established, contains license proceeds, appropriations, SB 2389
- Real property acquisition/development account, created, SB 2473
- Receipts deficiencies, expenditure limitation, section 203, *HB 516, CH. 270X, P.V.
- Refunds, erroneous, excess payments, authorization, section 208, *HB 516, CH. 270X, P.V.
- Regional universities, bond retirement, created, SB 2746
- Reserve, public works project, lien foreclosure, claimant, recovers, attorney fees, *HB 630, CH. 38X
- Retirement systems department, building management, created, building purchase or construction purposes, SB 2922, SUB SB 2922, 2nd SUB SB 2922
- School districts, educational service districts, apportionment, monthly amounts, changed, *SB 2765, CH. 237X
- School districts, matching percentage, computation formula VETOED, *HB 191(a), CH. 257X, P.V.
- School facilities, cost stabilization program, funds, building purposes, use period, extended, SB 2132, *SUB SB 2132, CH. 89
- Search and rescue account, created, emergency services, volunteers, certain costs, reimbursement, appropriation, *2nd SUB HB 527, CH. 268X
- Securities, state-owned, state treasurer, authorized custodian, *SB 2256, CH. 119
- Sheriffs, deputies, allowance, clothing, incidentals, provisions, *HB 677, CH. 132
- Sick leave account, general fund, created, sick leave payment, wage exclusion, social security purposes, SB 2030, *SUB SB 2030, CH. 152
- Sick leave payment, social security exclusion, state, school employees, appropriations, fund transfer, *SUB HB 1064, CH. 247X
- Silverlake flood control district, funds, transferred from game department, SB 2225
- Silverlake flood control district, game fund, appropriation, SB 2216
- Snowmobile account, created, parks and recreation commission, *SUB HB 1281, CH. 182X, P.V.
- Social and health services, bond redemption, created, SB 2251, *SUB SB 2251, CH. 252X
- State accounts, revisions, HB 397, SB 2318
- State and local improvements revolving account, created, water supply facilities, public, bond expenses, SB 2639, *SUB SB 2639, CH. 234X

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

FUNDS—cont.

- State building bond redemption, created, SB 2361
- State building bond retirement, created, *SUB SB 2361, CH. 230X
- State government, certain, obsolete, disestablished, SB 2862, SUB SB 2862, *SB 2295, CH. 67X
- State government, excess, certain, transferred into general fund, SB 2519
- Surplus and donated food commodities revolving, appropriation, *SB 2131, CH. 20X
- Timber tax reserve account, created, SB 3000
- Title only, SB 2717, SB 2719
- Title only, raisers, SB 3052, SB 3054
- Trails, paths, improvement funds, mandatory minimum expenditure, established, *HB 750, CH. 121X
- Transportation equipment, property transfers, authorized, SB 2291, *SUB SB 2291, CH. 39
- Trust, deposited with clerk, provisions, modified, SB 2273, *SUB SB 2273, CH. 227X
- Unanticipated receipts, allotment authority, section 206, *HB 516, CH. 270X, P.V.
- Veterans' bonus act, repealed, *SB 2296, CH. 59X
- Veterans, revisions, gifts, grants, donations, cigarette tax, established revenue, deposit in general fund, *SB 2296, CH. 59X
- Washington state university bond retirement, created, SB 2248
- Water supply facilities, bond redemption, created, appropriation, SB 2350, *SUB HB 574, CH. 258X
- Water supply facilities, public, bond redemption, created, referendum provision, SB 2639, *SUB SB 2639, CH. 234X

FUNERALS AND FUNERAL DIRECTORS

- Boards, representation, immunity, enforcement, *SUB HB 82, CH. 21
- Customer information, certain, required, *SB 2385, CH. 62X
- Death certificate, signature, time limit, set, *SUB HB 262, CH. 162X
- Eyes, embalmers, removal, authorized, *SB 2121, CH. 37
- Homes, accommodation services, B&O tax, exclusion, HB 537, SB 2368, SB 3124, SUB SB 3124, *SUB HB 302(a), CH. 196X
- Licenses, renewals, annual continuing education requirement, provisions, HB 604, SB 2387
- Prearrangement contracts, enforcement, licenses, endowment care, provisions, *SUB HB 82, CH. 21
- Prearrangement contracts, regulation, SB 3075

FUNG, MS. JENI KAY

- Commission on Asian-American affairs, member, GA 12, confirmed pp. 34,184,210-211

FUR DEALERS

- License fees, retained issuing persons, increased, SB 2758, *HB 44, CH. 3X

GAMBLE, RETIRED MAJOR GENERAL JACK K.

- Community college district 11, board of trustees, member, GA 155, confirmed pp. 95,241,274

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

GAMBLING AND GAMBLING COMMISSION

- Activities, devices, certain, revisions, SUB HB 1196
- Bowling centers, commercial stimulants, allowed, SUB HB 1196, SB 2300, SUB SB 2300
- Bowling centers, social card games, punch boards, pull-tabs, authorized, SUB HB 1196, SB 2300, SUB SB 2300
- Coin-operated gaming devices, special tax, rate, increased, replaced, SUB HB 1138
- Fund raising events, members, nonprofit, charitable organizations, redefined, SUB HB 1196
- Fund raising events, nonprofit, charitable organizations, bets, dollar amount permitted, increased, SUB HB 1196
- Fund raising events, nonprofit, charitable organizations, redefined, bets, dollar amount permitted, increased, SB 2896
- Golfing calcuttas, golf organizations, authorized, SB 2044
- Licensees, convicted persons, employment, approval, required, SUB HB 1196
- Member, organizations, eligible for licensing, redefined, SUB HB 1196
- Promotional contests, authorized, participation provisions, stated, SUB HB 1196
- Radio, television broadcasting, authority preempted by federal statutes, programming, compliance with federal statutes, authorized, SUB HB 1196
- Rules, publication, distribution, licensees, law enforcement agencies, without fee, required, others, fee provision, SUB HB 1196
- Sporting event pool boards, authorized, SB 2872
- Tax rates, cities, towns under 20,000, setting, county authority, removed, SUB HB 1196
- Title only, SB 2796, SB 3002

GAME AND GAME DEPARTMENT

- Beavers, trapping, tag requirement, eliminated, license fee, increased, SB 3011
- Commission, redistricted, provisions, SB 2671
- Enforcement, transferred, state patrol, provisions, SB 2476
- Fishing, hunting, trapping, taxidermy, fur dealers, licenses, fees, issuing persons, retained, increased, SB 2758, *HB 44, CH. 3X
- Food fish, shellfish, molesting, fine, gross misdemeanor, minimum, established, SUB HB 171
- Hazardous materials, committee, created, membership, duties, SB 2564
- Hazardous materials, incidence response program, preparation, teams, training, emergency services department, SB 2564
- Hunting, seasons, deer, upland game birds, established, SB 2737
- Hunting, vehicles, population control purposes, permits, authorized, SB 2322
- Informational material, fees charged, retention, authorized, HB 331, *SB 2321, CH. 56
- Licenses, hunting, veterans, disabled, certain, free, provisions, SB 2204
- Licenses, obtained by fraud, gross misdemeanor, SB 2315, *HB 330, CH. 127X
- Nisqually delta, new commercial dock facilities, expansion, prohibited, SB 3023
- Salmon hatcheries, release-recapture rearing facilities, private ownership, operation, authorized, SB 2232
- Salmon licenses, commercial, limitation, landing requirement waiver, *SUB HB 175, CH. 135
- Silverlake flood control district, appropriation, SB 2216

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

GAME AND GAME DEPARTMENT—cont.

Silverlake flood control district, funds transfer, SB 2225

Snags, selective removal, fire control, required, *SUB HB 188, CH. 8X

Snowmobile advisory committee, parks and recreation commission, created, members, facilities, programs, development, *SUB HB 1281, CH. 182X, P.V.

Title only, SB 2281, SB 2289, SB 2293, SB 2841

Wildlife department commission, created, powers, duties, transferred, SB 2405

GARBAGE (See also WASTE DISPOSAL)

Recycling activities, waste disposal facilities, definition, bond issuance authorization, SB 2184, *SUB SB 2184, CH. 68

GARCIA, ARMANDO G.

Commission on Mexican-American affairs, member, GA 64, confirmed pp. 46,181,218

GARCIA, DAVID C.

Commission on Mexican-American affairs, member, GA 65, confirmed pp. 46,181,218

GARZA, JAMIE R.

Commission on Mexican-American affairs, member, GA 66, confirmed pp. 47,181,219

GARZA, PETE

Commission on Mexican-American affairs, member, GA 67, confirmed pp. 47,181,219

GASOHOL

Distributors, special liquor purchase permit, required, SUB SB 2978

Production, alcohol production for gasohol, B&O tax exemption, 2nd SUB HB 1000, *SUB HB 302(a), CH. 196X

Production, alcohol production for gasohol, property, equipment used, leasehold interests, tax exemption, 2nd SUB HB 1000

Production, alcohol production for gasohol, stills, liquor control board, license, required, no fee, SUB SB 2978

Production barriers, removal, congress, petitioned, *HJM 16

Taxes, motor vehicle fuel excise, importer, partial exemption, SUB SB 2978

GASOLINE (See also FUEL; also GASOHOL)

Cities, over 400,000, motor vehicle fuel, special fuel excise taxes, imposition by ordinance, authority, *SUB HB 1034, CH. 181X

Gasohol distributors, special liquor purchase permit, required, SUB SB 2978

Gasohol production, alcohol production for gasohol, B&O tax exemption, 2nd SUB HB 1000

Gasohol production, alcohol production for gasohol, property, equipment used, leasehold interests, tax exemption, 2nd SUB HB 1000

Gasohol production, alcohol production for gasohol, stills, liquor control board, license, required, no fee, SUB SB 2978

Gasohol production, barriers, removal, congress, petitioned, *HJM 16

Gasohol taxes, motor vehicle fuel excise, importer, partial exemption, SUB SB 2978

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(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

GASOLINE (See also FUEL; also GASOHOL)—cont.

- Nonpolluting, commercial vehicles, natural gas, propane, use, encouraged, license fee in lieu of tax, provisions, SB 2234
 Nonpolluting, use, favorable license fee, in lieu of tax, reduced, extended, *HB 288, CH. 48

GASPARD, SENATOR MARCUS S.

- Explanation of vote, Senator Fleming amendment, EHB 933 p. 1575
 Explanation of vote, Senator Jones' amendment, SSB 2532 p. 1256
 Two-thirds vote required, SB 2921 p. 1230

GENERAL ADMINISTRATION DEPARTMENT

- Banks, trust companies, notes and debentures, conversion rights, SB 2741, *SUB HB 803, CH. 106
 Banks, trust companies, stocks, authorized, unissued, purchases, state supervisor, approval, SB 2741, *SUB HB 803, CH. 106
 Branch banks, certain, redevelopment project, relocation, certain, allowed, *SUB HB 803, CH. 106
 Buildings, services, legislative use, payment, provisions, HB 31
 Construction, state facilities, broader role, provisions, SB 2324
 Corporations, trust business, securities held in trust, deposit other banks, trust companies, permitted, SB 2739, *HB 808, CH. 45
 Credit unions, miscellaneous changes, SB 2313
 Credit unions, powers, federal parity, authorized, *SB 2311, CH. 98X
 Credit unions, satellite facilities, authorized, SB 2267, *HB 365, CH. 137
 Depositories, public, revisions, SB 2636
 Equipment, state-owned, inventory control, authority transferred, office of financial management, *SB 2033, CH. 88
 Financial affairs privacy act, enacted, SB 2997
 Fire protection, state-owned buildings, local government, provision, *HB 41, CH. 102X
 General administration facilities and services revolving fund, rate increases, OFM, approval, section 218, *HB 516, CH 270X, P.V.
 Hazardous materials, committee, created, membership, duties, SB 2564
 Hazardous materials, incidence response program, preparation, teams, training, emergency services department, SB 2564
 Jail facilities, bond issuance, bond anticipation notes, authorized, jail renovation bond retirement fund, created, SB 2505
 Jail facilities, general obligation bonds, bond anticipation notes, issuance, authorized, account, fund, created, *SUB SB 2505, CH. 232X
 Leases, agencies, real property, limitations, SB 2025, SUB SB 2025
 Motor vehicle insurance, local governments, risk management office, will contract, required, appropriations, SB 3036
 Mutual savings banks, cease and desist orders, certain practices, banking supervisor, authorized, SB 2740, *HB 806, CH. 46
 Northern state hospital, jurisdiction transferred, social and health services department, SB 2749, SUB SB 2749
 Northern state hospital, jurisdiction transferred, social and health services department, section 199 VETOED, *HB 516, CH. 270X, P.V.
 Procurement, regulations, revised, SB 2329
 Public works, state, formation, performance, regulated, SB 2328

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

GENERAL ADMINISTRATION DEPARTMENT—cont.

- Real estate, control, revisions, SB 2326
- Risk management office, bonding requirements, modified, agents of state, claims, damages, inclusion, SB 2638
- Savings and loan associations, accounts, negotiable transfers, use permitted, HB 762, SB 2626
- Savings and loan associations, general revisions, SB 2157, SUB SB 2157, *SUB HB 195, CH. 113
- Savings and loan associations, limited service facilities, establishment, provisions, SB 2634
- Savings and loan deposit guaranty association, created, powers, duties, membership, SB 2635
- Savings and loan guaranty stock associations, shares, special, preferred, issuance, SB 2634
- Savings and loan supervisor, rules adoption, SB 2634
- School districts, educational service districts, liability insurance, risk management office, purchase, mandated, appropriation, SB 2426
- School districts, vehicles, needs, SPI criteria, specifications, determination, payment by grant, SUB HB 556
- Space occupancy, legislative activities, payment, section 200, *HB 516, CH. 270X, P.V.
- Telecommunications division, general revisions, provisions, SB 2327

GEO THERMAL RESOURCES

- Surface land owner, property rights, declared, *SB 2191, CH. 2X

GERMAN FEDERAL REPUBLIC

- Nazi war criminals, statute of limitations, extension, petitioned, SJM 104

GIFTS

- Charitable gift annuities, business, educational, religious, scientific, insurance exemption, SB 2992
- Charitable gift annuities, colleges, universities, certain, issuance, assets gift exchange, authorized, insurance code, security act, exclusion, SB 2856, *HB 795, CH. 130
- Charitable gift annuities, exempted insurers, institutions, certain, issuance, assets gift exchange, authorized, security act, exclusion, *HB 795(a), CH. 130
- Gift tax act, enacted, SB 2182, *SUB SB 2182, CH. 210X
- Property, real, owner, governmental units, permitted, SB 2392
- Public disclosure act, records, certain, inspection, copying, exemption, SB 3136, SUB SB 3136

GLEASON, BILL (See also ASSISTANT SECRETARY OF THE SENATE)

- Attendance authorized, national conference state legislatures and council of state governments, regular per diem, actual expenses allowed, *SR 1979-53 p. 1035

GOATS

- Damage, injury, destruction, penalty, revised, *SUB SB 2142, CH. 145
- Damage, injury, penalty, revised, SB 2142

GOLF AND GOLFING

- Calcuttas, golf organizations, authorized, SB 2044

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

GOODS (See also PRODUCTS)

- Interest, state obligations, required, SB 2238, SUB SB 2238
- Liability, modified, SB 2333
- Liability, modified, affirmative defenses, established, SUB SB 2333
- Liability, modified, affirmative defenses, established, appropriations, 2nd SUB SB 2333
- Retail, price displayed, increase, prohibited, SB 3070
- Returned merchandise, sales tax, refund, provisions, HB 2
- Stevedoring, B&O tax, imposed, SB 3124
- Stevedoring, related activities, excise tax imposed, SUB HB 326, SB 2231

GOULD, SENATOR SUSAN E.

- Motion for immediate reconsideration, HB 25 pp. 808-809;848-849
- Personal privilege, regarding HJR 22 p. 2414

GOVERNOR (See also RAY, GOVERNOR DIXY LEE)

- Avery, Alice, restoration civil rights/privileges pp. 891-892
- Bank commission, state, created, powers, duties, bank of Washington, management, control, operation, penalties, SB 2770
- Boards, councils, committees, certain, governor, governor's designee, other state official, serve in governor's stead, authorized, *SB 2242, CH. 57X
- Boileau, Alfred C., restoration civil rights/privileges p. 896
- Bonds, community college education board, issuance, bond anticipation notes, authorized, *SUB SB 2250, CH. 226X
- Bonds, community college education board, issuance, bond anticipation notes, authorized, bond retirement created, SB 2250
- Bonds, fire service training center, issuance, bond anticipation notes, authorized, appropriation, *SUB SB 2249, CH. 225X
- Bonds, fisheries department, issuance, bond anticipation notes, authorized, *SUB SB 2244, CH. 224X
- Bonds, fisheries department, issuance, bond anticipation notes, authorized, bond retirement fund, created, SB 2244
- Bonds, handicapped accessibility, issuance, bond anticipation notes, authorized, bond redemption fund, created, SB 2463
- Bonds, higher education institutions, issuance, bond anticipation notes, authorized, bond retirement fund, construction account, created, *SUB SB 2964, CH. 253X
- Bonds, higher education institutions, issuance, bond anticipation notes, authorized, bond retirement fund, created, SB 2243
- Bonds, higher education institutions, issuance, bond anticipation notes, authorized, *SUB SB 2243, CH. 223X
- Bonds, jail facilities, general obligation, issuance, bond anticipation notes, authorized, account, fund, created, *SUB SB 2505, CH. 232X
- Bonds, jail facilities, issuance, bond anticipation notes, authorized, jail renovation bond retirement fund, created, SB 2505
- Bonds, outdoor recreation, issuance, bond anticipation notes, authorized, bond redemption fund, created, SB 2357, *SUB SB 2357, CH. 229X
- Bonds, regional universities, issuance, bond anticipation notes, authorized, bond retirement fund, created, SB 2746

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

- (a) Amendment to original bill.
- SR Senate Resolution.
- GA Gubernatorial Appointment.

GOVERNOR (See also RAY, GOVERNOR DIXY LEE)—cont.

- Bonds, social and health services department, facilities, issuance, bond anticipation notes, authorized, bond redemption fund, created, SB 2251, *SUB SB 2251, CH. 252X
- Bonds, state government, capital improvements, issuance, bond anticipation notes, authorized, bond redemption fund, created, SB 2361
- Bonds, state government, capital improvements, issuance, bond anticipation notes, authorized, bond retirement fund, created, *SUB SB 2361, CH. 230X
- Bonds, vocational education commission, issuance, bond anticipation notes, authorized, fire training bond retirement fund, created, SB 2249
- Bonds, Washington state university, issuance, bond anticipation notes, authorized, bond retirement, created, SB 2248
- Bonds, water supply facilities, issuance, bond anticipation notes, authorized, bond redemption fund, created, appropriation, SB 2350, *SUB HB 574, CH. 258X
- Bonds, water supply facilities, public, issuance, bond anticipation notes, authorized, bond redemption fund, created, referendum provision, SB 2639, *SUB SB 2639, CH. 234X
- Budget, omnibus, 1979–1981 biennium, appropriation, SUB HB 236
- Budget, omnibus, capital, 1979–1981 biennium, appropriation, SUB HB 236
- Budget, supplemental, adopted, SB 2148, *SUB SB 2148, CH. 15
- Budget, transportation department, supplemental, adopted, SB 2252, *SUB SB 2252, CH. 30
- Criminal justice commission, members, chief state patrol, private citizen, added, *SB 2175, CH. 55X
- Criminal justice, governor's council, division, established, SB 2320, *2nd SUB HB 204, CH. 79
- Davis, Wayne, commutation mandatory portion of five-year sentence p. 892
- Discrimination, unfair practice, protection, sensory, mental, physical handicaps, extended, appropriation, *SUB HB 480(a), CH. 127
- Energy emergencies, emergency powers, extended, *SUB SB 2442, CH. 158X
- Energy facilities, site certification by governor, applicants, shoreline management act, development permits, exemption, data collection purposes, SUB SB 3019
- Energy facilities, site certification by governor, applicants, shoreline management act, development permits, exemption, provision, SB 3019
- Family commission, created, members, powers, duties, family life stability, harmony, purposes, SB 2784
- Hiring freeze, state institution, order, specific reference required, SB 2093
- Home health agencies, licensed, SB 2239
- Housing finance commission, created, powers, duties, appropriation, SUB HB 20
- Huff, Katherine Louise, commutation life sentence pp. 893–894
- Huson, Robert, commutation life sentence pp. 894–895
- Immunity, provisions, modified, SB 2246
- Immunization, children, required, religious beliefs, exemption, provisions, SB 2241
- Immunization, children, required, religious beliefs, exemption, provisions, appropriation, *SUB HB 502, CH. 118X
- Imprisonment, certain, terms, modified, SUB HB 498, SB 2247
- Interagency committee for outdoor recreation, membership, reduced, SB 2365
- Interagency committee for outdoor recreation, reorganized, renamed, council of recreation resources, agencies, certain, authority, SB 2563

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

GOVERNOR (See also RAY, GOVERNOR DIXY LEE)—cont.

- Interest, state obligations, required, SB 2238, SUB SB 2238
- Jager, Heinze, deportation, Switzerland pp. 897-898
- Kent, Byron B., restoration rights to possess/bear arms p. 891
- Legislature, adjournment sine die, first extraordinary session, notified, *HCR 21
- Legislature, adjournment sine die, notified, *HCR 15
- Legislature, organized, notified, *SCR 101, *SCR 115
- Message, bills, issues requiring action, first extraordinary session . pp. 1047-1050
- Message, to joint session, January 16, 1979, *HCR 1
- Mongtomery, Richard, restoration civil rights/privileges p. 895
- Nichols, Ronnie Joe, commutation life sentence pp. 896-897
- Notaries, Washington uniform notary act, enacted, appropriation, SB 2435
- Organized crime advisory board, new name, membership, duties, meetings, fund, created, appropriation, SUB HB 1147
- Pacific northwest festival facility, international performing festival arts steering commission, established, SB 2279, *HB 376, CH. 197X
- Proclamation, Arbor Week, April 9-13, 1979 p. 1487
- Proclamation by, calling first extraordinary session pp. 1045-1046
- Property, real, federal, retrocession, acceptance authorization, HB 514
- Remarks regarding signing SSB 2434 p. 2474
- Rewards, criminal arrests, information, modified, SB 2144, *SUB SB 2144, CH. 53X
- Runyan, David Craig, restoration civil rights p. 890
- Salary increased, *SUB SB 3008, CH. 255X
- Social work examiners board, duties, appointment provisions, licensing department, rules, regulations, SB 2600
- State health coordinating council, established, *SUB HB 249, CH. 161X
- State militia, provisions, certain, modified disability, employment rights, compensation, federal compensatory benefits relieves state obligation, SB 2400
- State of state message, Governor Dixy Lee Ray, joint session pp. 138-142
- State wide special inquiry judge act, enacted, fund, created, appropriation, SUB HB 1147
- Term of office, second Monday in December, commencement, SJR 102, SB 2003
- Trevino, Trinidad, pardon from judgment/sentence p. 893

GRAIN AND GRAIN PRODUCTS

- Agricultural laws, updated, agriculture department, appropriation, *SUB SB 2254, CH. 154, P.V.
- Agriculture laws, updated, SB 2254, *SUB SB 2254, CH. 154, P.V.

GRANT COUNTY

- Superior court judges, number increased, SB 2637, *SUB SB 2095(a), CH. 202X, P.V.

GRANT, WILLIAM A.

- Walla Walla community college district 20, board of trustees, member, GA 147, confirmed pp. 93,240,272

GRANTS

- Healing arts, certain, student grants, out-of-state study, postsecondary education council, appropriation, SB 2588

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

GRANTS—cont.

- Parks, local government, acquisition, development programs, outdoor recreation committee, grant program, funding preference, SUB HB 334
- Recycling, litter control, DOE program administration, small cities, towns, counties, fund allocation, distribution, *SB 2511, CH. 94
- School districts, vehicles, needs, SPI, criteria, specifications, determination, payment by grant, SUB HB 556

GRAYS HARBOR

- Canal, Puget Sound, linking, DOT, study, preliminary engineering, directed, appropriation, SB 2900
- Pilotage district, established, boundaries, defined, SB 2108, *SUB SB 2952, CH. 207X
- Superior court, judges, number increased, SB 2386, SB 2421

GRIEVANCES

- Public assistance, applicants, recipients, hearings, decisions, appeals, procedures, overpayment recovery provision, *SUB HB 254, CH. 92X

GRIST MILLS

- Sunset report pp. 384–385

GROUND WATER

- Well construction, examining board, references deleted, SB 2936

GROUP HOMES

- Juvenile justice act, technical amendments, dependency criteria, modified, SB 2213, SUB SB 2213
- Juveniles, divertible offenders, community services, detention, counseling, provisions, custody, general revisions, SB 3078
- Juveniles, parental support, assessments, provisions, SB 2606
- Juveniles, parental support, required, SUB HB 340, SB 2742
- Runaway youth, families, detention facilities, crisis shelters, modified, appropriations, SB 3122
- Runaway youth, interstate compact, revisions, SB 3014, SUB SB 3014
- Runaway youth, procedures for families in conflict, SB 2768
- Runaway youth, procedures for families in conflict, appropriation, *SUB SB 2768, CH. 155, P.V.
- Runaway youth, procedures for families in conflict, custody, detention, court records, appropriation, *SUB SB 2768, CH. 155, P.V.
- Title only, SB 2535

GROWTH MANAGEMENT

- Right of way, franchises, applicant, acceptance, rejection, procedures, SUB HB 726

GUARDIANSHIP

- Juvenile justice act, technical amendments, dependency criteria, modified, SB 2213, SUB SB 2213
- Medical treatment, emergency, standby guardians, consent authority, *SB 2178, CH. 32
- Parent-child relationship, termination procedures, crisis intervention, guardianship status establishment, general provisions, SUB HB 1261

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

GUARDIANSHIP—cont.

- Parent-child relationship, termination procedures established, *SUB HB 352, CH. 165X
- Parent-child relationship, termination procedures, Indian tribe membership, guardianship status establishment, general provisions, SUB HB 1261
- Runaway youth, families, detention facilities, crisis shelters, modified, appropriations, SB 3122
- Runaway youth, interstate compact, revisions, SB 3014, SUB SB 3014
- Runaway youth, procedures for families in conflict, SB 2768
- Runaway youth, procedures for families in conflict, appropriation, *SUB SB 2768, CH. 155, P.V.
- Runaway youth, procedures for families in conflict, custody, detention, court records, appropriation, *SUB SB 2768, CH. 155, P.V.
- Veterans', estates, executor, director of veteran affairs, maximum size, increased, *SB 2101, CH. 64

GUBERNATORIAL APPOINTMENTS (See INDIVIDUAL'S NAME)**GUESS, SENATOR SAM C.**

- Chaplain for the day, prayer offered p. 2148
- Meditation, memorial services, joint session pp. 669-670
- Personal privilege, complimenting Senator Fleming, explanation ESSB 2335 . . p. 605
- Personal privilege, thanking Dr. Mitchell for prayer p. 1624
- Point of inquiry, Senator Wilson, regarding grist mill commission p. 580
- Remarks
 - SHB 96 p. 843
 - ESSB 3044 p. 1315

GUIDEBOOKS

- Recreation, parks, comprehensive, interagency committee on outdoor recreation, production, *SB 2736, CH. 24X
- Schools, learning objective, specifics, responsibilities, clarified, HB 891

GUIDES

- Salmon, certain, vessels, charter boat definition, exclusion, *SB 2045, CH. 60

GUNS

- Imprisonment, certain, terms, modified, SUB HB 498, SB 2247

GUZZO, LOUIS R.

- State historic preservation officer, GA 2, confirmed pp. 31,255,331

HABITUAL OFFENDERS

- Traffic, suspension, sentencing provisions, *SB 2068, CH. 62

HAIR STYLISTS

- Cosmetology, regulation, licensing, continuing education requirements, modified, SB 3112
- Cosmetology, regulation, revisions, appropriations, SB 2437
- Manicurists, shops, operators, licensing provisions, SB 3126, *SUB SB 3126, CH. 242X
- Regulations, SB 2779

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

HALLS

Public assembly, certain, property tax exemption, provisions, SB 2874

HANDICAPPED AND DISABLED PERSONS

Basic education act, funding, requirements, provisions, SUB SB 2517

Basic education act, miscellaneous changes, curriculum, contact hours, seniors, last 5 days, SUB HB 210

Basic education act, miscellaneous changes, SB 2156

Basic education act, requirements, *SUB SB 2709, CH. 250X, P.V.

Bonds, handicapped accessibility, issuance, bond anticipation notes, authorized, bond redemption fund, created, SB 2463

Bonds, handicapped facilities, issuance, bond anticipation notes, authorized, bond redemption fund, created, appropriation, referendum provision, *SUB HB 740, CH. 221X

Clam digging, physically disabled persons, digging by another, permitted, SB 2092

Developmentally disabled persons, DSHS services, costs, payment from residents' trust funds, required, SUB HB 858, SB 2662

Discrimination, unfair practice, protection, sensory, mental, physical handicaps, extended, appropriation, *SUB HB 480(a), CH. 127

Drivers, certificates, provisions, *SB 2067, CH. 61

Education, mandated, birth through 21, SB 3161

Health care services, contracts, understandable language, cancellation, written notice, reasons, libel, slander immunity, *SUB HB 109, CH. 133

Hearing defects, telecommunication devices, law enforcement, safety agencies, certain, installation required, *SB 2492, CH. 63X

Homemaker services, eligibility, rights, protections, revisions, SB 2475

Insurance policies, certain, understandable language, cancellation, written notice, reasons, libel, slander immunity, *SUB HB 109, CH. 133

Nursing homes, abuse, patients, reporting system, provisions, penalties, *SB 2338, CH. 228X

Nursing homes, auditing and cost reimbursement act, enacted, SB 2335

Nursing homes, auditing and cost reimbursement act, enacted, appropriation, SUB SB 2335

Nursing homes, resident care standards, provisions, SB 2336, *SUB SB 2336, CH. 211X

Parking, motor vehicles, building code requirements, reserved spaces, use authorization, permit display, violation, penalty, established, SB 2016, *SUB SB 2016, CH. 26X

Parking, motor vehicles, lung disease victims, driver's card, eligibility, *HB 114, CH. 7X

Parking, motor vehicles, privileged, special decal replaced by special license plate, *SB 2040, CH. 27X

Parking, motor vehicles, spaces, use violations, decriminalized, *SUB HB 1031(a), CH. 192X

Passes, park, state parks, blind, deaf persons, eligibility, *SUB HB 504(a), CH. 131X

Passes, park, state parks, residents, disability benefits recipients, privileges, SB 2755, *SUB HB 504, CH. 131X

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

HANDICAPPED AND DISABLED PERSONS—cont.

- Passes, veteran's disability, state parks, veterans, age 62, thirty percent service-connected disability, free, *SUB HB 504, CH. 131X
- Personal care attendant services program, social and health services department, provisions, SB 2344, SUB SB 2344
- Polling places, accessibility, provisions, *SB 2565, CH. 64X
- Rehabilitation center, persons, any, use, SB 2938, *HB 888, CH. 42X
- Residential schools, program of education, furnished by school district, *SB 3117, CH. 217X
- Social and health services, disabled, handicapped, physical, mental, institutions, responsibility, code revisions, SB 2750
- Taxes, property, residences, relief, provisions, SB 2049
- Taxes, property, residences, school levy relief, emergency continuation, provisions, SUB HB 505, SB 2595
- Title only, SB 2529
- Transportation providers, private, nonprofit, elderly, handicapped, state certification *SUB HB 96, CH. 111
- Veterans, certain, free hunting license, provision, SB 2204
- Wheelchairs, motorized, public places, sidewalks, permitted, SB 2086

HANSEN, SENATOR FRANK "TUB"

- Remarks regarding HB 25 pp. 849-850

HARBORS AND HARBOR LINES

- Docks, commercial, inspection, certification, warrant, labor and industries department requirements, appropriation, SUB SB 2969
- Lake forest park, change, permitted, *SB 2366, CH. 19
- Leases, natural resources department, notice, appraisal, fees, rules, public access, use, encouragement, provisions, *SUB SB 2284, CH. 97X
- Leases, objects, certain, moored, tidelands, shorelands, harbor areas, navigable waters, beds, DNR terms, SUB SB 3044
- Lessees, cash deposit allowed, versus bond, SB 2577

HATCHERIES

- Private ownership, salmon, release-recapture rearing facilities, private ownership, operation, authorized, SB 2232
- Salmon advisory council, members, terms, duration, council termination, established, SUB HB 177, *SB 2045(a), CH. 60

HAUGEN, LOWELL D.

- Emergency medical and ambulance review committee, member, GA 38, confirmed pp. 40,190,216

HAUSSLER, JOE

- Washington state jail commission, member, GA 56 p. 44

HAWKINS, JACK A.

- Community college district 10, board of trustees, member, GA 133, confirmed pp. 90,370,459

HAYNER, SENATOR JEANNETTE

Remarks

- Confirmation of Senator Newschwander to board of tax appeals p. 2722

- * Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

HAYNER, SENATOR JEANNETTE—cont.

SHB 740, referendum measure votes required to pass pp. 2785–2786
 SSB 2495 p. 1251

HAZARDOUS SUBSTANCES AND PRODUCTS

- Bulk carriers, state fire marshal, regulation, provisions, SB 2382
- Central Washington university, emergency preparedness, enhancement, provisions, appropriation, HB 1109
- Materials, committee, created, membership, duties, SB 2564
- Materials, incidence response program, preparation, teams, training, emergency services department, SB 2564
- Mill tailings licensing and perpetual care act, enacted, SB 2197, *SUB SB 2197, CH. 110X
- Motor freight carriers, equipment safety, regulated, penalties, SUB HB 639
- Pesticides, application, agriculture department director, rules adoption, required, licensing, examination, certification requirements, *SUB SB 2265, CH. 92
- Pesticides, application, restricted use definition, restated, *SUB SB 2265, CH. 92
- Pesticides, application, revisions, SB 2265
- Pesticides, control, revisions, SB 2255
- Pesticides, registration, federal compliance, revisions, *SUB SB 2255, CH. 146
- Radiation control agency, program development, regulation, monitoring, emergency response plans, licensee investigation, SB 2743
- Radiation control agency, program development, regulation, monitoring, emergency response plans, licensee investigation, appropriation, SUB HB 894
- Railroads, safety procedures, established, SB 3148
- Transportation, accidents, emergency response teams, training, federal aid, requested, SJM 108
- Transportation, accidents, responsibility, local level, requested, SJM 111
- Transportation, interstate, international, improved placard system, federal government, provide, requested, SJM 109

HAZARDS

- Aircraft, zone, described, penalties, SB 2916
- Ferries, state system, personnel policies, civil service regulations, modified, SUB SB 2477

HEALING ARTS

- Title only, SB 2548

HEALTH AND HEALTH CARE

- Adoption certificates, birth records, certain, provisions, SB 2020, *HB 4, CH. 101X
- Ambulances, operators, prepaid services, permitted, SB 3017
- Barbers, regulations, SB 2779
- Building, industrial health, safety standards, compliance, primary responsibility, lessor, SB 2611
- Cardiovascular health promotion program, two-year demonstration, state employees, established, personnel department, DSHS appropriations, SUB HB 715
- CHAP, combined health agencies program, public employees, wage deductions, allowed, SB 2490

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

HEALTH AND HEALTH CARE—cont.

- Chiropractors, regulated, examiners, disciplinary boards, membership, increased, SUB HB 395
- Commitment, civil, procedures modified, SB 2415
- Commitment, treatment, mentally ill, provisions, *SUB SB 2415, CH. 215X
- Contractors, health care service, disclosure, regulations, directorship, consumer members, SB 2731
- Contracts, health care services, understandable language, cancellation, written notice, reasons, libel, slander immunity, *SUB HB 109, CH. 133
- Controlled substances, certain, dispensing prohibited, exemption, certain, abuse investigation, provisions, *SUB HB 624, CH. 119X
- Controlled substances therapeutic research act, enacted, powers, duties, SB 2264, SUB SB 2264, *SUB HB 259(a), CH. 136
- Controlled substances therapeutic research act, enacted, powers, duties, appropriation, *SUB HB 259, CH. 136
- Convulsive treatment, medical malpractice, revisions, SB 2915
- Convulsive treatment, regulated, SB 3089
- Crime victims, hospital costs, certain, local government, payment, SB 2414, SUB SB 2414
- Crime victims, trauma assistance, public, private organizations providing support, availability, inform, SB 2414, SUB SB 2414
- Death, fetal death certificates, mandatory signature, time period, established, *SUB HB 262, CH. 162X
- Dental licensing examinations, multistate, agreements authorized, dental examiners board, compensation, *SB 2136, CH. 38
- Denturism, occupation, established, regulated, SB 2125
- Devices, prescription, sales and use taxes, exemptions, SB 2510
- Discrimination, unfair practice, protection, sensory, mental, physical handicaps, extended, appropriation, *SUB HB 480(a), CH. 127
- Drugs, hospital furnished, B&O tax, exclusion, SB 3124, SUB SB 3124, *SUB HB 302(a), CH. 196X
- Drugs, legend, prescription requirements, pharmacy board, rule-making authority, *SUB HB 619, CH. 139X
- Drugs, prescription, substitutions, revisions, SB 2589, *SUB HB 815, CH. 110
- Early, periodic screening, diagnosis, treatment program, social and health services department, administration, SB 2670
- Emergency medical services, districts, counties, creation, authorized, provisions, *2nd SUB HB 1239(a), CH. 200X
- Emergency medical services, programs, development, administration, planning, inspection, licensing, training, revisions, appropriation, SB 2308, *SUB SB 2308, CH. 261X, P.V.
- Emergency medical services, regions, councils, designated, VETOED, SB 2308, *SUB SB 2308, CH. 261X, P.V.
- Emergency medical services, six-year levy, imposition, cities, towns, counties, voter approval, SB 3016, *2nd SUB HB 1239, CH. 200X
- Food donation, donor's, nonprofit donee distributors, liability, government inspection, regulation, state information, referral service, *SB 2147, CH. 115
- Fraudulent claims, health care providers, services, public assistance recipients, indigent persons, prohibited, SB 2337, *SUB SB 2337, CH. 152X

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

HEALTH AND HEALTH CARE—cont.

- Gravely disabled, definition, revised, SB 2428
- Hairstylists, regulations, SB 2779
- Healing arts, certain, student grants, out-of-state study, postsecondary education council, appropriation, SB 2588
- Health officers, local, educational requirements, revised, SUB HB 898
- Health, social welfare organizations, nonprofit, defined, public income, B&O tax, exclusion, SB 2260, SB 3124, SUB SB 3124, *SUB HB 302, CH. 196X
- Hemophilia, health care assistance, appropriations, SB 2928
- Home health agencies, licensed, SB 2239
- Homemaker services, eligibility, rights, protections, revisions, SB 2475
- Hospitals, construction projects, certain, deferrals, provisions, SB 2614
- Immunization, children, required, religious beliefs, exemption, provisions, SB 2241
- Immunization, children, required, religious beliefs, exemption, provisions, appropriation, *SUB HB 502, CH. 118X
- Injury cases, certain, evidence, likely future compensation, permitted, SB 2222
- Insurance, access, quality, regulated, revisions, SB 2920
- Insurance, group disability, health care services, mental disorders, care, coverage, required, SB 2491
- Insurers, health care professionals, attorney associations, definition exclusion, self-insurance, permitted, SB 2259
- Insurers, health care service, HMO's, insurance commission, periodic examination, required, examiner's expenses, reimbursement, SB 2729
- Local health departments, sewage disposal regulations, SUB SB 2530
- Malpractice, professional, attorneys, health care professionals, self-insurance, provisions, VETOED, *SUB HB 1121(a), CH. 199X, P.V.
- Medical malpractice, children, certain, statute of limitations, revisions, SB 2228
- Medical malpractice, professional review board, records, members, staff, not subject, subpoena, discovery proceedings, HB 388, *SB 2221, CH. 17
- Mental disorders, insurance, group disability, health care services, coverage, required, SB 2491
- National health planning and resources development act of 1974, implemented, council, created, *SUB HB 249, CH. 161X
- Natural death act, enacted, *SUB HB 264, CH. 112
- Naturopathic examining, disciplinary boards, established, powers, duties, SB 2380
- Naturopaths, drugs, use, formulary, development, provisions, SB 2348
- Naturopaths, regulation, licensing, revisions, SB 2359
- Nurses, registered, education, continuing, license renewal, required, SB 2272, *HB 450, CH. 106X
- Nursing homes, abuse, patients, reporting system, provisions, penalties, *SB 2338, CH. 228X
- Nursing homes, auditing and cost reimbursement act, enacted, SB 2335
- Nursing homes, auditing and cost reimbursement act, enacted, appropriation, SUB SB 2335
- Nursing homes, nursing assistants, certification, required, provisions, rate adjustment, authorized, *SB 2339, CH. 114
- Nursing homes, resident care standards, provisions, SB 2336, *SUB SB 2336, CH. 211X
- Officers, local, duties, revised, *SB 2060, CH. 52X

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

HEALTH AND HEALTH CARE—cont.

- Osteopathic medicine and surgery board, created, powers, duties, *SB 2355, CH. 117
- Osteopaths, regulations, revised, *SB 2355, CH. 117
- Physicians, B&O tax, certain credit, provisions, SB 2220, SB 3124
- Physicians, osteopaths assistants, pharmacy board practitioner definition, inclusion, *SUB HB 619, CH. 139X
- Physicians, surgeons, chiropractors, professional discipline, revisions, SB 2422, *SUB SB 2422, CH. 111X
- Physicians, surgeons, osteopaths, chiropractors, basic science, examination, requirement, eliminated, *SUB HB 219, CH. 114X
- Prisoners, certain, leaves, medical, dental care, volunteer service projects, provisions, HB 1106
- Radiation control agency, program development, regulation, monitoring, emergency response plans, licensee investigation, SB 2743
- Radiation control agency, program development, regulation, monitoring, emergency response plans, licensee investigation, appropriation, SUB HB 894
- Scoliosis, screening, pupils, grades 5-8, provisions, SPI, appropriation, *SUB HB 88, CH. 47
- Senior citizens, service centers, volunteers, public assistance recipients, utilization, appropriation, SB 2237, *HB 491, CH. 147X
- Senior citizens, well adult clinic services, authorized, appropriation, SB 2237, *HB 491, CH. 147X
- Title only, board, SB 2524
- Title only, care, SB 2539
- Title only, local health department, SB 2829
- Title only, planning, SB 2546
- Uniform brain death act, enacted, SB 2170
- Victims of sexual assault act, enacted, appropriation, *2nd SUB HB 418, CH. 219X
- Vital statistics, federal standards, compliance update, *SUB HB 262, CH. 162X
- WSU extension service, employees, federal civil service status, state employees insurance, health care plans, exclusion, *HB 691, CH. 9X

HEALTH AND WELFARE PLANS

- Health and social welfare organizations, certain nonprofit, B&O tax deduction, enlarged, SB 2260, SB 3124, SUB SB 3124
- Health and social welfare organizations, certain, nonprofit, B&O tax deduction, provisions, *SUB HB 302, CH. 196X

HEALTH MAINTENANCE ORGANIZATIONS

- Insurers, health care service, insurance commission, periodic examination, required, examiner's expenses, reimbursement, SB 2729
- Panel medicine plan, state employees, higher payment, employees' contributions, increase, authorized, SB 2582, *SUB HB 729, CH. 125
- Panel medicine plan, state employees insurance board, inclusion, SB 2581
- Title only, SB 2538

HEARING AIDS

- Prescription, sales and use taxes, exemption, SB 2510

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

HEARING EXAMINERS

Environmental hearings office, created, pollution control hearings, provisions, *HB 1115, CH. 47X

HEARINGS

Dependent children, support enforcement, procedures, modified, SB 2211, *SUB HB 125, CH. 171X

Emergency medical service districts, counties, creation, authorized, provisions, *2nd SUB HB 1239(a), CH. 200X

Environmental hearings office, created, pollution control hearings, provisions, *HB 1115, CH. 47X

Home rule issue, joint legislative committee, appointment, study, hearings, report, *SUB HB 76(a), CH. 194X

Hospital districts, public, debt assumption, mortgage authority, *HB 933, CH. 143X

Local improvements, assessments, officer, cities, authorized, *HB 415, CH. 100X

Marital communications, privileged status, involuntary commitment proceedings, not applicable, SB 2409

Personnel appeals board, created, powers, duties, SB 2023, SUB SB 2023, 2nd SUB SB 2023

Procedures for families in conflict, crisis intervention services, custody, detention, court records, DSHS appropriation, *SUB SB 2768, CH. 155, P.V.

Public assistance, applicants, recipients, grievances, appeals, procedures, overpayment recovery provision, *SUB HB 254, CH. 92X

Public employment relations commission, transportation department, procedures, *SB 2430, CH. 73X

Replevin, provisions, *SUB HB 697, CH. 132X

School districts, real property, sale, notice, hearings requirements, SB 2302, *HB 413, CH. 16X

Tax registration certificate, fee, deposit, service of notice, delinquent tax write-off, refund, SB 2621, *SUB HB 291, CH. 95X

HEART LAKE

Park, state, DNR, land exchange, authorized, trail system, essential link, appropriations, SB 2996, SUB SB 2996

HEATING

Energy conservation, residential, programs, authorized, SB 2202

Fuel, special, taxation, regulation, provisions, SB 2304, *SUB SB 2304, CH. 40

Heating, ventilation, and air conditioning act, enacted, regulation purposes, SB 2864

Heat pumps, noise standards, established, SB 3069

Homes, wood, natural gas, facilitating, SB 3087

Homes, wood, natural gas, propane, heating oil, facilitating, SUB SB 3087

Swimming pools, new construction, heating, nonrenewable resources, use, prohibited, SB 2198

HEATING OIL (See also FUEL; also OIL)

Heat, home, facilitating, SUB SB 3087

HELMETS

Motorcycles, safety, equipment, permits, enhanced, SB 2603

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

HEMOPHILIA

Health care, financial assistance, home, hospitals, other appropriations, SB 2928

HENNUM, LARS

State board of pharmacy, member, GA 164, confirmed pp. 385,561,694

HENRY, SENATOR AL (See also PRESIDENT PRO TEMPORE)

Birthday acknowledged, April 12, 1979 p. 1614
 Distinguished citizen award presented p. 1614
 National conference state legislatures, attendance authorized, regular per diem,
 actual expenses allowed, *SR 1979-53 p. 1035
 President pro tempore, nominated, elected, oath administered pp. 4-6
 Question of consideration, Senator Lysen amendment, SSB 2252 p. 495
 Remarks, ESSB 2865 p. 1201
 Retained, president pro tempore, first extraordinary session, *SR 1979-54 p. 1046

HERNANDEZ, ARTHUR E.

Commission on Mexican-American affairs, member, GA 68, confirmed pp.
 47,181,219

HEROIN

Paraphernalia, possession, sale, unlawful, prohibited, SB 2174

HERSEY, MARY E.

Commission for vocational education, member, GA 90, confirmed pp.
 52,1305,1780

HIGHER EDUCATION (See also COLLEGES AND UNIVERSITIES; also COMMUNITY COLLEGES)

Adult corrections services, community colleges, authorized, tuition, fees, charging,
 allowed, *SUB SB 2250, CH. 226X
 Assistance authority act, repealed, *SB 2297, CH. 60X
 Bonds, community college education board, issuance, bond anticipation notes,
 authorized, *SUB SB 2250, CH. 226X
 Bonds, community college education board, issuance, bond anticipation notes,
 authorized, bond retirement fund, created, SB 2250
 Bonds, institutions, issuance, bond anticipation notes, authorized, bond retirement
 fund construction account, created, *SUB SB 2964, CH. 253X
 Bonds, institutions, issuance, bond anticipation notes, authorized, *SUB SB 2243,
 CH. 223X
 Bonds, institutions, issuance, bond anticipation notes, authorized, bond retirement
 fund, created, SB 2243
 Bonds, Washington state university, issuance, bond anticipation notes, authorized,
 bond retirement, created, SB 2248
 British Columbia, tuition and fees, reciprocity, program, continued, 2 additional
 years, SB 2585
 Capital construction projects, certain institutions, dollar amount, without public
 bid, increased, SB 2194
 Capital construction projects, certain institutions, minimum bid requirement,
 *SUB SB 2194, CH. 12X
 Charitable gift annuities, certain institutions, issuance, assets gift exchange, auth-
 orized, insurance code, security act, exclusion, SB 2856, *HB 795, CH. 130
 Collective bargaining, certain personnel, provisions, SB 2236

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

HIGHER EDUCATION (See also COLLEGES AND UNIVERSITIES; also COMMUNITY COLLEGES)—cont.

- Collective bargaining, scope, expanded, SB 3040
- Community colleges, leaves, professional personnel, allowable aggregate costs, limitations, *HB 983, CH. 44
- Community colleges, member on leave, replacement, tenure prohibited, SB 3143
- Community colleges, police forces, establish, authorized, death, disability benefits, provide, HB 628
- Community college, trustees, powers, duties, certain, additional, subject to state board, SB 3037
- Contracts, authority, associated student bodies, certain, transferred, board, SB 3114
- Contracts, services, certain, personnel law, exemption, *SUB HB 1057, CH. 46X
- Degrees, recommendations, council on postsecondary education, advisory only, SB 3084
- Displaced homemakers, community colleges, tuition, fees, waiver, provisions, *SUB SB 2451(a), CH. 262X, P.V.
- Double amendments, *HB 348, CH. 14
- Edmonds community college, new district, No. 23, created, *HB 335, VETOED
- Educational services registration act, enacted, certain private institutions, regulation, registration purposes, SB 2434, *SUB SB 2434, CH. 188X
- Employees, nonfaculty, certain institutions, tuition, fees, exemption, SB 2187
- Employees, waiver of fees, space available basis, allowed, *SUB HB 319, CH. 82
- Healing arts, certain, student grants, out-of-state study, postsecondary education council, appropriation, SB 2588
- Institutions, certain, board membership, selection, terms, uniformity, SB 2858, SUB SB 2858
- Institutions, tuition, operating fees, increased, SB 2478
- Instruction services program, funding control, section 214, *HB 516, CH. 270X, P.V.
- Insurance, trustees, employees, students, provisions, prior double amendment, reenacted, *SB 3115, CH. 88X
- Oregon, tuition, fees, reciprocity, waiver, certain community colleges, TESC, authorized, SB 2346 *HB 226, CH. 80
- Performing arts events, revenues, performing arts scholarships only, athletic events, revenue, athletic scholarships only, SB 2140
- Performing arts events, revenues, performing arts scholarship use, permitted, *SUB SB 2140, CH. 1X
- PERS, members, credit, 12-month basis, SUB SB 2465, 2nd SUB SB 2465
- Printer, public, general revisions, SB 2257
- Public disclosure act, records, certain, inspection, copying, exemption, SB 3136, SUB SB 3136
- Retirement, benefits, increased, provisions, SUB SB 2240
- Retirement, benefits, surviving beneficiary payments, authorized, *SUB HB 768, CH. 259X
- Retirement, classified employees, credit, prorated, 12 month basis, SB 2465
- Retirement, employees, certain, PERS membership, option, deadline, non PERS members, supplemental benefits, exclusion, SUB HB 763

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

HIGHER EDUCATION (See also COLLEGES AND UNIVERSITIES; also COMMUNITY COLLEGES)—cont.

- Retirement, programs, certain, employees, certain, cost of living adjustment, provisions, SB 2686
- Retirement, service credit earnings, limitation, *SUB HB 768, CH. 259X
- Retirement, supplemental payment amounts, determination assumption, *SUB HB 768, CH. 259X
- Scholarships, national guard, higher education institutions, as defined, authorized, 2nd SUB SB 2212
- Scholarships, national guard, higher education institutions, authorized, SUB SB 2212, *SUB HB 295, CH. 90X
- Scholarships, national guard, state supported institutions, authorized, SB 2212
- Students, associations, certain, open meetings required, HB 357
- Students, disadvantaged, needy, tuition, fees, waiver, limitations, *SUB SB 2451, CH. 262X, P.V.
- Students, financial aid, state program, redefined, postsecondary education council, *SUB SB 2744, CH. 235X
- Students, financial aid, state program, redefined, postsecondary education council, appropriation, SB 2744
- Students, foreign, tuition, fees, waiver, limitations, *SUB SB 2451, CH. 262X, P.V.
- Students, graduates certain, unemployment compensation, special coverage, excluded, SB 3137
- Students, parents assigned to consular missions, resident fees, pilot programs, authorized, *SUB SB 2042, CH. 19X
- Students, resident classification, application, time period, provisions, *SUB HB 201, CH. 15X
- Students, resident, exceptional educational ability, tuition, fees, waiver, provisions, VETOED, *SUB SB 2451, CH. 262X, P.V.
- Students, undergraduates, parents assigned to consular missions, resident fees, pilot programs, authorized, SB 2042
- Teachers, learning/language disabilities, identification, course, required, SB 2205, SUB SB 2055
- Term papers, other assignments, commercial sale, unlawful, *HB 126, CH. 43
- The Evergreen State College, degree granting, masters, authorized, postsecondary education council review, *2nd SUB SB 2610, CH. 78X
- The Evergreen State College, degree granting, masters, authorized, procedures, SB 2610
- The Evergreen State College, progress reports, required, *2nd SUB SB 2610(a), CH. 78X
- Title only, SB 2453, SB 2887
- Title only, appropriation, SB 2964
- Tuition, fees, regional universities, TESC, certain nationals, friendly foreign nations, waiver, authorized, SB 2513
- University of Washington, youth sports center, provisions, appropriations, SB 2089
- Veterans, Vietnam, tuition, fees, increases, exemption, *SB 2923, CH. 83X

HIGHER EDUCATION PERSONNEL BOARD

- Abolished, powers, duties, transferred, state personnel board, SB 2188

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

HIGHER EDUCATION PERSONNEL BOARD—cont.

- Attendance incentive program, established, sick leave, compensation, provisions, SB 2192, *SUB SB 2192, CH. 150X
- Collective bargaining, certain personnel, provisions, SB 2236
- Contracts, services, certain, personnel law, exemption, *SUB HB 1057, CH. 46X
- Employees, middle management, personnel laws, exempted, SB 2323
- Laws, rules, orders, enforcement, provisions, SB 2196
- Miscellaneous changes, SB 2601
- University of Washington, employees, public retirement system, credit, WSU system, may transfer to UW, SB 2899

HIGHWAYS (See also TRANSPORTATION AND TRANSPORTATION DEPARTMENT)

- Counties, administration, classification, procedures, modified, primitive—road system, designation, provisions, SB 2268
- Counties, administration, classification, purchases, competitive prices, procedures modified, SUB SB 2268
- Counties, transportation authority, delegate members, may appoint, SB 3146
- Drivers, impaired medical condition, doctors, report, department of licensing, authorized, SB 2110
- Environmental impact statement, requirement, repealed, *HB 26, CH. 7
- I—90 completion, Seattle—Bellevue area, general obligation bonds, authorized appropriation, *SUB HB 1032, CH. 180X
- Lanes, preferential, unlawful use, civil fines, established, SB 2855, SUB SB 2855, SB 3119
- Motor vehicles, abandoned, removal, procedures, established, SUB HB 451, SB 2377
- Motor vehicles, abandoned, rights, duties, penalties, provisions, *SUB HB 755, CH. 178X
- Motor vehicles, loads, not properly secured, fastened, forbidden, SB 2480, SUB SB 2480
- Motor vehicles, maximum length, increased, *HB 164, CH. 113X
- Motor vehicles, special movement permits, annual fee, *HB 164, CH. 113X
- Priority programming, DOT, restructured, *SUB HB 751, CH. 122X
- Projects, call for bids, publication requirements, revised, *SB 2354, CH. 69X
- Railroads, crossings, reflectorized whistle posts, required, SB 2278
- Registered disposers, licensing requirements, *SUB HB 755, CH. 178X
- School bus stop shelters, signs, certain, permitted, HB 329, *SB 2277, CH. 69
- Speeding violations, certain, parking violations, drivers, insurance abstracts, exclusion, SUB SB 2418
- Speed limit, 65 mph maximum, established, SB 2487
- Spot checks, motor vehicles, Washington state patrol, authorized, any hour, plainly marked car, public highway, SB 2481
- Tires, studded, outlawed, 1981, April, SB 2098
- Tires, studded, outlawed, 1983, April, SB 2356
- Torts, affirmative defenses, provisions, SB 2875
- Trails, paths, improvement funds, mandatory minimum expenditure, established, *HB 750, CH. 121X
- Transportation department, reimbursable local projects, appropriation, *SUB HB 872, CH. 169X

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

HIGHWAYS (See also TRANSPORTATION AND TRANSPORTATION DEPARTMENT)—cont.

Transportation, equipment fund, property transfers, authorized, SB 2291, *SUB SB 2291, CH. 39

Transportation, state policy, multimodal development, intergovernmental cooperation, adopted, *SCR 112

Urban arterial bonds, certain, authorization, reenacted, *SB 2065, CH. 5

Washington state patrol, work-a-day program, thanks, gratitude, expressed, SCR 104

HIGHWAYS - STATE ROUTES

Descriptions, numbers, new, revisions, *HB 380, CH. 33X

No. 20, Sedro Woolley vicinity, realignment, planning, appropriation, SB 2427, SUB SB 2427

No. 27, Pullman, extended, *HB 100, CH. 195X

No. 181, vicinity, *SUB HB 1031(a), CH. 192X

No. 224, extension, Columbia River to Pasco airport, appropriation, SB 3034

No. 225, vicinity Benton City, established, SB 2353

HIRING FREEZE

Institution, state, governor's order, specific reference required, SB 2093

HISTORIC PRESERVATION AND SITES

Energy facility site evaluation council, member, added, historic preservation office, designee, SB 2691

Facilities, bonds issuance, bond anticipation notes, authorized, cultural resources bond redemption fund, created, SB 2935

Taxation, property, certain, leasehold excise tax exemption, modified, HB 601, SB 2469

Taxation, property, certain, leasehold interest, exemption *SUB HB 302(a), CH. 196X

HISTORICAL SOCIETIES AND ASSOCIATIONS

Double amendments, *HB 343, CH. 9

State capitol museum, fund raising, gift, bequest acceptance, limits, removed, SUB HB 515

HODGES, DON

State parks and recreation commission, member, GA 115 p. 86

HOGAN, JAMES S.

Central Washington University, board of trustees, member, GA 178, confirmed pp. 1470,1756,1783

HOLIDAYS

Columbus Day, recognized, not legal holiday, *HB 65, CH. 77

School, human relations day, Martin Luther King, Jr., birthday, January 15th, SB 2235

HOLLANDER, M. G.

Community college district 21, board of trustees, member, GA 149, confirmed pp. 94,241,273

HOLMES, BERT

Board of pilotage commissioners, member, GA 75, confirmed pp. 49,315,333

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

HOME RULE

- Charter, framing, alternative methods, provisions, SUB HJR 7
- Counties, municipal corporations, powers, granted, SJR 114, SUB SJR 114
- Local government, clarified, *SUB HB 76, CH. 194X
- Study, joint legislative committee, appointment, hearings, report, *SUB HB 76(a), CH. 194X

HOMEMAKER/HOME HEALTH SERVICES

- Services, eligibility, rights, protections, revisions, SB 2475

HOMEMAKERS

- Displaced homemaker act, enacted, two-year pilot project, established, *SB 2406, CH. 73
- Displaced homemaker act, enacted, two-year pilot project, established, appropriation, *SB 2406, CH. 73

HOMES (See also MOBILE HOMES)

- B&O tax, condominiums, cooperative housing, maintenance fees, contract services, purchased, deduction, permitted, SUB HB 958
- B&O tax, condominiums, cooperative housing, maintenance fees, exclusion, *SUB HB 302(a), CH. 196X
- B&O tax, homeowners associations, definition, SB 2781
- Floating home landlord-tenant act, enacted, moorages, legal rights, SB 2850, SUB SB 2850
- Floating home landlord-tenant act, enacted, moorages, legal rights, VETOED, *SUB HB 1308(a), CH. 186X, P.V.
- Floating, used, resale, rentals, sale, use tax exemption, real estate excise tax, redesignated real property tax, certificate of ownership, issuance, SUB HB 200
- Force, property protection, permission, *HB 307(a), CH. 244X
- Heat, wood, natural gas, facilitated, SB 3087
- Heat, wood, natural gas, heating oil, propane, facilitated, SUB SB 3087
- Homeowners associations, residential, definition, SB 2781
- Mobile, parks, senior citizens, housing authorities, projects, provisions, SB 2010
- Tax relief, real property, residences, certain, legislative powers, expanded, SJR 113

HOOD CANAL

- Ferry system, employees, personnel policies, civil service regulations, modified, SUB SB 2477
- Ferry system, operating expenses, bridge destruction, provisions, SUB HB 1307
- Toll bridge, destruction, interim service, replacement authority, procedures, appropriation, *SUB HB 1033, CH. 27
- Toll bridge, destruction, interim service, restoration, facilitated, *SUB SB 2958, CH. 84X
- Toll bridge, employees, authority, transferred, DOT, SB 2477

HORN RAPIDS

- Toll bridge, bond issuance authority, necessary highway improvements, appropriation, SB 3034, *SUB SB 3034, CH. 212X

HORSES

- Cattle, markets, public, license fee, determination, *HB 229, CH. 91X

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

HORSES—cont.

- Damage, injury, destruction, penalty, revised, *SUB SB 2142, CH. 145
- Damage, injury, penalty, revised, SB 2142
- Parimutuel wagering, sales tax, imposed, *SUB HB 302(a), CH. 196X
- Racing, betting receipts, distribution, commission payment percentage, SB 2275, *SUB SB 2275, CH. 31
- Trails, paths, improvement funds, mandatory minimum expenditure, established, *HB 750, CH. 121X

HORTICULTURE

- Nuisance lawsuits, agricultural activities, protection, *SB 2180, CH. 122

HOSPITALS

- Construction projects, certain, sales and use tax deferrals, provisions, SB 2614
- Convulsive treatment, regulated, SB 3089
- Crime victims, costs, certain, charged, local government, SB 2414, SUB SB 2414
- Death certificate, signature, time limit, set, *SUB HB 262, CH. 162X
- Discrimination, unfair practice, protection sensory, mental, physical handicaps, extended, appropriation, *SUB HB 480(a), CH. 127
- Districts, nursing home construction authority, *SUB SB 2532, CH. 155X
- Districts, property, mortgage permitted, facilities construction purposes, provisions, *SUB SB 2532, CH. 155X
- Districts, territory, annexation, debt assumption, mortgage authority, *HB 933, CH. 143X
- Drugs, B&O tax, exclusion, SB 3124, SUB SB 3124, *SUB HB 302(a), CH. 196X
- Emergency medical services, programs, development, administration, planning, inspection, licensing, training, revisions, appropriation, SB 2308, *SUB SB 2308, CH. 261X, P.V.
- Emergency medical services, regions, councils, designated, VETOED, SB 2308, *SUB SB 2308, CH. 261X, P.V.
- Home health agencies, licensed, SB 2239
- Insurance, group disability, health care services, mental disorders, care, coverage, required, SB 2491
- Insurers, health care professionals, attorney associations, definition exclusion, self-insurance, permitted, SB 2259
- Medical malpractice, children, certain, statute of limitations, revisions, SB 2228
- Medical malpractice, professional review board, records, members, staff, not subject, subpoena, discovery proceedings, HB 388, *SB 2221, CH. 17
- Mental disorders, insurance, group disability, health care services, coverage, required, SB 2491
- National health planning and resources development act of 1974, implemented, council, created, *SUB HB 249, CH. 161X
- Natural death act, enacted, *SUB HB 264, CH. 112
- Northern state, jurisdiction transferred, social and health services department, SB 2749, SUB SB 2749
- Northern state, jurisdiction transferred, social and health services department, section 199, VETOED, *HB 516, CH. 270X, P.V.
- Prescription drugs, patients' use, sales, B&O tax funds, deduction, authorized, SB 2152
- Title only, SB 2554

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

HOSPITALS—cont.

Title only, commissions, SB 2536

Title only, districts, SB 2532

Trustees, county, travel expenses, reimbursement, *HB 862, CH. 17X

Uniform brain death act, enacted, SB 2170

HOSTAGES

Law enforcement officers, emergencies, telephone lines diversion, permitted, SB 2028, *SUB SB 2028, CH. 28

HOSTELS

Property tax, exemption, SB 3018

HOT PURSUIT

Drivers, motor vehicles, noncompliance, law enforcement order to stop, penalty, *SB 2468, CH. 75X

HOTELS

Discrimination, unfair practice, protection, sensory, mental, physical handicaps, extended, appropriation, *SUB HB 480(a), CH. 127

Labor-management act, enacted, SB 2011

Transient accommodations, fire safety standards, license requirements, SB 2783

HOUSEBOATS

Floating home landlord-tenant act, enacted, moorages, legal rights, SB 2850, SUB SB 2850

Floating home landlord-tenant act, enacted, moorages, legal rights, VETOED, *SUB HB 1308(a), CH. 186X, P.V.

HOUSEHOLDER

Definition, single persons, personal exemption purpose, inclusion, SB 2217

HOUSING AND HOUSEHOLDS

Building code, state, handbook, reference, updated, *SB 2474, CH. 76X

Building code, state, updated, SUB HB 541

Floating home landlord-tenant act, enacted, moorages, legal rights, SB 2850, SUB SB 2850

Floating home landlord-tenant act, enacted, moorages, legal rights VETOED, *SUB HB 1308(a), CH. 186X, P.V.

Floating homes, detached buildings, used, resale, rental, sales, use tax exemption, real estate excise tax, redesignated real property tax, SUB HB 200

Housing finance commission, created, powers, duties, low-income persons, priority guidelines, appropriation, SUB HB 20

Migrant labor, Yakima county, continued, fees, authorized, jurisdiction, transferred, employment security, appropriation, HB 672, *SB 2630, CH. 79X

Mobile homes, lots, recreational seasonal use, mobile home landlord-tenant act, exempt, HB 638

Mobile homes, parks, senior citizens, certain, poor, infirm, housing authorities, projects, provisions, *SUB SB 2010, CH. 187X

Mobile homes, parks, senior citizens, housing authorities, projects, provisions, SB 2010

Mobile homes, rental agreements, terms, conditions, revisions, *SUB HB 1308, CH. 186X, P.V.

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

HOUSING AND HOUSEHOLDS—cont.

- Mobile homes, rental, lease, certain, retail sales tax, exemption, SB 2929
- Mobile homes, rental, lease, certain, sales, use tax, exemption, real estate excise tax, applied, certificate of ownership, issuance, *SUB SB 2929, CH. 266X
- Mobile homes, resale, certain, real estate sales tax, applied, provisions, SB 2193
- Mobile homes, used, resale, sales, use tax, exclusion, real estate excise tax, redesignated real property tax, ownership certificate, issuance, SUB HB 200, SB 2929
- Mobile homes, used, resale, sales, use tax, exemption, real estate excise tax, applied, certificate of ownership, issuance, *SUB SB 2929, CH. 266X
- Rental agency act, enacted, SB 2153
- Rent regulation, prohibited, SB 2624
- Title only, SB 2534
- Trespass, detention allowed, motor vehicle, seizure and forfeiture, procedure, provisions, SUB HB 562

HOUSING AUTHORITIES

- Counties, except class AA, joint, with cities, authorized, provisions, SUB SB 3140
- Counties, first class, joint, with cities, authorized, provisions, SB 3140
- Living accommodations, senior citizens, certain, poor, infirm, provisions, *SUB SB 2010, CH. 187X
- Living accommodations, senior citizens, certain, provisions, SB 2010
- Mobile homes, parks, senior citizens, certain, poor, infirm, housing authorities, projects, provisions, *SUB SB 2010, CH. 187X
- Mobile homes, parks, senior citizens, housing authorities, projects, provisions, SB 2010

HUBBARD, VAUGHN

- State transportation commission, member, GA 87, confirmed pp. 51,228,334

HUFF, KATHERINE LOUISE

- Commutation life sentence, governor's message pp. 893-894

HUGHES, JAMES T.

- Department of labor and industries, director, GA 173, confirmed pp. 763,2160,2332

HULK HAULERS

- Motor vehicles, abandoned, rights, duties, penalties, provisions, *SUB HB 755, CH. 178X
- Registered disposers, licensing requirements, *SUB HB 755, CH. 178X

HUMAN REMAINS

- Eyes, embalmers, removal, authorized, *SB 2121, CH. 37
- Eyes, embalmers, removal, permitted, SB 2081
- Funeral arrangements, customer information, certain, required, *SB 2385, CH. 62X

HUMAN RIGHTS AND HUMAN RIGHTS COMMISSION

- Civil rights, convicted persons, final discharge, restoration, SUB HB 19
- Commitment, civil, procedures modified, SB 2415
- Commitment, treatment, mentally ill, provisions, *SUB SB 2415, CH. 215X

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

HUMAN RIGHTS AND HUMAN RIGHTS COMMISSION—cont.

- Discrimination, unfair practice, protection, sensory, mental, physical handicaps, extended, appropriation, *SUB HB 480(a), CH. 127
- Minority businesses, public works contracts, revisions, SB 2572
- Natural death act, enacted, *SUB HB 264, CH. 112
- Retirement, mandatory, public employees, under age 70, prohibited, *SB 2506, CH. 159X
- Search warrants, homicides, felonies, use limited, HB 427
- Uniform brain death act, enacted, SB 2170

HUNTING

- Beavers, trapping, tag requirement, eliminated, license fee, increased, SB 3011
- Deer, season, established, SB 2737
- Game, enforcement, transferred, state patrol, SB 2476
- Licenses, fees, retained, issuing persons, increased, SB 2758, *HB 44, CH. 3X
- Licenses, obtained by fraud, gross misdemeanor, SB 2315, *HB 330, CH. 127X
- Upland game birds, season, established, SB 2737
- Vehicles, wildlife population control, permits, authorized, SB 2322

HUSON, ROBERT

- Commutation life sentence, governor's message pp. 894-895

HYDROELECTRIC FACILITIES (See also ELECTRICITY; also PUBLIC UTILITIES; also UTILITIES)

- Energy facilities, nonfunctional, noncompliance, decommission, guidelines, develop, siting council, directed, HB 599
- Irrigation districts, power generation, authorized, powers, duties, modified, SB 3033, SUB SB 3033, 2nd SUB SB 3033
- Title only, small stations, licensing, SB 2986

IDENTIFICATION

- Licenses, drivers, picture ID provided during renewal period, *SB 3077, CH. 87X

IMMIGRATION

- Officers, arrest authority, *HB 307(a), CH. 244X

IMMUNITY - LEGAL

- Arson reporting immunity act, enacted, insurer immunity, provisions, SUB HB 748, *SB 2727, CH. 80X
- Cemetery boards, members, good faith acts, *SUB HB 82, CH. 21
- Food donation, donor's, nonprofit donee distributors, liability, government inspection, regulation, state information, referral service, *SB 2147, CH. 115
- Governmental, provisions, modified, SB 2246
- Information, certain, persons, giving to public officials, granted, SB 2771, SUB SB 2771

IMMUNIZATION

- Children, required, religious beliefs, exemption, provisions, SB 2241
- Children, required, religious beliefs, exemption, provisions, DSHS appropriation, *SUB HB 502, CH. 118X

IMPACT STATEMENTS

- Environmental, highways, requirement, repealed, *HB 26, CH. 7

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

IMPEACHMENT

Unicameral legislature, authority, senators, SJR 106

IMPORTERS.

Fireworks law, state, enacted, SB 2878

IMPOUNDING

Motor vehicles, abandoned, removal, private property, procedures, established, SUB HB 451, SB 2377

Motor vehicles, abandoned, rights, duties, penalties, provisions, *SUB HB 755, CH. 178X

Motor vehicles, trespass, private property, detention, seizure and forfeiture, procedure, provisions, SUB HB 562

Registered disposers, licensing requirements, *SUB HB 755, CH. 178X

INCEST

Victims of sexual assault act, enacted, appropriation, *2nd SUB HB 418, CH. 219X

INCOME AND LOW INCOME

Fraudulent claims, health care providers, services, public assistance recipients, indigent persons, prohibited, SB 2337, *SUB SB 2337, CH. 152X

Housing finance commission, created, powers, duties, low income persons, priority guidelines, appropriation, SUB HB 20

Indigent children, EPSDT program, DSHS, provisions, SB 2670

Judges, retired, employment, redefined, SB 2860

Public assistance, eligibility standards, payment levels, modified, SB 2113

Senior citizens, local governmental entities, preferential rates, services, authorized, SB 2079

Senior citizens, low income, local governmental utility services, reduced rates, permitted, *SB 2077, CH. 116

Tax revenues, state, increases not to exceed total growth rate, state personal income, provisions, INITIATIVE 62

Unemployable persons, employment security department, definition, expanded, SB 2433

Unemployable persons, general assistance, resource exemptions, established, authorized, SB 2100

INCOMPETENTS

Marital communications, privileged status, involuntary commitment proceedings, not applicable, SB 2409

Medical treatment, emergency, standby guardians, consent authority, *SB 2178, CH. 32

INDERMUHLE, MARTHA

Community college district 16, board of trustees, member, GA 141, confirmed pp. 92,239,270

INDIANS

Cigarettes, sales tax, certain, repealed, SB 2625

Fishing treaty issues, U.S. supreme court, speedy resolution, petitioned, SJM 105

Parent-child relationship, termination procedures, Indian tribe membership, guardianship status establishment, general provisions, SUB HB 1261

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

INDIANS—cont.

- "People's lodge", regional Indian facility, bond issue, language, amended, SB 2773, *SUB HB 907, CH. 246X
- "People's lodge", regional Indian facility, bond issue, language, amended, funding limitation, property transfer provision, SUB SB 2773
- Procedures for families in conflict, crisis intervention services, custody, detention, court records, DSHS appropriation, *SUB SB 2768, CH. 155, P.V.
- Steelhead, sales, transactions, between treaty Indians only, SB 2876
- Title only, SB 2523
- Water supply facilities, improvements, bonds authorized, state finance committee, referendum provision, SB 2639, *SUB SB 2639, CH. 234X

INDUSTRIAL INSURANCE

- Agricultural employees, coverage, expanded, SB 2596
- Benefits, adjustment provisions, SB 2580, *HB 754, CH. 108
- Benefits, death, disability, annual adjustments, *SB 2402, CH. 231X
- Benefits, permanent partial disability, increased, SB 2488, *HB 612, CH. 104
- Benefits, reduction, because of federal social security benefits, time frame, other provisions, prescribed, SB 2317, *SUB SB 2317, CH. 151X
- Commuter ride sharing, course of employment, exclusion, *SUB HB 96, CH. 111
- Corporate officers, directors, individual noncorporate joint venturers, exclusion, permitted, SB 2072
- Corporate officers, members, coverage, withdrawal, allowed, *SUB HB 92, CH. 128
- Ferries, state system, personnel policies, civil service regulations, modified, SUB SB 2477
- Inmates, employed, honor, labor, regional jail camps, coverage, *SUB HB 80, CH. 160X
- Juveniles, community service performance, coverage, fund establishment, provisions, SUB HB 1359
- Law enforcement, correctional personnel, injury, line of duty, special workers' compensation benefits, provisions, SB 2413
- Overpayment recovery, disability benefits, authorized, *SB 2402, CH. 231X
- Private companies, issuance, authorized, general provisions, SB 2219
- Rehabilitation center, persons, any, use, SB 2938, *HB 888, CH. 42X
- Self-insurance, certain employers, allowed, SB 2151
- Title only, SB 2835, SB 2836
- Title only, workers' compensation, SB 2911

INDUSTRIAL PROPERTY

- Port districts, industrial development levies, revisions, SB 2195

INDUSTRIAL WELFARE

- Minors, employment, permit required, 12 month limit, not allowed to work during labor dispute, SB 2592
- Workers' compensation, private companies, issuance, authorized, general provisions, SB 2219

INDUSTRY

- Industrial loan companies, restrictions, modified, SB 2276

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

INFORMATION

- Customers, funeral arrangements, required, *SB 2385, CH. 62X
- Personal, held by government agencies, protection, provisions, SB 2383
- Recreation, parks, guide, comprehensive, interagency committee on outdoor recreation, production, *SB 2736, CH. 24X
- Retirement systems department, integrated system, development, appropriation, *SUB HB 1064, CH. 247X
- Taxpayers, applications, reports, returns, confidentiality, provisions, SB 2664
- Transportation department, financial records, bids, public disclosure, exemption, SB 2756

INITIATIVE MEASURE 61

- Returnable beverage container act, enacted, INITIATIVE 61
- Transmittal pp. 521,690

INITIATIVE MEASURE 62

- Tax revenues, state, increases not to exceed total growth rate, state personal income, provisions, INITIATIVE 62
- Transmittal pp. 191-194

INITIATIVE MEASURE 350

- Validity question, school districts, funds expenditure, prohibited, SB 2292

INITIATIVES AND REFERENDUMS

- Handicapped facilities, bonds, issuance, bond anticipation notes, authorized, bond redemption fund, created, appropriation, referendum provision, *SUB HB 740, CH. 221X
- Initiative measure 350, validity question, school districts, funds expenditure, prohibited, SB 2292
- Returnable beverage container act, enacted, INITIATIVE 61
- Tax revenues, state, increases not to exceed total growth rate, state personal income, provisions, INITIATIVE 62

INJUNCTIONS

- Art work, author, damages, sue, injunctions, rights, provisions, SB 3012
- Energy facility site location process, revisions, NPDES permits, provisions, penalties, SB 2432, *SUB HB 328, CH. 41
- Franchise investment protection act, enforcement mechanisms, investigations, injunctions, cease and desist orders, established, SUB HB 436, SB 2306, *SUB SB 2306, CH. 13X

INJURY

- Cases, health care, evidence, likely future compensation, SB 2222
- Dogs, theft, concealment, prohibited, gross misdemeanor, SB 2215
- First aid, training, employees, certain, schools, school district offices, required, SB 2057
- Industrial insurance, benefits, permanent partial disability, increased, SB 2488, *HB 612, CH. 104
- Law enforcement, correctional personnel, line of duty, special workers' compensation, provisions, SB 2413
- Motor vehicles, accidents, runaway car, last driver, certain duties, established, HB 814
- Product liability act, enacted, SB 3073

- * Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

INJURY—cont.

- Torts, governmental units, certain, affirmative defenses, provisions, SB 2875
- Torts, local governments, judgments against, modified, SB 2683
- Torts, product liability, general revisions, appropriation, SB 2333(a)
- Torts, product liability, modified, SB 2333
- Torts, product liability, modified, affirmative defenses, established, SUB SB 2333
- Torts, product liability, modified, affirmative defenses, established, appropriation, 2nd SUB SB 2333
- Workers' compensation, adjustment provisions, SB 2580, *HB 754, CH. 108
- Workers' compensation, private companies, issuance, authorized, general provisions, SB 2219

INSECTS

- Pesticides, application, agriculture department director, rules adoption, required, licensing, examination, certification requirements, *SUB SB 2265, CH. 92
- Pesticides, application, restricted use definition, restated, *SUB SB 2265, CH. 92
- Pesticides, application, revisions, SB 2265
- Pesticides, control, revisions, SB 2255
- Pesticides, registration, federal compliance, revisions, *SUB SB 2255, CH. 146

IN-SERVICE TRAINING ACT

- School districts, task forces, certificated teachers, membership, provision, SUB HB 363, SB 2641

INSPECTIONS

- Docks, commercial, labor and industries department requirements, warrant, certification, penalty, appropriation, SUB SB 2969
- Feed lots, license, inspection fees, increased, brand inspection, required, *HB 230, CH. 81
- Food donation, donor's, nonprofit donee distributors, liability, government inspection, regulation, state information, referral service, *SB 2147, CH. 115
- Public disclosure act, records, certain, inspection, copying, exemption, SB 3136, SUB SB 3136
- Safety, life, health, annual, schools, required, appropriation, SB 2127
- School districts, public, private, fire marshal, plan reviews, construction inspections, fire prevention, mandated, fee imposition, allowed, SB 2325
- Torts, governmental units, certain, affirmative defenses, provisions, SB 2875
- Vehicle emissions, control, inspection, *SUB HB 298, CH. 163X
- Vessels, passenger-carrying, licensing, navigation rules, labor and industries regulation, inspection fees, established, SB 3100, *SUB SB 3100, CH. 74
- Weed inspectors, powers, enlarged, SB 2471

INSTALLMENT SALES

- Insurance policies, personal property loss, service, repair coverage, SB 2730, *HB 588, CH. 138
- Property, personal, withholding, unlawfully, installment contracts, default, felony, provisions, SB 3125
- Small loan act, redesignated consumer finance act, regulating provisions, modified, *SB 2233, CH. 18

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

INSTITUTES

Institute of forest products, abolished, duties transferred, institute of forest resources, *HB 585, CH. 50

INSTITUTIONS

Adult corrections services, community colleges, authorized, tuition, fees, charging, allowed, *SUB SB 2250, CH. 226X

Bonds, community college education board, issuance, bond anticipation notes, authorized, *SUB SB 2250, CH. 226X

Bonds, community college education board, issuance, bond anticipation notes, authorized, bond retirement fund, created, SB 2250

Bonds, higher education, issuance, bond anticipation notes, authorized, bond retirement fund, construction account, created, *SUB SB 2964, CH. 253X

Bonds, higher education, issuance, bond anticipation notes, authorized, *SUB SB 2243, CH. 223X

Bonds, higher education, issuance, bond anticipation notes, authorized, bond retirement fund, created, SB 2243

Bonds, jail facilities, issuance, bond anticipation notes, authorized, jail renovation bond retirement fund, created, SB 2505

Bonds, social and health services department, facilities, issuance, bond anticipation notes, authorized, bond redemption fund, created, SB 2251, *SUB SB 2251, CH. 252X

Bonds, Washington state university, issuance, bond anticipation notes, authorized, bond retirement, created, SB 2248

Commitment, treatment, mentally ill, provisions, *SUB SB 2415, CH. 215X

Convulsive treatment, regulated, SB 3089

Corrections, contraband, controlled substances, residents, others, unauthorized possession, felony, *SB 2021, CH. 121

Criminal records privacy act, administration, dissemination, disclosure procedures, modified, *HB 571, CH. 36X

Developmentally disabled persons, DSHS services, costs, payment from residents' trust funds, required, SUB HB 858, SB 2662

Educational services registration act, enacted, certain private institutions, regulation, registration purposes, SB 2434, *SUB SB 2434, CH. 188X

Escapees, criminal justice costs, political subdivisions, reimbursement, institutional impact account, created, *SUB HB 144, CH. 108X

Higher education, certain, capital construction projects, dollar amount, without public bid, increased, SB 2194

Higher education, certain, capital construction projects, minimum bid requirement, *SUB SB 2194, CH. 12X

Hiring freeze, governor's order, state institution, specific reference required, SB 2093

Home health agencies, licensed, SB 2239

Inmates, honor, labor, regional jail camps, industrial insurance coverage, *SUB HB 80, CH. 160X

Jail facilities, general obligation bonds, bond anticipation notes, issuance, authorized, account, fund, created, *SUB SB 2505, CH. 232X

Jails, joint legislative committee, created, physical plant, custodial care, analyze, directed, SUB SCR 103

Juvenile, parental support, assessments, provisions, SB 2606

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

INSTITUTIONS—cont.

- Juvenile, parental support, required, SUB HB 340, SB 2742
- Law enforcement activities, counties, related to state residential, mental, correctional facilities, assistance grants, DSHS, appropriation, SB 2628
- Law enforcement, correctional personnel, injury, line of duty, special workers' compensation benefits, provisions, SB 2413
- National health planning and resources development act of 1974, implemented, council, created, *SUB HB 249, CH. 161X
- Northern state hospital, jurisdiction transferred, social and health services department, SB 2749, SUB SB 2749
- Northern state hospital, jurisdiction transferred, social and health services department, section 199, VETOED, *HB 516, CH. 270X, P.V.
- Prisoners, county, certain, confinement, state institutions, reimbursement, modified, *SB 2399, CH. 147
- Prisoners, custodial care standards, adoption procedures, modified, *SB 2399(a), CH. 147
- Prisoners, rehabilitation, commercial enterprises, institutional facilities, authorized, annual report to legislature, required, *SUB HB 80, CH. 160X
- Residential schools, program of education, furnished by school district, *SB 3117, CH. 217X
- Title only, SB 2540

INSTRUCTIONAL MATERIALS

- Bilingual instruction act, enacted, appropriation, SB 2149
- Educational service districts, loans, private schools, cost-reimbursement basis, authorized, SB 2076
- Transitional bilingual instruction act, enacted, appropriation, *SUB SB 2149, CH. 95

INSTRUMENTS

- Forest land, classified, sale, tax lien attachment provision, noncomplying conveyance instrument, auditor acceptance, prohibited, SUB HB 810
- Musical, equipment, employee-musician, employer, defined, damaged, stolen, liability, established, SB 2687
- Musical, equipment, employee-musician, employer, defined, damaged, stolen, strict liability, established, SB 2680
- Negotiable, stop-payment order, fraudulent, protecting against, penalties, SUB HB 644

INSURANCE AND INSURANCE COMMISSIONER (See also INDUSTRIAL INSURANCE)

- Abstracts, driving, permissible uses, modified, SB 2654
- Abstracts, speeding violations, certain, parking violations, excluded, SUB SB 2418
- Agents, brokers, licensing, continuing education, minimum requirements, commissioner establishment, authorized, SB 2332, *HB 845(a), CH. 269X
- Agents, brokers, licensing, education, minimum requirements, as required by commissioner regulations, SB 2332, SB 2646, *HB 845, CH. 269X
- Agents, brokers, services beyond customary scope, arrangements, compensation, commissioner authorization, permitted, SUB HB 779, SB 2650, *SUB HB 1121, CH. 199X, P.V.
- Ambulance, operators, prepaid services, permitted, SB 3017

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

INSURANCE AND INSURANCE COMMISSIONER (See also INDUSTRIAL INSURANCE)—cont.

- Annuity payments, premium tax exclusion, *SB 2508, CH. 233X
- Arson reporting immunity act, enacted, insurer immunity, provisions, SUB HB 748, *SB 2727, CH. 80X
- Associations, members, group life, authorized, definition, regulation, *SUB HB 1018, CH. 44X
- Automobile, cancellation reason, notice, renewal, refusal, SB 2650, *SUB HB 1121, CH. 199X, P.V.
- Bank commission, state, created, powers, duties, bank of Washington, management, control operation, penalties, SB 2770
- Board, state employees, membership, revised, *SUB HB 729, CH. 125
- Board, state employees, panel medicine plan, health maintenance organizations, certain, inclusion, SB 2581
- Board, state employees, panel medicine plan, higher payment, employees' contributions, increase, authorized, SB 2582, *SUB HB 729, CH. 125
- Board, state employees, programs, self-funding, permitted, SB 2581
- Brokers, surplus line, licenses, annual renewal date, commissioner, authority, granted, SB 2728
- Brokers, surplus line, licenses, renewal, pro-rate fee, SB 2647, *SUB HB 459, CH. 130X
- Charitable gift annuities, business, educational, religious, scientific, insurance exemption, SB 2992
- Charitable gift annuities, colleges, universities, certain, issuance, assets, gift exchange, authorized, insurance code, security act, exclusion, SB 2856, *HB 795, CH. 130
- Charitable gift annuities, exempted insurers, institutions, certain, issuance, assets gift exchange, authorized, security act, exclusion, *HB 795(a), CH. 130
- Commissioner, salary increased, *SUB SB 3008, CH. 255X
- Committees, advisory, consumer, industry input, regulatory problems, appointment, travel reimbursement expenses, provisions, SUB HB 779, SB 2653
- Companies, capital surplus requirements, modified, SB 2656
- Companies, examination costs, examiners' salaries, benefits, inclusion, per diem travel salary, establishment, provisions, *SUB HB 546, CH. 35X
- Companies, insurers, examination, examiner expenses, travel, salary, benefits, reimbursement, provisions, SB 2649
- Companies, life, subsidiary ownership, not prohibited, *SUB HB 1121, CH. 199X, P.V.
- Contractors, registration requirements, provisions, surety bond, liability insurance, do not constitute compliance, HB 721
- Contracts, agents, brokers, temporary, licenses, provisions eliminated, SB 2330
- Contracts, mortality tables, interest rates, prescribed, females, risk, calculation age, changed, reserves, annuities, endowments, certain, defined, *HB 735, CH. 157, P.V.
- Discrimination, unfair practice, protection, sensory, mental, physical handicaps, extended, appropriation, *SUB HB 480(a), CH. 127
- Employee welfare trust funds, regulations, repealed, SB 2651, *HB 455, CH. 34X
- Escrow agents, bonding requirements, modified, *SB 2305, CH. 70
- Escrow officers, examination, standards, set, SUB HB 105

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(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

INSURANCE AND INSURANCE COMMISSIONER (See also INDUSTRIAL INSURANCE)—cont.

- Fire marshal, fire data, collection, analysis, reporting requirements, DNR, shared duties, forest fires, SB 3132
- Fireworks law, state, enacted, SB 2878
- Health care service contractors, disclosure, regulations, directorship, consumer members, SB 2731
- Health care services, access, quality, regulated, revisions, SB 2920
- Health care services, contracts, understandable language, cancellation, written notice, reasons, libel, slander immunity, *SUB HB 109, CH. 133
- Higher education, students, trustees, employees, provisions, prior double amendment, reenacted, *SB 3115, CH. 88X
- Insurers, automobiles, policy renewal, refusal, limitations, SB 2029
- Insurers, domestic, stock, owners, certain, business dealings, same insurer, prohibited, SB 2650
- Insurers, examination, commission review, independent CPA audit, reliance allowed, SB 2760, *HB 602, CH. 139
- Insurers, health care professionals, attorney associations, definition exclusion, self-insurance, permitted, SB 2259
- Insurers, legal action, service of process, fee, increased, SB 2648
- Insurers, life, subsidiary ownership, authorized, SB 2647, *SUB HB 459, CH. 130X
- Insurers, suits against, legal process, service, commissioner designated, fee increased, SB 2650, *SUB HB 1121, CH. 199X, P.V.
- Insurers, unauthorized, service of process, revisions, SB 2901
- Local government, direct negotiation, allowed, SB 2903
- Local government, pooling, self-insurance, allowed, SJR 121
- Malpractice, professional, attorneys, health care professionals, self-insurance, provisions, VETOED, *SUB HB 1121(a), CH. 199X, P.V.
- Mental disorders, group disability, health care services, coverage, required, SB 2491
- Motor vehicles, liability, requirements, SB 3013
- Motor vehicles, local government, general administration, risk management office, will contract, required, appropriations, SB 3036
- Motor vehicles, sale, offer to sell, rules, regulations, licensing department, SUB SB 2209
- Motor vehicles, underinsured, hit-and-run, coverage, permitted, SUB HB 103
- Motor vehicles, underinsured, uninsured, coverage, provisions, SB 2859
- Motor vehicles, underwriting criteria, disclosure, required, SB 2150
- Negotiation, direct, local governments, allowed, SB 2903
- Operators, motor vehicles, financial responsibility, minimum limits, raised, SB 2162
- Operators, motor vehicles, financial responsibility, minimum limits, raised, general revisions, SB 2056
- Personal lines, contract terms, termination, revisions, SB 3103
- Policies, cancellation, premium refunds, renewal notice requirements, funeral expense set aside, SB 2650, *SUB HB 1121, CH. 199X, P.V.
- Policies, certain, understandable language, cancellation, written notice, reasons, libel, slander immunity, *SUB HB 109, CH. 133

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(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

INSURANCE AND INSURANCE COMMISSIONER (See also INDUSTRIAL INSURANCE)—cont.

- Policies, countersignature requirement, removed, SB 2652
- Policies, countersignature requirement, repealed, SB 2647, *SUB HB 459, CH. 130X
- Policies, special, personal property loss, service, repair coverage, SB 2730, *HB 588, CH. 138
- Premiums, insurers, certain, experience-premium studies, required, SB 2684
- Property, personal, real, sale, documents, preparation, persons, institutions, certain, permitted, SB 2583, *SUB HB 481, CH. 107X
- Records, retention requirements, SB 2647, *SUB HB 459, CH. 130X
- Records, retention schedule, commissioner, modified, SB 2655
- Risk management, local government, program development, institution, provisions, SB 2866
- Risk management, office, bonding requirements, modified, agents of state, claims, damages, inclusion, SB 2638
- Sales, practices, certain, prohibited, SB 2775
- School districts, ESD's, liability, purchase, risk management office, mandated, appropriation, SB 2426
- School districts, transportation, persons, by employees, district vehicles, provisions, SUB HB 440
- Self-insurance, local government, allowed, SB 2902
- Self-insurance, risk management, joint insurance, local governmental entities, authorized, *SUB HB 56, CH. 256X
- Self-insurance, safety, claims administration corporations, licensing, regulated, SB 3162
- Self-insurance, state, political subdivisions, provisions, insurance fund, created, SB 2520
- Small loan act, redesignated consumer finance act, regulating provisions, modified, *SB 2233, CH. 18
- Standard nonforfeiture law for individual deferred annuities, VETOED, *HB 735, CH. 157, P.V.
- Taxes, fees, refunds, time limits, set, SB 2647, *SUB HB 459, CH. 130X
- Title insurers, insurance law applicability, modified, SB 2423
- Title only, SB 2809, SB 2810, SB 3057
- Title only, motor vehicle, SB 2808
- Tortfeasors, contribution, apportionment, right, created, SB 2677
- Tort, product liability, general revisions, appropriation, SB 2333(a)
- Tort, product liability, modified, SB 2333
- Tort, product liability, modified, affirmative defenses, established, SUB SB 2333
- Tort, product liability, modified, affirmative defenses, established, appropriation, 2nd SUB SB 2333
- Transient accommodations, fire safety standards, license requirements, SB 2783
- Unemployment compensation, disqualifications, modified, SB 2578
- Water wells, operators, contractors, modified, SB 3035
- WSU extension service, employees, federal civil service status, state employees insurance, health care plans, exclusion, *HB 691, CH. 9X

INTEREST AND USURY

- Execution, redemption, sales, liens, obligation, provisions; modified, SB 3024

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

INTEREST AND USURY—cont.

- Farm cooperative loans, B&O tax, exclusion, SB 2521, SB 3124, SUB SB 3124, *SUB HB 302(a), CH. 196X
- Loans, certain usury, exempted, SB 2897
- Loans, transactions, certain, rate, increased, SB 2764
- Local improvement districts, assessments, collection provisions, modified, SB 3088
- Motor vehicles, proportional, reciprocal, registration, delinquent fees, interest rate, increased, *HB 196, CH. 149X
- State obligations, required, SB 2238, SUB SB 2238
- Tax, excise, overpayments, refund period extended, rate, increased, HB 325
- Tax, property, delinquent, interest rate, compounded annually, SB 2665
- Tax, property, delinquent, rate increased, SB 2009
- Tax, property, delinquent rate increased, sale, grace provisions, SUB HB 10
- Transactions, commercial, not subject to usury laws, limit, maximum reduced, SB 3071

INTERLOCAL COOPERATION ACT

- Agencies, public, parks, recreation, sewer, sewerage, water districts, definition, modified, *SUB SB 2118, CH. 36
- Agencies, public, sewer, sewerage improvement districts, definition, inclusion, SB 2118
- Justice court filing fees, negotiation between cities and counties, allowed, arbitration requirement, *HB 424, CH. 129X

INTERNATIONAL REGISTRATION PLAN

- Trucks, fees, provisions, SB 2658, SUB SB 2658

INTERNATIONAL TRADE

- Chinese delegation, welcomed, SCR 108
- Hazardous materials, interstate, international commerce, placard system, improved, federal government, provide, SJM 109

INTERNATIONAL YEAR OF THE CHILD

- Children and families joint legislative task force, established, SCR 107
- Children and families joint legislative task force, established, expenditure limitation, DSHS review, provisions, SUB HCR 6

INTERSTATE COMMERCE

- Cab cards, single, weight, special permits, deleted, HB 167
- Recreational campers, purchase, nonresident, use, certain, exempt, sales tax, HB 1317
- Use tax, exemptions, modified, HB 296
- UTC, study, freight amounts, interstate, intrastate, empty backhaul, inquiry limited to weigh stations, SB 2927

INTERSTATE COMPACT ON JUVENILES

- Runaway youth, revisions, SB 3014, SUB SB 3014

INTERSTATE 90

- Completion, Seattle-Bellevue area, general obligation bonds, authorized, DOT appropriation, *SUB HB 1032, CH. 180X

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

INTRASTATE CARRIERS

Intrastate air carriers, legislative transportation committee, study, appropriation,
*SUB HB 1031, CH. 192X

INTRASTATE COMMERCE

Stevedoring, related activities, excise tax imposed, SUB HB 326, SB 2231
UTC, study, freight amounts, interstate, intrastate, empty backhaul, inquiry limited to weigh stations, SB 2927

INVENTIONS

Employees, agreements, certain terms, prohibited, SB 2420
Employees, agreements, certain terms, prohibited, disclosure procedures, provisions, SUB SB 2420
Employees, rights protection, SB 2629, SUB HB 725, *HB 668, CH. 177X

INVENTORIES

Equipment, state-owned, inventory control, authority transferred, office of financial management, *SB 2033, CH. 88

INVESTIGATION AND INVESTIGATORS

Controlled substances, dispensing, abuse, medical disciplinary, pharmacy boards, provisions, *SUB HB 624, CH. 119X
Criminal records privacy act, administration, dissemination, disclosure procedures, modified, *HB 571, CH. 36X
Franchise investment protection act, enforcement mechanisms, investigations, injunctions, cease and desist orders, established, SUB HB 436, SB 2306, *SUB SB 2306, CH. 13X
Organized crime advisory board, new name, membership, duties, meetings, fund, created, appropriation, SUB HB 1147
Private, regulated, SB 2607, SUB SB 2607
Search warrants, homicides, felonies, use limited, HB 427

INVESTMENTS

Banks, trust companies, holdings, small business investment companies stock, increase, authorized, HB 314, *SB 2479, CH. 124
Banks, trust companies, notes and debentures, conversion rights, SB 2741, *SUB HB 803, CH. 106
Banks, trust companies, real estate, amount increased, SB 2932, *HB 875, CH. 142
Banks, trust companies, stocks, authorized, unissued, purchases, state supervisor, approval, SB 2741, *SUB HB 803, CH. 106
Companies, takeover, regulated, SB 3093
Depositaries, public, revisions, SB 2636
Franchise, protection act, enforcement mechanisms, investigations, injunctions, cease and desist orders, established, SUB HB 436, SB 2306, *SUB SB 2306, CH. 13X
Funds, county treasurers, bankers' acceptances, authorized, SB 2274
Funds, county treasurers, bankers' acceptances, purchased on secondary market, authorized, *SUB SB 2274, CH. 57
Funds, deferred compensation, certain, allowed, HB 807
Funds, public, savings deposits, restrictions, *SB 2256, CH. 119

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

INVESTMENTS—cont.

- Funds, state, bankers' acceptances purchased on secondary market, authorized, *SB 2462, CH. 154X
- Insurance companies, capital surplus requirements, modified, SB 2656
- Investment advisory committee, membership qualification, *SB 2256, CH. 119
- Savings and loan deposit guaranty association, created, powers, duties, membership, SB 2635
- Securities, act, general revisions, *SB 2314, CH. 68X
- Securities, state-owned, state treasurer, authorized custodian, *SB 2256, CH. 119

IRRIGATION AND IRRIGATION DISTRICTS

- Audits, financial, state auditor, frequency, payment provisions, revised, *SB 2403, CH. 71
- Check issuance authority, directors, official duties, reasonable, *SUB HB 402, CH. 83
- Contracts, conflict of interest prohibition, exemption, *HB 48, CH. 4X
- Directors, per diem, increased, SB 2748, SUB SB 2748
- Drought, agricultural needs, facilities, DOE, alleviation projects, appropriation, SB 2504, *SUB SB 2504, CH. 263X, P.V.
- Family farm permits, marital community, each member, authorized, SB 2921
- Ground waters, public, withdrawal limitations, revised, firefighting, exempted, SB 2877
- Power generation, authorized, powers, duties, modified, SB 3033, SUB SB 3033, *2nd SUB SB 3033, CH. 185X
- Public waters, future use reservation, permit priority date, exclusive authority, *SUB HB 446, CH. 166X
- Rivers or lakes, future use reservation permit, flow and level protection, exclusive authority, *SUB HB 446, CH. 166X
- Subdivisions, water rights of way, required, prior to plat approval, SB 2933
- Title only, SB 2795
- Water projects development act, enacted, irrigation purposes, SB 2857
- Water rights, determination proceedings, scope, service of summons, fees, expenses, SB 2351, SUB SB 2351
- Water rights, determination proceedings, service of summons, withdrawal permits, procedures, DOE appropriation, *SUB SB 2794, CH. 216X
- Water rights, determination proceedings, statement of facts, notice to owners, procedural requirements, SB 2351, SUB SB 2351
- Water supply facilities, bonds, issuance, bond anticipation notes, authorized, bond redemption fund, created, referendum provision, SB 2639, *SUB SB 2639, CH. 234X

ISAKI, PAUL SHIGEMI

- Commission on Asian-American affairs, member, GA 13, confirmed pp. 34,184,211

ISRAEL

- Consul general Mordekhai Artzieli, presented p. 1212
- Dr. and Mrs. Charles Kaplan, presented p. 1212
- Sid Abrams, presented p. 1212

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(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

JACKSON, GARY L.

Washington state horse racing commission, member, GA 46, GA 157 pp. 42,156,225

JACKSON, REVEREND JESSE

Introduced, remarks by pp. 204-205

JAGER, HEINZE

Deportation, Switzerland, governor's message pp. 897-898

JAILS

Adult corrections services, community colleges, authorized, tuition, fees, charging, allowed, *SUB SB 2250, CH. 226X

Alcohol, drug related traffic offenders, evaluation, treatment program, participation, requirements, development criteria, sentencing provisions, *SUB HB 665, CH. 176X

Commission, powers, duties, membership, revised, *SUB SB 2505(a), CH. 232X

Commission, powers, duties, revised, *SUB SB 2505, CH. 232X

Committee, legislative, joint, created, physical plant, custodial care, analyze, directed, SUB SCR 103

Deadly weapons, possession, detention facilities, prohibited, law enforcement officers, exempted, SB 2871

Drunk drivers, defined, standards established, mandatory one-day jail sentence, *SUB HB 665, CH. 176X

Escapees, criminal justice costs, political subdivisions, reimbursement, institutional impact account, created, *SUB HB 144, CH. 108X

Honor, labor, regional jail camps, employed inmates, industrial insurance coverage, *SUB HB 80, CH. 160X

Jail facilities, bond issuance, bond anticipation notes, authorized, jail renovation bond retirement fund, created, SB 2505

Jail facilities, general obligation bonds, bond anticipation notes, issuance, authorized, account, fund, created, *SUB SB 2505, CH. 232X

Prisoners, county, certain, confinement, state institutions, reimbursement, modified, *SB 2399, CH. 147

Prisoners, custodial care standards, adoption procedures, modified, *SB 2399(a), CH. 147

Title only, appropriation, SB 2965

Title only, jail standards, SCR 103, SCR 109

JOHNSON, C. J.

Washington State jail commission, member, GA 57, confirmed . . . pp. 44,872,908

JOHNSON, CHARLES L.R. (See also SERGEANT AT ARMS)

Retained, sergeant at arms, first extraordinary session, *SR 1979-54 . . . p. 1046

Sergeant at arms, nominated, elected, oath administered pp. 8-9

Sergeant at arms, senate chamber, adjoining rooms, furniture, equipment, good order, responsibility, *SR 1979-53 p. 1035

JOHNSON, DR. WALTER S.

State board for community college education, member, GA 151, confirmed . . pp. 94,156,208

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

JOHNSON, ROBERT M.

Emergency medical and ambulance review committee, member, GA 39, confirmed pp. 40,190,216

JOINT RULES

Legislature, adopted, HCR 3, SCR 116

JOINT SESSIONS

Memorial services for deceased members pp. 668-671

State of the state, message, Governor Dixy Lee Ray pp. 138-142

JONES, SENATOR JOHN D.

National conference state legislatures, attendance authorized, regular per diem, actual expenses allowed, *SR 1979-53 p. 1035

Personal privilege, guests from Wales p. 2510

Remarks

Confirmation of Senator Newschwander to board of tax appeals pp. 2721,2724

SSB 2335 p. 604

JUDGES

Appeals court, election, terms of office, modified, SB 3102

Convicted persons, statement of facts, preparation, signature, provisions, parole board availability, SUB HB 51

Crime victims, compensation, proceeds from reenactment of crime, provisions, SB 3128, SUB SB 3128

Election, general revisions, SB 3118, SUB SB 3118

Election, procedures, standardized, SB 2358, SUB SB 2358

Judicial qualifications commission, judicial disciplinary purposes, establishment, provisions, SJR 116

Justices, salaries, increased, *SUB SB 3008, CH. 255X

Marriage, license validity, time period extended, *HB 338, CH. 128X

Marriage, mental, physical impediments, removed, *HB 338, CH. 128X

Occupational driver's license, temporary license, issuance provisions, SB 2135

Probation, summary, DSHS custody, authorized, provisions, SB 2485, SUB SB 2485

Pro tempore, retirement, provisions, SB 3097

Replevin, hearing, property possession, provision, *SUB HB 697, CH. 132X

Retired, income, employment, redefined, SB 2860

Retirement, appointed, elected after specified date, PERS membership, SUB HB 430

Retirement, benefits, certain, spouses, ex-spouses, payment, court ordered, *SB 2378, CH. 205X

Retirement, benefits, increased, adjustments, provisions, appropriation, *SUB HB 500, CH. 96X

Retirement, benefits, increased, provisions, SUB SB 2240

Salaries, increased, *SUB SB 3008, CH. 255X

State-wide special inquiry judge act, enacted, fund, created, appropriation, SUB HB 1147

Superior court, Chelan, Douglas counties, judicial district, revised, *SUB SB 2095(a), CH. 202X, P.V.

Superior court, Clark county, number increased, *SUB SB 2095(a), CH. 202X, P.V.

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

JUDGES—cont.

- Superior court, Clark, Cowlitz, Grant, Kitsap, Mason–Thurston jointly, Pierce, Snohomish, Spokane counties, number increased, *SUB SB 2095(a), CH. 202X, P.V.
- Superior court, Cowlitz county, number increased, *SUB SB 2095(a), CH. 202X, P.V.
- Superior court, Grant county, number increased, *SUB SB 2095(a), CH. 202X, P.V.
- Superior court, Grays Harbor county, number increased, SB 2386
- Superior court, Kitsap county, number increased, *SUB SB 2095(a), CH. 202X, P.V.
- Superior court, newly–created positions, election provision VETOED, *SUB SB 2095(a), CH. 202X, P.V.
- Superior court, Pierce county, number increased, *SUB SB 2095(a), CH. 202X, P.V.
- Superior court, Snohomish county, number increased, SB 2421, *SUB SB 2095, CH. 202X, P.V.
- Superior court, Spokane county, number increased, *SUB SB 2095(a), CH. 202X, P.V.
- Superior court, Thurston/Mason counties, jointly, number increased, SB 2774, *SUB SB 2095(a), CH. 202X, P.V.

JUDGMENTS

- Civil actions, effective period, increased, *SB 2763, CH. 236X
- Civil actions, under \$10,000, mandatory arbitration, superior court authorization, permitted, *SUB HB 425, CH. 103
- Foreign judgments, notice of filing, creditor required, *HB 66, CH. 97
- Superior courts, clerks, official services, fees, increased, SB 2381, SUB SB 2381

JUDICIAL COUNCIL

- Court reporter, added, SB 2342

JUDICIAL SYSTEM

- Audit requirements, SJR 111
- Auditor, state, duties, certain, transferred, administrator for the courts, SB 3066
- Court reporters, prejudicial, attorney, plaintiff, defendant, substitution, request, procedures, SB 2919
- Court reporters, qualifications, modified, word processing technology, emphasized, SB 3091
- Criminal justice commission, members, chief state patrol, private citizen, added, *SB 2175, CH. 55X
- Criminal records privacy act, administration, dissemination, disclosure procedures, modified, *HB 571, CH. 36X
- Judges, appointed, elected after specified date, retirement, PERS membership, SUB HB 430
- Judges, court of appeals, election, terms of office, modified, SB 3102
- Judges, election, procedures, standardized, SB 2358, SUB SB 2358
- Judges, superior court, Clark, Cowlitz, Grant, Kitsap, Mason–Thurston jointly, Pierce, Snohomish, Spokane, counties, number increased, *SUB SB 2095(a), CH. 202X, P.V.
- Judges, superior court, Grays Harbor county, number increased, SB 2386

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

JUDICIAL SYSTEM—cont.

- Judges, superior courts, Chelan, Douglas counties, judicial district, revised, *SUB SB 2095(a), CH. 202X, P.V.
- Judges, superior courts, newly-created positions, election provision VETOED, *SUB SB 2095(a), CH. 202X, P.V.
- Judges, superior court, Snohomish county, number increased, SB 2421, *SUB SB 2095, CH. 202X, P.V.
- Judges, superior court, Thurston/Mason counties, jointly, number increased, SB 2774
- Judicial qualifications commission, judicial disciplinary purposes, establishment, provisions, SJR 116
- Justice courts, appeals, court of appeals, permitted, SJR 107, SB 2105
- Retirement, benefits, increased, provisions, SUB SB 2240
- Search warrants, homicides, felonies, use limited, HB 427

JURISDICTION

- Court of appeals, minimum dollar amount, exclusion, *HB 279, CH. 102
- Courts, justice, limit increased, SB 2006, SB 2168
- Courts, small claims, limit increased, SB 2007
- District courts, maximum dollar amount, increased, *HB 279, CH. 102
- Justice courts, maximum dollar amount, increased, *HB 279, CH. 102
- Justice of peace courts, money amount, increased, SB 2294, SUB SB 2294
- Lands, federal, certain, concurrent jurisdiction, local government, authorized, *SUB HB 1176, CH. 49X
- Public utility districts, lawsuits, *SUB SB 2993(a), CH. 240X
- Small claims courts, maximum dollar amount, increased, *HB 279, CH. 102
- Uniform child custody jurisdiction act, enacted, *HB 18, CH. 98

JURORS AND JURIES

- Exemptions, exclusions, provisions, SB 2166
- Fees, increased, SB 2012
- Justice court districts, registered voters, random selection, SB 2008
- Selection, qualification procedures, mandatory service requirements, *SUB HB 99, CH. 135X

JUSTICE COURTS

- Appeals, court of appeals, permitted, SJR 107, SB 2105
- Filing fees, negotiation between cities and counties, allowed, arbitration requirement, *HB 424, CH. 129X
- Jurisdiction, limit increased, SB 2006, SB 2168
- Jurisdiction, maximum dollar amount, increased, *HB 279, CH. 102
- Jurisdiction, money amount, increased, SB 2294, SUB SB 2294
- Jurors, registered voters, random selection, SB 2008
- Law libraries, county, court filing fees, distribution share, increased, *HB 149, CH. 126
- Public utilities, fees, regulatory, certain failure to pay, penalties, removed, SB 2349, *HB 441, CH. 198X

JUSTICES OF THE PEACE

- Court, jurisdiction, money amount, increased, SB 2294, SUB SB 2294
- Salaries, increased, *SUB SB 3008, CH. 255X

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

- (a) Amendment to original bill.
- SR Senate Resolution.
- GA Gubernatorial Appointment.

JUVENILE JUSTICE ACT

Technical amendments, dependency criteria, modified, SB 2213, SUB SB 2213
Truancy, habitual, included, SB 3026

JUVENILES

Adoption certificates, birth records, certain, provisions, SB 2020, *HB 4, CH. 101X
Adoption decrees, certain, dissolution of marriage, certain, voided, SB 2319
Community service, performance, industrial insurance, third party liability coverage, provisions, SUB HB 1359
Counties, industrial, liability insurance, coverage, community service insurance fund, establishment, provisions, SUB HB 1359
Criminal justice, governor's council, division, established, SB 2320, *2nd SUB HB 204, CH. 79
Crisis intervention services, children, families, DSHS, local nonprofit social service agencies, contracting, required, SB 2036
Curfew, violations, provisions, SUB SB 2495
Divertible offenders, community services, detention, counselling, provisions, custody, general revisions, SB 3078, SUB SB 3078
Drivers, instructional permits, suspension, issuance, revisions, *SB 2067, CH. 61
Justice act, technical amendments, dependency criteria, modified, SB 2213, SUB SB 2213
Procedures for families in conflict, crisis intervention services, custody, detention, court records, DSHS appropriation, *SUB SB 2768, CH. 155, P.V.
Procedures for families in conflict, crisis intervention services, DSHS, provisions, SB 2768
Procedures for families in conflict, crisis intervention services, DSHS, provisions, appropriation, *SUB SB 2768, CH. 155, P.V.
Records, access, content, procedures, revisions, SB 2924, SUB SB 2924
Residential schools, program of education, furnished by school district, *SB 3117, CH. 217X
Runaway youth, families, detention facilities, crisis shelters, modified, appropriations, SB 3122
Runaway youth, interstate compact, revisions, SB 3014, SUB SB 3014
Runaway youth, procedures for families in conflict, SB 2768
Runaway youth, procedures for families in conflict, appropriation, *SUB SB 2768, CH. 155, P.V.
State institutions, parental support, assessments, provisions, SB 2606
State institutions, parental support, required, SUB HB 340, SB 2742
Title only, SB 2909, SB 2945, SB 3154, SB 3157
Title only, corporal punishment, SB 2559
Title only, court, counsel, indigency requirements, SB 2943
Title only, curfew violations, SB 2495
Title only, in loco parentis, SB 2560
Truancy, habitual defined, penalty, misdemeanor, SB 2496
Truancy, parental responsibility, school, court procedures, violations, defense, fines, *SUB HB 1258, CH. 201X
Uniform child custody jurisdiction act, enacted, *HB 18, CH. 98
Welfare services, foster care, adoption, recruiting plan, development, investigation, SB 3092

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

KEEFE, SENATOR JAMES E. (See also VICE PRESIDENT PRO TEMPORE)

National conference state legislatures, attendance authorized, regular per diem, actual expenses allowed, *SR 1979-53 p. 1035

Retained, vice president pro tempore, first extraordinary session, *SR 1979-54 p. 1046

Vice president pro tempore, nominated, elected p. 6

KELLY, SAMUEL E.

Community college district 8, board of trustees, member, GA 129, confirmed pp. 89,238,268

KENT, BYRON B.

Restoration rights to possess/bear arms, governor's message p. 891

KEOMAHAVONG, MR. PHOUNE

Commission on Asian-American affairs, member, GA 14, confirmed pp. 34,184,211

KERSEY, MAYOR STANLEY P.

Washington State jail commission, member, GA 58, GA 103, confirmed pp. 45;55,873,908

KIDNAPPING

Criminal code, sentencing, revisions, SB 2229(a)

Domestic violence, law enforcement procedures, established, SB 2613, *SUB HB 438, CH. 105X

KILBURY, CHARLES D.

Community college district 19, board of trustees, member, GA 167, confirmed pp. 386,588,695

KING COUNTY

Boundary review board, farmland, soil, prime, agricultural uses, protection, *HB 860, CH. 142X

Lake forest park, harbor lines, change, permitted, *SB 2366, CH. 19

Pacific northwest festival facilities, vicinities, Federal Way, Lynnwood, bond issuance, anticipation notes, authorized, SB 2867

Pacific northwest festival facility, vicinity Federal Way, bond issuance, anticipation notes, authorized, SB 2279, *HB 376, CH. 197X

Service/cost relationship verification, cities over 400,000, required, annexation proceedings, *HB 860, CH. 142X

KITSAP COUNTY

Superior court judges, number increased, *SUB SB 2095, CH. 202X, P.V.

KLASEN, PAUL A., JR.

Washington State jail commission, member, GA 59, GA 105, confirmed pp. 45;56,873,909

KNOBLAUCH, SENATOR REUBEN

Former member, introduced p. 484

KNUTSEN, MERRILY

Community college district 12, board of trustees, member, GA 135, confirmed pp. 90,238,269

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

KONDEV, TIHOMIR

Director, press and culture center of Yugoslavia in New York, introduced. p. 860

KOSAI, MR. YOSHIO

Commission on Asian-American affairs, member, GA 15, confirmed pp. 34,184,211-212

KRISOLOGO, ROBERT B.

Commission on Asian-American affairs, member, GA 16, confirmed pp. 35,184,212

KRUG, MARY ELLEN

Public employment relations commission, member, GA 116, confirmed pp. 86,852,874

KUBOTA, MR. TAKI

Commission on Asian-American affairs, member, GA 17, confirmed pp. 35,183,212

LABELS AND LABELING

Fish, shellfish, requirements, established, HB 284

Pesticides, control, revisions, SB 2255

Pesticides, registration, federal compliance, revisions, *SUB SB 2255, CH. 146

LABOR

Apprenticeship council, state, procedure, qualifying hours, *HB 576, CH. 37X

Collective bargaining, agreements, conflict, employer policy, bargaining agreement prevails, SB 2854

Collective bargaining, higher education, certain personnel, provisions, SB 2236

Collective bargaining, higher education, public employees, scope, expanded, SB 3040

Collective bargaining, port districts, employees, inclusion, SB 2431

Collective bargaining, uniformed personnel, arbitration, mediation, impasse procedures, established, *SB 2852, CH. 184X

Educational employment relations, law implemented, SB 3079

Educational employment relations, mediation, impasse, procedures, revisions, SB 3027

Educational employment relations, strikes, bargaining, law implemented, SB 3149

Employee/employer relationships, regulated, SB 3123

Firefighters, law enforcement, collective bargaining procedures, modified, SB 2370

Hiring freeze, governor's orders, state institution, specific reference required, SB 2093

Inventions, employees, employment agreements, certain terms, prohibited, SB 2420

Inventions, employees, employment agreements, certain terms, prohibited disclosure procedures, provisions, SUB SB 2420

Inventions, employees, rights protection, SUB HB 725, SB 2629, *HB 668, CH. 177X

Labor-management act, hotel, motel, restaurant, food, beverage service employees, enacted, SB 2011

Labor-management relations act, enacted, appropriations, SB 3090

Marine employers, transportation department, disputes, record-keeping requirements, removed, HB 919

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

LABOR—cont.

- Migrant workers, housing facilities, task force, construction, employment security department, DOT, fees, appropriations, SUB SB 2574.
- Migrant workers, labor parks, task force, construction, employment security department, DOT, fees, appropriations, SB 2574
- Migrant workers, Yakima county, housing continued, fees, authorized, jurisdiction transferred, employment security department, appropriation, HB 672, *SB 2630, CH. 79X
- Minors, employment, permit required, 12 month limit, not allowed to work during labor dispute, SB 2592
- Overtime, mandatory, prohibited, SB 2869
- Overtime, mandatory, regulated, SB 2594
- Public employment relations commission, gubernatorial appointees, senate confirmation requirement, VETOED, *HB 923, CH. 146X, P.V.
- Public employment relations commission, members, compensation, executive director authority, *HB 923, CH. 146X, P.V.
- Public employment relations commission, members, staggered terms, established, SUB SB 3042
- Public employment relations commission, transportation department, hearings procedures, *SB 2430, CH. 73X
- Public works projects, contracts, formation, performance, regulated, SB 2328
- Public works projects, prevailing wages, revisions, SB 2609
- Successor clauses, entertainment services, union contracts, provisions, SB 2679, SUB SB 2679
- Vessels, passenger-carrying, regulated, inspection, licensing, navigation, SB 3100

LABOR AND INDUSTRIES

- Apprenticeship council, state, procedure, qualifying hours, *HB 576, CH. 37X
- Building code, state, amending, updating, responsibilities, procedures, modified, SB 2868
- Building code, state, handbook, reference, updated, *SB 2474, CH. 76X
- Building code, state, updated, SUB HB 541
- Buildings, health, safety standards, compliance, primary responsibility, lessor, SB 2611
- Contractors, advertisement, current registration number, required, violation, hearing, penalty, provisions, *SUB HB 280, CH. 116X
- Contractors, registration information, revised, SB 2483
- Contractors, registration requirements, provisions, surety bond, liability insurance, do not constitute compliance, HB 721
- Contractors, speciality contractors, list, geographic area, speciality, compilation, provisions, SB 2483
- Docks, commercial, inspection, certification requirements, warrant, penalty, appropriation, SUB SB 2969
- First aid training, employees, certain, schools, school district offices, required, SB 2057
- Fund, department, safety, electrical inspection licenses revolving, HB 414
- Industrial insurance, benefits, permanent partial disability, increased, SB 2488, *HB 612, CH. 104
- Industrial insurance, benefits, provisions, SB 2580, *HB 754, CH. 108

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

LABOR AND INDUSTRIES—cont.

- Industrial insurance, benefits, reduction, because of federal social security benefits, time frame, other provisions, prescribed, SB 2317, *SUB SB 2317, CH. 151X
- Industrial insurance, corporate officers, members, coverage, withdrawal, allowed, *SUB HB 92, CH. 128
- Industrial insurance, corporations, officers, directors, individual noncorporate joint venturers, exclusion, permitted, SB 2072
- Industrial insurance, death, disability, benefits, annual adjustments, *SB 2402, CH. 231X
- Industrial insurance, juveniles, community service, coverage, fund establishment, provisions, SUB HB 1359
- Industrial insurance, overpayment recovery, disability benefits, authorized, *SB 2402, CH. 231X
- Industrial insurance, private companies, issuance, authorized, general provisions, SB 2219
- Industrial insurance, self-insurance, certain employers, allowed, SB 2151
- Law enforcement, correctional personnel, injury, line of duty, special workers' compensation benefits, provisions, SB 2413
- Migrant workers, agricultural labor parks, task force, construction, employment security, DOT, fees appropriations, SB 2574
- Migrant workers, housing facilities, task force, construction, employment security, DOT, fees, appropriations, SUB SB 2574
- Minors, employment, permit required, 12 month limit, not allowed to work during labor dispute, SB 2592
- Overtime, mandatory, prohibited, SB 2869
- Overtime, mandatory, regulated, SB 2594
- Public works, prevailing wages, required, SB 3109
- Radiation, regulation, workplaces, provisions, SUB HB 894
- Rehabilitation center, persons, any, use, SB 2938, *HB 888, CH. 42X
- Self-insurance, safety, claims administration corporations, licensing, regulated, SB 3162
- Thermal efficiency and lighting code, adoption provisions, *SB 2474, CH. 76X
- Title only, elevators, regulations, SB 3150
- Vessels, passenger-carrying, inspection, licensing, navigation rules, regulation authority, inspection fees, established, *SUB SB 3100, CH. 74
- Working conditions, standards, policies, revisions, SB 2593

LAKES

- Future use reservation permit, flow or level protection, ecology department, exclusive authority, *SUB HB 446, CH. 166X
- Lake Washington, lake forest park, harbor lines, change permitted, *SB 2366, CH. 19
- Second class shorelands, publicly owned, certain, sale to abutting owner, authorized, *SUB HB 486, CH. 150
- Second class shorelands, publicly owned, sale, abutting owner, authorized, not less than 25% market value, authorized, SB 3098
- Water rights, determination proceedings, scope, service of summons, fees, expenses, SB 2351, SUB SB 2351

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

LAKES—cont.

- Water rights, determination proceedings, service of summons, withdrawal permits, procedures, DOE appropriation, *SUB SB 2794, CH. 216X
- Water rights, determination proceedings, statement of facts, notice to owners, procedural requirements, SB 2351, SUB SB 2351

LAMON, HAROLD A., JR.

- Community college district 9, board of trustees, member, GA 130, confirmed pp. 89,385,459

LAND (See also NATURAL RESOURCES AND NATURAL RESOURCES DEPARTMENT)

- Aliens, ownership prohibited, conditional, reciprocity with foreign country, SB 2334
- Boundary review boards, review provisions, revised, SB 2586
- Commissioner, public lands, salary, increased, *SUB SB 3008, CH 255X
- Community corporations, planning, land use, establishment, provisions, SB 2207
- Conservation rights, real property, classification, conveyance, provisions, SB 2158, *SUB SB 2158, CH. 21X
- Cooperative forest management services act, enacted, natural resources department, provisions, *HB 178, CH. 100
- Eminent domain, displacement, relocation, market value, DOT, provisions, modified, SB 3025
- Farmland, current use classification, so designated, special benefit assessments, tax exemption, provisions, *SUB HB 617, CH. 84
- Farmland, prime, soil, agricultural uses, boundary review board, protection, *HB 860, CH. 142X
- Federal, certain, concurrent jurisdiction, local government, authorized, *SUB HB 1176, CH. 49X
- Fire protection, trust lands, funds transferred, forest development, resource management cost accounts, general fund funding, *SUB SB 2967, CH. 208X
- Forest, classified, sale, assessor notification, compensating tax payment, affidavit of continued use, requirements, SUB HB 810
- Forest, classified, sale, tax lien attachment provision, noncomplying conveyance instrument, auditor acceptance, prohibited, SUB HB 810
- Forest, valuation, revisions, SB 2515
- Geothermal resources, surface land owner, property rights, declared, *SB 2191, CH 2X
- Leases, harbor areas, DNR, notice, appraisal, fees, rules, public access, use, encouragement, provisions, *SUB SB 2284, CH. 97X
- Leases, sales, public lands, valuation, pricing procedures, SB 2058, *SUB SB 2058, CH. 109X
- Nonprofit organization, property, park, open spaces, recreation, purposes, tax exemption, SUB SB 2790, *HB 1241, CH. 193X
- Owner, five acres, transfer, parent, spouse, child, residential purposes, single family, zoning inapplicable, SB 2263
- Parks, local government, acquisition, development programs, outdoor recreation committee, grant program, funding preference, *SUB HB 334
- Parks, state, sale, proceeds, counties, real property acquisition/development account, created, appropriations, SB 2473
- Port districts, eminent domain, power, removed, SB 2522

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

LAND (See also NATURAL RESOURCES AND NATURAL RESOURCES DEPARTMENT)—cont.

- Public, cedar, western red, export, prohibited, processing, provisions, SB 2575
- Public, cedar, western red, primary processing, domestic, required, SB 2599
- Real estate, regulated, commission established, powers, duties, education requirements, appropriation, SB 2316, SUB SB 2316
- Real estate, transfers, intra-family, certain, real estate excise tax, exemption, SB 2396
- Recreational use, owners liability, limited, adverse possession, not created, *HB 50, CH. 53
- School districts, real property, sale, notice, hearings requirements, SB 2302, *HB 413, CH. 16X
- Shorelands, second class, lakes, publicly owned, certain, sale to abutting owner, authorized, *SUB HB 486, CH. 150
- Shorelands, second class, publicly owned, sale, abutting owner, not less than 25% market value, authorized, SB 3098
- Surplus, certain, natural resources department, exchange, certain purposes, authorized, SB 2907, *HB 187, CH. 24
- Title only, use, SB 2949
- Transportation department, real property, disposal procedures, modified, *SUB SB 2957, CH. 189X
- Urban, DNR ownership, local governments, cooperative land use planning, *SB 2218, CH. 56X

LAND DEVELOPERS

- Development, definition, modified, SB 2027
- Platting, subdivisions, open spaces, parks, playgrounds, schools, notice, requirements, eliminated, modified, SB 2939

LANDLORDS AND TENANTS

- Condominiums, conversion, child exclusion policy, notice requirement, *SB 2362, CH. 70X
- Floating home landlord-tenant act, enacted, moorages, legal rights VETOED, SB 2850, SUB SB 2850, *SUB HB 1308(a), CH. 186X, P.V.
- Mobile homes, lots, recreational, seasonal use, mobile home landlord-tenant act, exempt, HB 638
- Mobile homes, rental agreements, terms, conditions, revisions, *SUB HB 1308, CH. 186X, P.V.
- Rent regulation, prohibited, SB 2624
- Tenancy termination notice, retaliatory action definition, inclusion, SB 2384

LANGABEER, RICHARD

- Community college district 21, board of trustees, member, GA 150, confirmed pp. 94,241,273

LANGUAGE - CONTRACTS

- Leases, residential, readable, understandable, provisions, penalties, SB 2018

LANGUAGES

- Bilingual instruction act, enacted, appropriation, SB 2149
- Transitional bilingual instruction act, enacted, appropriation, *SUB SB 2149, CH. 95

- * Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

LARNER, FRANK H.

Community college district 2, board of trustees, member, GA 121, confirmed pp. 87,237,266

LARRABEE, ROBERT D.

University of Washington, board of regents, member, GA 98, confirmed pp. 54,385,458

LASERS

Radiation control agency, program development, regulation, monitoring, emergency response plans, licensee investigation, SB 2743

Radiation control agency, program development, regulation, monitoring, emergency response plans, licensee investigation, appropriation, SUB HB 894

Radiation pilot program, nonionizing radiation hazards, report to legislature, provision, appropriation, SUB HB 894

LAW ENFORCEMENT

Assault, reclassified, SB 2229, *HB 307, CH. 244X

Checks, stop-payment orders, unlawful issuance, penalty, SB 2229, *HB 307, CH. 244X

Checks, unlawful issuance, value determination, SB 2229, *HB 307, CH. 244X

Community colleges, police forces, establish, authorized, death, disability benefits, provide, HB 628

Controlled substances therapeutic research act, enacted, powers, duties, SB 2264, SUB SB 2264

Controlled substance therapeutic research act, enacted, powers, duties, appropriation, *SUB HB 259, CH. 136

Controlled substance therapeutic research act, enacted, powers, duties, provisions, *SUB HB 259(a), CH. 136

Counties, activities, related to state residential, mental correctional institutions, assistance grants, DSHS, appropriation, SB 2628

Crime victims, hospital costs, certain, local government, payment, SB 2414, SUB SB 2414

Crime victims, trauma assistance, public, private organizations providing support, availability, inform, SB 2414, SUB SB 2414

Criminal records privacy act, administration, dissemination, disclosure procedures, modified, *HB 571, CH. 36X

Customs, immigration officers, arrest authority, *HB 307(a), CH. 244X

Domestic violence, procedures, established, SB 2613, *SUB HB 438, CH. 105X

Drivers, motor vehicles, noncompliance, order to stop, penalty, *SB 2468, CH. 75X

Drug paraphernalia, possession, sale, unlawful, prohibited, SB 2174

DWI, breathalyzer test, refusal, driving privilege revoked, court evidence, subsequent guilty plea, rescind revocation, *SUB HB 704 VETOED

DWI, conviction, nonsuspendable sentences, provisions, SB 2122

Escapees, criminal justice costs, political subdivisions, reimbursement, institutional impact account, created, *SUB HB 144, CH. 108X

Fisheries, game enforcement, transferred, state patrol, provisions, SB 2476

Force, property protection, permission, *HB 307(a), CH. 244X

Found personal property, new law, created, SUB HB 471

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

LAW ENFORCEMENT—cont.

- Fund raising events, charitable, nonprofit organizations, bets, dollar amount permitted, increased, SUB HB 1196
- Fund raising events, charitable, nonprofit organizations, redefined, bets, dollar amount permitted, increased, SB 2896
- Fund raising events, members, charitable, nonprofit organization, redefined, SUB HB 1196
- Gambling activities, devices, certain, revisions, SUB HB 1196
- Gambling licensees, convicted persons, employment, gambling commission approval, required, SUB HB 1196
- Gambling rules, requesting agencies, gambling commission, distribution without fee, required, SUB HB 1196
- Juveniles, curfew, violations, provisions, SUB SB 2495
- Juveniles, divertible offenders, community services, detention, counseling, provisions, custody, general revisions, SB 3078
- Juveniles, habitual truancy, defined, penalty, misdemeanor, SB 2496
- Juveniles, records, access, content, procedures, revisions, SB 2924, SUB SB 2924
- Malicious mischief, damage consideration, SB 2229, *HB 307, CH. 244X
- Motor vehicles, abandoned, removal, private property, procedures, established, SUB HB 451, SB 2377
- Motor vehicles, abandoned, rights, duties, penalties, provisions, *SUB HB 755, CH. 178X
- Motor vehicles, lanes, preferential, unlawful use, civil fines, established, SB 2855, SUB SB 2855, SB 3119
- Nursing homes, abuse, patients, reporting system, provisions, penalties, *SB 2338, CH. 228X
- Private, security, investigators, regulated, SB 2607, SUB SB 2607
- Rape, reclassified, SB 2229, *HB 307, CH. 244X
- Registered disposers, licensing requirements, *SUB HB 755, CH. 178X
- Runaway youth, families, detention facilities, crisis shelters, modified, appropriations, SB 3122
- Runaway youth, interstate compact, revisions, SB 3014
- Runaway youth, procedures for families in conflict, appropriation, *SUB SB 2768, CH. 155, P.V.
- Runaway youth, procedures for families in conflict, custody, detention, court records, appropriation, *SUB SB 2768, CH. 155, P.V.
- Search and rescue, operations, political subdivisions, chief officer, responsibility, *2nd SUB HB 527, CH. 268X
- Search warrants, homicides, felonies, use limited, HB 427
- Sexual conduct, redefined, SB 2229, *HB 307, CH. 244X
- Sheriff's office, chief examiner, civil service appointment procedures modified, unclassified positions, authorized, provisions, *SUB SB 2375 CH. 153X
- Sheriff's office, civil service, appointment procedures modified, unclassified positions, authorized, provisions, SB 2375
- Spot checks, motor vehicles, Washington state patrol, authorized, any hour, plainly marked car, public highway, SB 2481
- Stolen property, police custody, return to owner, provisions, SB 2416
- Tax warrants, liens, personal property subject, limited, excludes, third person beneficiary, SB 2934

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

LAW ENFORCEMENT—cont.

- Teletypewriters, hearing defects, safety agencies, required to install, *SB 2492, CH. 63X
- Theft, robbery, withhold or appropriate, defined, SB 2500
- Training account, created, funded, fines, penalties, parks/recreation commission, law enforcement purposes, appropriation, *SB 2179VETOED
- Trespass, detention allowed, motor vehicle, seizure and forfeiture, procedure, provisions, SUB HB 562
- Trespass, redefined, SB 2229, *HB 307, CH. 244X
- Victims of sexual assault act, enacted, appropriation, *2nd SUB HB 418, CH. 219X

LAW ENFORCEMENT OFFICERS

- Arrest, power, drivers, without warrant, certain traffic violations, defined, *SUB HB 22, CH. 28X
- Arrest, power, felonies, gross misdemeanors, without warrant, defined, *SUB HB 22, CH. 28X
- CETA employees, LEOFF coverage, exempt, permanent non-subsidized employment, buy back provision, *SUB HB 1045, CH. 45X
- Collective bargaining, arbitration, mediation, impasse procedures, established, *SB 2852, CH. 184X
- Collective bargaining procedures, modified, SB 2370
- Deadly weapons, prisoners, possession, detention facilities, prohibited, SB 2871
- Disability, line of duty, special workers' compensation benefits, provisions, SB 2413
- Drivers, motor vehicles, noncompliance, order to stop, penalty, *SB 2468, CH. 75X
- Hostages, emergencies, telephone lines diversion, permitted, SB 2028, *SUB SB 2028, CH. 28
- Locomotive operators, driver's license not required, display, not required, *HB 6, CH. 75
- Organized crime advisory board, new name, membership, duties, meetings, fund, created, appropriation, SUB HB 1147
- Organized crime intelligence advisory board, name change, organized crime advisory board, membership, duties, SB 2390
- Property, lost, unclaimed, valuation, surrender, required, finders' rights, provisions, *SUB SB 3022, CH. 85X
- Sheriffs, deputies, allowance, clothing, incidentals, provisions, *HB 677, CH. 132
- Surety bonds, actions against, required, SB 2088
- University of Washington, LEOFF retirement system, provisions, SB 2340

LAW ENFORCEMENT OFFICERS AND FIRE FIGHTERS RETIREMENT SYSTEM

- Benefits, certain, spouses, ex-spouses, payment, court ordered, *SB 2378, CH. 205X
- Benefits, changes, miscellaneous, *SUB HB 791, CH. 249X, P.V.
- CETA employees, coverage, exempt, permanent non-subsidized employment, buy back provision, *SUB HB 1045, CH. 45X
- Firemen, volunteer, early retirement pensions, schedule, established, *SB 2224, CH. 157X
- Law enforcement officers, certain, University of Washington, inclusion, SB 2340

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

LAW LIBRARIES (See also LIBRARIES)

County, court filing fees, distribution share, increased, *HB 149, CH. 126
 Public disclosure act, records, certain, inspection, copying, exemption, SB 3136,
 SUB SB 3136

LAWS - TECHNICAL CORRECTIONS

Counties, legislative authorities, equalization boards, double amendments, *HB 347, CH. 13
 Financial management office, agency name references, updated, *HB 848, CH. 151, P.V.
 Higher education, double amendments, *HB 348, CH. 14
 Historical societies, double amendments, *HB 343, CH. 9
 Licensing department, name references, updated, *HB 849, CH. 158, P.V.
 Motor vehicles, double amendments, *HB 345, CH. 11
 Real estate brokers, salesmen, RCW 18.85.120, 18.85.140, 18.85.150, 18.85.230,
 *HB 341, CH. 25
 Revenue department, name references, updated, *HB 846, CH. 107
 Sales and use tax, double amendments, *HB 346, CH. 12
 Securities, double amendments, *HB 342, CH. 8
 Social and health services department, name references, updated, *HB 847, CH. 141
 State government, double amendments, departmental references, *HB 344, CH. 10

LEARNING DISABILITIES

Teachers, learning/language disabilities, children, identification, course, higher education, required, SB 2055, SUB SB 2055

LEARNING RESOURCES CENTERS

Specialists, certificated staff, inclusion, SUB SB 2517, *SUB SB 2709, CH. 250X, P.V.

LEASEHOLD

Gasohol production, alcohol production for gasohol, property, equipment used, leasehold interests, property tax exemption, 2nd SUB HB 1000
 Historic sites, certain, excise tax, exemption, modified, HB 601, SB 2469
 Historic sites, certain, interest, property tax, exemption, *SUB HB 302(a), CH. 196X

LEASES

Agencies, state, real property, limitations, SB 2025, SUB SB 2025
 Building, industrial health, safety standards, compliance, primary responsibility, lessor, SB 2611
 Floating home landlord-tenant act, enacted, moorages, legal rights VETOED, SB 2850, SUB SB 2850, *SUB HB 1308(a), CH. 186X, P.V.
 Floating homes, detached buildings, rental or lease, retail sales tax, exemption, SUB HB 200
 Geoduck, clams, harvesting, commercial, rights, regulations, licensing, leasing provisions, SB 2674, *HB 781, CH. 141X
 Harbor areas, cash deposit allowed, versus bond, SB 2577
 Harbor areas, DNR, notice, appraisal, fees, rules, public access, use, encouragement, provisions, *SUB SB 2284, CH. 97X

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

LEASES—cont.

- Lands, public, valuation, pricing procedures, SB 2058, *SUB SB 2058, CH. 109X
- Mobile homes, rental agreements, terms, conditions, revisions, *SUB HB 1308, CH. 186X, P.V.
- Mobile homes, rental or lease, certain, sales, use tax, exemption, real estate excise tax, applied, certificate of ownership, issuance, *SUB SB 2929, CH. 266X
- Mobile homes, rental or lease, retail sales tax, exemption, SB 2929
- Objects, certain, moored, tidelands, shorelands, harbor areas, navigable waters, beds, DNR terms, SUB SB 3044
- Performing, visual arts centers, municipal, authorized, *SB 2062, CH. 222X
- Port districts, bonds, cash deposits, permitted, *SUB SB 2226, CH. 72
- Property, certain, tax exemption, SB 2440
- Property, personal, taxation, clarified, HB 465
- Purchase option, state government, prohibition, section 215, *HB 516, CH. 270X, P.V.
- Residential, readable, understandable, provisions, penalties, SB 2018
- Tidelands, aquaculture purposes, SB 2367, *HB 913, CH. 123X
- Urban land, DNR ownership, local governments, cooperative land use planning, *SB 2218, CH. 56X
- Utility facilities, public service companies, UTC approval, federal public utility holding company, exemption, authorized, *HB 989, CH. 125X

LEAVES AND SABBATICALS (See also VACATIONS)

- Accrued, state employees, limit, removed, SB 2185
- Attendance incentive program, established, state employees, sick leave compensation, provisions, SB 2192, *SUB SB 2192, CH. 150X
- Community colleges, professional personnel, allowable aggregate costs, limitations, *HB 983, CH. 44
- Officials, elected, regulated, SB 2052
- Prisoners, certain, dental, health care, voluntary community service projects, provisions, HB 1106

LEE, JUSTIN

- Public employees retirement board, member, GA 83, confirmed . . pp. 51,341,450

LEE, SENATOR ELEANOR

- Remarks, regarding EHB 628 p. 2675

LEESE, ALEXANDER M.

- Community college district 13, board of trustees, member, GA 138, GA 156, confirmed pp. 91;96,242,274

LEGAL SERVICES

- Eminent domain, attorneys' fees, reasonable, procedure, provided, HB 207, SB 2167

LEGISLATIVE BILLS

- Consideration, cutoff dates, classes, extended, SCR 113
- Consideration, cutoff dates, exemptions, first extraordinary session, *HCR 17
- Consideration, cutoff dates, extended, exemptions, HCR 18, *HCR 19
- Consideration, cutoff dates, provisions, *SCR 102

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

LEGISLATIVE BILLS—cont.

- Fiscal notes, appropriation clauses, legislation mandating expenditures, state, local government, copy attached to bill or resolution required, *SUB HB 156, CH. 112X
 Reintroduction from regular session, *HCR 16
 Transmitted, retained, house of origin, adjournment sine die, first extraordinary session, *SCR 117
 Transmitted, retained, house of origin, adjournment sine die, regular session, *SCR 114

LEGISLATIVE BUDGET COMMITTEE

- Cities, counties, costs, incurred, state program, state reimbursement, property tax levy, provisions, SB 2407
 Crisis intervention services, children, families, DSHS, local nonprofit social service agencies, contracting, required, SB 2036
 Driver training, commercial schools, instructors, regulation provisions, SB 2032, *SUB SB 2032, CH. 51X
 Educational service, school districts, liability insurance, purchase, risk management office, mandated, appropriation, SB 2426
 Employees, middle management, civil service, higher education personnel laws, exempted, SB 2323
 Equipment, state-owned, inventory control, authority transferred, office of financial management, *SB 2033, CH. 88
 Fiscal notes, appropriation clauses, legislation mandating expenditures, state, local government, copy attached to bill or resolution, required, *SUB HB 156, CH. 112X
 Higher education assistance authority act, repealed, *SB 2297, CH. 60X
 Merit system principles, personnel administration, provisions, SB 2035
 Personal service contracts, OFM, comprehensive review, supervision, definitions, exemptions, SB 2301, *SUB SB 2301, CH. 61X
 Sunset act, agencies, termination procedures, modified, *HB 127, CH. 22
 Unanticipated receipts, expenditure requirements, SB 2031
 WSU, forest tree nursery, authorization repealed, SB 2034, *HB 69, CH. 52

LEGISLATORS

- Arrest, constitutional privilege from, during sessions, repealed, SJR 106
 Civil office holders, salary increase, not eligible, *SJR 112
 Deceased, memorial service, February 23, 1979, *HCR 5
 Ethics, code, adopted, SJR 106
 Representative, state, additional, at large, election, powers, duties, SUB SB 2893
 Retirement, changes, miscellaneous, *SUB HB 791, CH. 249X, P.V.
 Salaries, increased, allowance, mileage provisions, *SUB SB 3008, CH. 255X

LEGISLATURE

- Adjournment sine die, first extraordinary session, governor notified, *HCR 21
 Adjournment sine die, governor notified, *HCR 15
 Agencies, administrative rules, review procedures, established, HB 31(a), SB 3030, SUB SB 3030
 Agencies, administrative rules, review procedures, established, *SUB HB 29
VETOED

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

LEGISLATURE—cont.

- Aviation, general, intrastate air carriers, transportation committee, studies, appropriation, *SUB HB 1031, CH. 192X
- Bills, consideration, cutoff dates, classes, extended, SCR 113
- Bills, consideration, cutoff dates, exemptions, first extraordinary session, *HCR 17
- Bills, consideration, cutoff dates, extended, exemptions, HCR 18, *HCR 19
- Bills, consideration, cutoff dates, provisions, *SCR 102
- Bills, reintroduction from regular session, *HCR 16
- Bills, transmitted, retained, house of origin, adjournment sine die, first extraordinary session, *SCR 117
- Bills, transmitted, retained, house of origin, adjournment sine die, regular session, *SCR 114
- Buildings, services, legislative use, general administration department, payment provision, HB 31
- Chinese delegation, welcomed, SCR 108
- Committee, joint legislative administrative, rules review, created, *SUB HB 29
VETOED
- Committee, joint legislative, appointment, home rule issue, study, hearings, report, *SUB HB 76(a), CH. 194X
- Committee, joint legislative, jails, physical plant, custodial care, analyze, directed, SUB SCR 103
- Committee, joint legislative, membership, powers, modified, SB 3120
- Conference, national, annual meeting, summer, 1982, Seattle, invitation, extended, *SCR 110
- Energy and utilities standing committees, joint meetings, energy supply, demand, analysis, recommendations, 1981 session, SUB SCR 111
- Ethics, board, power, extended, former legislators, employees, statute of limitations, established, SB 3038
- Fiscal notes, appropriation clauses, legislation mandating expenditures, state, local government, copy attached to bill or resolution, required, *SUB HB 156, CH. 112X
- Fishing vessels, commercial, licenses, transfer, data collection, fisheries department, required, annual report, legislature, SUB HB 1008
- Governor, message to joint session, January 16, 1979, *HCR 1
- Hazardous materials, committee, created, membership, duties, SB 2564
- Hazardous materials, incidence response program, preparation, teams, training, emergency services department, SB 2564
- Joint rules, adopted, HCR 3, SCR 116
- Judicial system, audit requirement, SJR 111
- LEAP reports, state agency expenditures, review, section 212, *HB 516, CH. 270X, P.V.
- Legislators, salaries, increased, allowances, mileage provisions, *SUB SB 3008, CH. 255X
- Organized, governor notified, *SCR 101, *SCR 115
- Public disclosure, legislative action, open meetings, collective decisions, voting, exemption, provisions, SUB SB 2455
- Recess, until May 29, 1979, *HCR 20
- Redistricting commissions, establishment provisions, HJR 31, SJR 115, SJR 119, SUB SJR 125

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

LEGISLATURE—cont.

- Redistricting commissions, establishment provisions, contingent passage constitutional amendment, SB 2347, SB 2573, SUB SB 3065, 2nd SUB SB 3065, 3rd SUB SB 3065
- Representative, state, additional, at large, election, powers, duties, SUB SB 2893
- Sessions, annual, convening date, established, constitutional contingency, provisions, SUB SB 2716, *SUB HB 1126, CH. 48X
- Sessions, regular, special, defined, authorized, SJR 110, *SUB SJR 110
- Sessions, regular, special, defined, limited, authorized, SJR 117
- Sessions, unicameral, annual, established, SJR 106
- Space occupancy, legislative activities, general administration department, payment, section 200, *HB 516, CH. 270X, P.V.
- Task force, joint legislative, children and families, established, SCR 107
- Task force, joint legislative, children and families, established, expenditure limitation, studies, DSHS review, provisions, SUB HCR 6
- Term, unicameral, four years, SJR 106
- Title only, ethics, SB 2970
- Transportation studies, legislative transportation committee, authorized, reports, 1981 session, *SUB HB 1031, CH. 192X
- Unicameral, established, provisions, office of lieutenant governor, abolished, SJR 106
- Waste and inefficiency in state government commission, created, members, duties, SB 2777
- WPPSS, joint select committee, established, investigation, review purposes, powers, duties, SCR 111

LEVIES

- Auditor, state, municipal tax levy review, *HB 320, CH. 218X
- Emergency medical services, cities, towns, counties, six-year, imposition, voter approval, SB 3016, *2nd SUB HB 1239, CH. 200X
- Emergency medical services, districts, counties, creation, authorized, provisions, *2nd SUB HB 1239(a), CH. 200X
- Levy lid, schools, changes, miscellaneous, SB 3139
- Levy lid, schools, excesses, amount allowed, increased, declining enrollment, additional increase, permitted, *SUB HB 227, CH. 172X
- Levy lid, 106%, calculation, modified, SUB HB 299
- Levy lid, 106%, community mental retardation, developmentally disabled services, limitation, required, SUB HB 943
- Levy lid, 106%, limit, extended, proposition, ballot format, provisions, SB 2024, SUB SB 2024
- Levy lid, 106%, municipal pension fund tax, limitation, required, SUB HB 943
- Levy lid, 106%, state, school districts, extended, *HB 320, CH. 218X
- Levy lid, 106%, veterans' relief, county, limitation, required, SUB HB 943
- Port districts, industrial development, six-year limitation, revised, *HB 140, CH. 76
- Port districts, industrial developments, revisions, SB 2195
- Port districts, revisions, SB 2183
- Port districts, voter approval, required, SB 2930
- Sanitary sewage disposal system, comprehensive plan, tax levy, modified, SB 3094, SUB SB 3094

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(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

LEVIES—cont.

- School districts, excess, basic education allocation formula, adjustment, provisions, SB 3104
- School districts, excess, maintenance and operations, limitations, revised, *SUB HB 227, CH. 172X
- School districts, excess, maximum formula, percentage allocation, pupil transportation, handicapped excess costs, gifted, compensatory programs, *SUB HB 227, CH. 172X
- School districts, excess, moneys, salary, fringe benefits increases, as defined, permitted, *SUB HB 227, CH. 172X
- School districts, excess, nonresident enrollment, basic education allocation, revised, *SUB HB 227, CH. 172X
- School districts, excess, scope, enlarged, SB 2762
- Solid waste disposal system, county, unincorporated areas, excise tax, authorized, delinquent, property lien, SB 2688
- Transportation, public, funding, excise, sales and use, business tax, proceeds, operation, maintenance, capital needs, HB 570

LEVY, MRS. SANDRA, R.N.

- Emergency medical and ambulance review board, member, GA 40, confirmed pp. 40,190,216

LEW, RAYMOND T.

- Commission on Asian-American affairs, member, GA 18, confirmed pp. 35,183,212

LEWIS, NICHOLAS D.

- Washington State energy facility site evaluation council, chairman, GA 3, confirmed pp. 32,326,457

LEWIS, SENATOR R. H. "BOB"

- National conference state legislatures, attendance authorized, regular per diem, actual expenses allowed, *SR 1979-53 p. 1035
- Point of inquiry, Senator Walgren, 3-day adjournments, *SR 1979-120 pp. 2430-2431
- Remarks
- Personal privilege, Senator North pp. 1774-1776
- HB 25 pp. 848-850
- SSB 2454 p. 1248

LIABILITY

- Animals, certain, damage, injury, destruction, penalty, revised, *SUB SB 2142, CH. 145
- Banks, deposits, adverse claims, honoring, modified, SB 2734, *HB 952, CH. 143
- Commuter ride sharing, private vehicles, owner's liability, *SUB HB 96, CH. 111
- Dog bites, persons lawfully on another's property, defined, *HB 25, CH. 148
- Dog bites, revised, SB 2096
- Food donation, donor's nonprofit donee distributors, liability, government inspection, regulation, state information, referral service, *SB 2147, CH. 115
- Found personal property, new law, created, SUB HB 471
- Governmental immunity, provisions, modified, SB 2246

- * Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

LIABILITY—cont.

- Health care services, contracts, understandable language, cancellation, written notice, reasons, libel, slander immunity, *SUB HB 109, CH. 133
- Higher education, insurance, trustees, students, employees, provisions, prior double amendment, reenacted, *SB 3115, CH. 88X
- Insurance policies, certain, understandable language, cancellation, written notice, reasons, libel, slander immunity, *SUB HB 109, CH. 133
- Insurers, health care professionals, attorney associations, definition exclusion, self-insurance, permitted, SB 2259
- Juveniles, community service performance, coverage, fund establishment, provisions, SUB HB 1359
- Land, recreational use, owner's liability, limited, adverse possession, not created, *HB 50, CH. 53
- Local governments, torts, judgments against, modified, SB 2683
- Malpractice, medical, convulsive treatment, revisions, SB 2915
- Motor vehicles, insurance, requirements, SB 3013
- Musical instruments, equipment, employee-musician, employer, defined, damaged, stolen, liability, established, SB 2687
- Musical instruments, equipment, employee-musician, employer, defined, damaged, stolen, strict liability, established, SB 2680
- Personal lines insurance, terms, termination, revisions, SB 3103
- Product liability act, enacted, SB 3073
- Public works, contracts, utility lines, public, involvement, rights, liabilities, specified, SB 2666
- Railroads, crossings, accidents, cities, first class, standard of care, provisions, SB 2567
- Risk management, local government, program development, institution, provisions, SB 2866
- School districts, ESD's, insurance, purchase, risk management office, mandated, appropriation, SB 2426
- Self-insurance, local government, allowed, SB 2902
- Self-insurance, state, political subdivisions, provisions, insurance fund, created, SB 2520
- Title only, products, SB 2804
- Tortfeasors, contribution, apportionment, right, created, SB 2677
- Torts, claims against state, settlement, adjustment, payment, responsible agency, official, modified, *HB 1175, CH. 144X
- Torts, governmental units, certain, affirmative defenses, provisions, SB 2875
- Torts, products, general revisions, appropriation, SB 2333(a)
- Torts, products, modified, SB 2333
- Torts, products, modified, affirmative defenses, established, SUB SB 2333
- Torts, products, modified, affirmative defenses, established, appropriation, 2nd SUB SB 2333
- Utility services, underground, construction projects, damage, responsibility, specified, SUB SB 2666

LIBEL

- Health care services, contracts, understandable language, cancellation, written notice, reasons, libel, slander immunity, *SUB HB 109, CH. 133

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

LIBEL—cont.

Insurance policies, certain, understandable language, cancellation, written notice, reasons, libel, slander immunity, *SUB HB 109, CH. 133

LIBRARIES (See also **LAW LIBRARIES**)

Interlibrary depository agreements, revision, *SUB SB 2722

Job candidates, travel expenses, reasonable, reimbursement, permitted, *HB 759, CH. 40X

Learning resources specialist, certificated staff, inclusion, SUB SB 2517, *SUB SB 2709, CH. 250X, P.V.

Library assistance fund, created, minimum level of services, all libraries, provisions, appropriation, SB 2667

Printed materials, B&O tax, exclusion, *SUB SB 2929(a), CH. 266X

Public disclosure act, records, certain, inspection, copying, exemption, SB 3136, SUB SB 3136

Reading materials, surplus, disposal procedures, establishment, *SUB HB 79, CH. 134X

LICENSE PLATES

Dealer plates, corrections, provisions, SB 2071

Dealer plates, restrictions, eliminated, *SUB SB 2071, CH. 251X

Fees, excise taxes, renewal, errors, refunds, payments, provisions, *SB 2069, CH. 120

Handicapped persons, privileged parking, special plates, use instead of special parking decal, *SB 2040, CH. 27X

Motor vehicles, sale, offer to sell, Washington title, required, SB 2209

Motor vehicles, sale, offer to sell, Washington title, required, insurance company, separate regulations, SUB SB 2209

Special, congressional medal of honor, design specified, issuance, no fee, SB 2082

Special, congressional medal of honor, issuance, no fee, *SB 2502, CH. 77X

LICENSES AND LICENSING DEPARTMENT (See also **LICENSES - MOTOR VEHICLE OPERATORS**; also **LICENSE PLATES**)

Accountants, regulations, licensing authority, examination, revisions, SB 2436

Agricultural commodities, commission merchants, brokers, regulation, licensing, *SUB HB 247, CH. 115X

Aircraft, fuel tax, provisions, modified, SB 2307

Airports, transportation department authority, SB 2165

Ambulance, operators, prepaid services, permitted, SB 3017

Assumed names, business, registration, *SUB SB 2482, CH. 22X

Barbers, hairstylists, regulations, examination, shops, schools, courses, suspension, penalties, SB 2779

Beavers, trapping, tag requirement, eliminated, fee, increased, SB 3011

Beer, wine, agents, wholesalers, distilled spirits manufacturers, authorized, *SB 2602, CH. 23X.

B&O tax, gasohol production, alcohol production for gasohol, exemption, 2nd SUB HB 1000, *SUB HB 302(a), CH. 196X

Bowling centers, commercial stimulants, allowed, SUB HB 1196, SB 2300, SUB SB 2300

Bowling centers, social card games, punch boards, pull-tabs, authorized, SUB HB 1196, SB 2300, SUB SB 2300

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(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

LICENSES AND LICENSING DEPARTMENT (See also LICENSES - MOTOR VEHICLE OPERATORS; also LICENSE PLATES)—cont.

- Business certificates, filing transferred, provisions, *SUB SB 2482, CH. 22X
- Business license center act, expanded, facilitate consolidation, coordination, revisions, HB 792
- Cab cards, single, weight, special permits, deleted, HB 167
- Charitable gift annuities, colleges, universities, certain, issuance, assets gift exchange, authorized, insurance code, security act, exclusion, SB 2856, *HB 795, CH. 130
- Charitable gift annuities, exempted insurers, institutions, certain, issuance, assets gift exchange, authorized, security act, exclusion, *HB 795(a), CH. 130
- Chiropractic disciplinary board, members' travel vouchers, approval, licensing department director, SB 2410
- Chiropractors, regulated, examiners, disciplinary boards, membership, increased, SUB HB 395
- Cities, over 400,000, motor vehicle fuel, special fuel excise taxes, imposition by ordinance, authority, *SUB HB 1034, CH. 181X
- Cogeneration facilities, tax credits, revenue department, certificates, authorized, SB 2598, SUB SB 2598
- Companies, takeover, regulated, SB 3093
- Congressional medal of honor winners, special license plates, design specified, issuance authorized, no fee, SB 2082
- Congressional medal of honor winners, special license plates, issuance authorized, no fee, *SB 2502, CH. 77X
- Contractors, advertisements, current registration number, required, violation, hearing, penalty, provisions, *SUB HB 280, CH. 116X
- Cosmetology, regulation, education, modified, SB 3112
- Cosmetology, regulation, revisions, appropriations, SB 2437
- Debt adjusting, examinations, contracts, regulation, revisions, *HB 86(a), CH. 156
- Debt adjusting, profit, unfair practice, prohibited, *HB 86, CH. 156
- Dental licensing examinations, multistate, agreements authorized, dental examiners board, compensation, *SB 2136, CH. 38
- Denturism, occupation, established, regulated, SB 2125
- Drivers, impaired medical condition, doctors, report, authorized, SB 2110
- Drivers, instruction permit, effective period, lengthened, fee increased, distribution, revised, *SB 2094, CH. 63
- Drivers, mental, physical disabilities, certificates, provisions, *SB 2067, CH. 61
- Drivers, occupational, instructional permits, minors, licenses, suspension, issuance, revisions, *SB 2067, CH. 61
- Drivers, picture ID provided during renewal period, *SB 3077, CH. 87X
- Drivers, training, commercial schools, instructors, regulation provisions, SB 2032, *SUB SB 2032, CH. 51X
- Driving instructors' advisory committee, created, membership, duties, compensation, SB 2032, *SUB SB 2032, CH. 51X
- DWI, breathalyzer test, refusal, driving privilege revoked, court evidence, subsequent guilty plea, rescind revocation, *SUB HB 704 VETOED
- DWI, conviction, nonsuspendable sentences, provisions, SB 2122

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

LICENSES AND LICENSING DEPARTMENT (See also LICENSES - MOTOR VEHICLE OPERATORS; also LICENSE PLATES)——cont.

- Electricians, apprentices, journeymen, trainees, licensing, modified, *SB 2905, CH. 156X
- Embalmers, renewal, annual continuing education requirement, provisions, HB 604, SB 2387
- Emissions, motor vehicles, controlling, provisions, *SUB HB 298, CH. 163X
- Employment agencies, babysitting, convalescent, elderly care, certain referral services, HB 168
- Engineers, land surveyors, regulations, ethics, responsibility, definitions, revised, SB 2767
- Engineers, land surveyors, regulations, revised, SUB HB 312
- Environmental policy, definitions, procedures, revisions, SB 2998
- Escrow agents, insurance, bonding requirements, modified, *SB 2305, CH. 70
- Farm products, motor vehicles, hauling, certain circumstances, exemption, *SUB HB 97, CH. 6X
- Feed lots, license, inspection fees, increased, brand inspection, required, *HB 230, CH: 81
- Fees, motor vehicles dealers, salespersons, increased, SB 2071
- Fireworks law, state, enacted, SB 2878
- Fish dealers, wholesale, consolidated, *SB 2124, CH. 66
- Fishing, vessels, commercial, transfers, data collection, fisheries department, required, annual report, legislature, SUB HB 1008
- Floating homes, detached buildings, used, resale, rental, sales, use tax exemption, real estate excise tax, redesignated real property tax, SUB HB 200
- Forest products, specialized, regulated, *HB 460, CH. 94X
- Franchise investment protection act, enforcement mechanisms, investigations, injunctions, cease and desist orders, established, SUB HB 436, SB 2306, *SUB SB 2306, CH. 13X
- Fuel, nonpolluting, commercial vehicles, natural gas, propane, use, encouraged, license fee in lieu of tax, provisions, SB 2234
- Fuel, nonpolluting, use, favorable license fee, in lieu of tax, reduced, extended, *HB 288, CH. 48
- Fuel, special, taxation, regulation, provisions, SB 2304, *SUB SB 2304, CH. 40
- Fund raising events, members, nonprofit, charitable organizations, redefined, SUB HB 1196
- Fund raising events, nonprofit, charitable organizations, bets, dollar amount permitted, increased, SUB HB 1196
- Fund raising events, nonprofit, charitable organizations, redefined, bets, dollar amount permitted, increased, SB 2896
- Funeral directors, renewal, annual continuing education requirement, provisions, HB 604, SB 2387
- Gambling, activities, devices, certain, revisions, SUB HB 1196
- Gambling, eligible organizations, member, redefined, SUB HB 1196
- Gambling, licensees, convicted persons, employment, gambling commission, approval, required, SUB HB 1196
- Gambling, rules, publication, distribution, licensees, law enforcement agencies, without fee, required, others, fee provision, SUB HB 1196
- Game, obtained by fraud, gross misdemeanor, SB 2315, *HB 330, CH. 127X

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

LICENSES AND LICENSING DEPARTMENT (See also LICENSES - MOTOR VEHICLE OPERATORS; also LICENSE PLATES)—cont.

- Gasohol distributors, special liquor purchase permit, required, SUB SB 2978
- Gasohol production, alcohol production for gasohol, required, no fee, SUB SB 2978
- Gasohol production, alcohol production for gasohol, wholesale distribution, B&O tax exemption, 2nd SUB HB 1000
- Geoducks, clams, harvesting, commercial, rights, regulations, licensing leasing provisions, SB 2674, *HB 781, CH. 141X
- Governmental immunity, provisions, modified, SB 2246
- Habitual traffic offenders, suspension, sentencing provisions, *SB 2068, CH. 62
- Hairstylists, barbers, regulations, examination, shops, schools, courses, suspension, penalties, SB 2779
- Hazardous materials, bulk carriers, state fire marshal, regulations, provisions, SB 2382
- Home health agencies, licensed, SB 2239
- Hunting, fishing, trapping, taxidermy, fur dealers, fees, retained, issuing persons, increased, SB 2758, *HB 44, CH. 3X
- Hunting, veterans, disabled, certain, free, provisions, SB 2204
- Insurance agents, brokers, continuing education, minimum requirements, insurance commissioner establishment, authorized, SB 2332, *HB 845(a), CH. 269X
- Insurance agents, brokers, education, minimum requirements, as required by insurance commissioner regulations, SB 2332, SB 2646, *HB 845, CH. 269X
- Insurance brokers, surplus line, annual renewal date, insurance commissioner, authority, granted, SB 2728
- Insurance brokers, surplus line, renewal, pro rata, fee, SB 2647, *SUB HB 459, CH. 130X
- Insurance brokers, surplus line, uniform renewal date, insurance commissioner, authority, granted, *SUB HB 459, CH. 130X
- Insurance contracts, agents, brokers, temporary, provisions eliminated, SB 2330
- Insurance policies, personal property loss, service, repair coverage, SB 2730, *HB 588, CH. 138
- Insurers, examination, insurance commissioner, review, independent CPA audit, reliance, SB 2760, *HB 602, CH. 139
- International registration plan, trucks, fees, provisions, SB 2658, SUB SB 2658
- Land development, definition, modified, SB 2027
- Liquor, class H, issuance limitations modified, *SB 2005, CH. 87
- Liquor, class H, UW faculty center, allowed, SB 2169, *HB 419, CH. 104X
- Livestock, markets, public, license fee, determination, *HB 229, CH. 91X
- Manicurists, shops, operators, provisions, SB 3126, *SUB SB 3126, CH. 242X
- Marriage, validity, time period extended, *HB 338, CH. 128X
- Massage, businesses, operators, regulated, SB 3134
- Massage, operators, businesses, law repealed, SB 3113
- Mill tailings licensing and perpetual care act, enacted, SB 2197, *SUB SB 2197, CH. 110X
- Mobile homes, rental, lease, certain, sales, use tax, exemption, real estate excise tax, applied, certificate of ownership, issuance, *SUB SB 2929, CH. 266X

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

LICENSES AND LICENSING DEPARTMENT (See also LICENSES - MOTOR VEHICLE OPERATORS; also LICENSE PLATES)——cont.

- Mobile homes, used, resale, sales, use tax, exclusion, real estate excise tax, redesignated real property tax, ownership certificate, issuance, SUB HB 200, SB 2929
- Mobile homes, used, resale, sales, use tax, exemption, real estate excise tax, applied, certificate of ownership, issuance, *SUB SB 2929, CH. 266X
- Mopeds, defined, operator, vehicle regulations, fees, SB 2097, *SUB SB 2097, CH. 213X
- Motorcycles, safety, equipment, examinations, education, permits, enhanced, SB 2603
- Motor vehicles, abandoned, removal, private property, procedures, established, SUB HB 451, SB 2377
- Motor vehicles, abandoned, rights, duties, penalties, provisions, *SUB HB 755, CH. 178X
- Motor vehicles, dealer plates, corrections, provisions, SB 2071
- Motor vehicles, dealer plates, restrictions, eliminated, *SUB SB 2071, CH. 251X
- Motor vehicles, double amendments, *HB 345, CH. 11
- Motor vehicles, equipment, standards, regulations, revisions, SB 2908
- Motor vehicles, excise taxes, fees, renewal, errors, refunds, payments, provisions, *SB 2069, CH. 120
- Motor vehicles, excise tax, revenue, distribution, municipalities, certain, apportionment, formula, SB 2633
- Motor vehicles, financial responsibility, bankruptcy discharge, repealed, *HB 155, CH. 78
- Motor vehicles, financial responsibility, security deposit, suspension notice, *HB 155(a), CH. 78
- Motor vehicles, fuel tax, provisions, modified, SB 2307
- Motor vehicles, maximum length, increased, *HB 164, CH. 113X
- Motor vehicles, proportional, reciprocal, registration, delinquent fees, interest rate, increased, *HB 196, CH. 149X
- Motor vehicles, registration, documentation requirements, *HB 164, CH. 113X
- Motor vehicles, seller, Washington title, required, insurance companies, separate regulations, SUB SB 2209
- Motor vehicles, special movement permits, annual fee, *HB 164, CH. 113X
- Multiple listing associations, entrance requirements, regulated, penalties, SB 2331
- Name references, updated, *HB 849, CH. 158, P.V.
- Naturopaths, revisions, SB 2359
- Notaries, Washington uniform notary act, enacted, appropriation, SB 2435
- Nurses, registered, education, continuing, license renewal, required, SB 2272, *HB 450, CH. 106X
- Osteopathic medicine and surgery board, created, powers, duties, *SB 2355, CH. 117
- Osteopaths, regulations, revised, *SB 2355, CH. 117
- Parking, handicapped, building code requirements, reserved spaces, use authorization, permit display, violation, penalty, established, SB 2016, *SUB SB 2016, CH. 26X
- Parking, handicapped, lung disease, driver's card, eligibility, *HB 114, CH. 7X

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(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

LICENSES AND LICENSING DEPARTMENT (See also LICENSES - MOTOR VEHICLE OPERATORS; also LICENSE PLATES)——cont.

- Parking, handicapped, privileged, special license plate, use, instead of special parking decal, *SB 2040, CH. 27X
- Parking, handicapped, spaces, use violations, decriminalized, *SUB HB 1031(a), CH. 192X
- Parking, illegal, not considered serious traffic violation, provisions, SB 2073
- Partnerships, regulations, general revisions, SB 2482
- Pesticides, application, agriculture department director, rules adoption, required, licensing, examination, certification requirements, *SUB SB 2265, CH. 92
- Pesticides, application, revisions, SB 2265
- Pesticides, control, revisions, SB 2255
- Pesticides, registration, federal compliance, revisions, *SUB SB 2255, CH. 146
- Pharmacy, practice, regulations, revised, penalties, provisions, SB 2141, *SUB SB 2141, CH. 90
- Physicians, surgeons, chiropractors, professional discipline, revisions, SB 2422, *SUB SB 2422, CH. 111X
- Pilots, mandatory retirement, age limit, *SUB SB 2952, CH. 207X
- Pilots, ships, fees, pilotage commissioners board, establishment, SB 2108, *SUB SB 2952, CH. 207X
- Powers, duties, references, revised, HB 138
- Prearrangement contracts, required, *SUB HB 82, CH. 21
- Professions, occupations, regulation, criteria, established, SUB HB 315
- Promotional contests, authorized, participation provisions, stated, SUB HB 1196
- Property, personal, real, sale, documents, preparation, persons, institutions, certain, permitted, SB 2583, *SUB HB 481, CH. 107X
- Radiation control agency, program development, regulation, monitoring, emergency response plans, licensee investigation, appropriation, SUB HB 894
- Radiation control agency, program development, regulation, monitoring, emergency response plans, licensee investigation, SB 2743
- Razor clams, clamming, persons over 65, under 16, affidavit required, free license, dealer fee, payment, *SUB HB 1, CH. 243X
- Razor clams, clamming, required, fees, penalties, attached, outer garment, fisheries department, evaluation, appropriation, *SUB HB 1, CH. 243X
- Razor clams, clamming, required, fees, SB 2085
- Razor clams, personal use, required, residents, nonresidents, over 65, less than 16, free, appropriations, SB 2389
- Real estate, brokers, salespersons, regulated, commission established, powers, duties, education requirements, appropriation, SB 2316, SUB SB 2316
- Records, employment security, governmental access, restrictions modified, SB 2629, *HB 668, CH. 177X
- Recreation, interagency committee, renamed, council of recreation resources, agencies, certain, authority, vehicle permits, highways, SB 2563
- Registered disposers, requirements, *SUB HB 755, CH. 178X
- Rental agency act, enacted, SB 2153
- Salmon charter boats, established, SUB HB 177, *SB 2045(a), CH. 60
- Salmon charter boats, fishing, anglers, number restricted, two-year program, established, *SUB HB 333, CH. 101

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(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

LICENSES AND LICENSING DEPARTMENT (See also LICENSES - MOTOR VEHICLE OPERATORS; also LICENSE PLATES)——cont.

- Salmon guides, certain, vessels, charter boat definition, exclusion, *SB 2045, CH. 60
- Salmon licenses, commercial, buy-back price, limited, original cost, SB 3081
- Salmon vessels, commercial, limitation, landing requirement waiver, *SUB HB 175, CH. 135
- School buses, motor vehicle fees, payment, exemption, SB 3133
- Securities act, general revisions, *SB 2314, CH. 68X
- Security guards, investigators, patrol men, private, regulated, SB 2607, SUB SB 2607
- Self-insurance, claims, safety administration corporations, regulated, SB 3162
- Small loan act, redesignated consumer finance act, regulating provisions, modified, *SB 2233, CH. 18
- Snowmobiles, regulation, registration fees, increased, fuel tax revenues, distribution, account created, fines, *SUB HB 1281, CH. 182X, P.V.
- Social work examiners board, duties, governor appointment provisions, departmental, rules, regulations, SB 2600
- Speeding violations, minor, not considered serious traffic violations, provisions, SB 2073
- Spot checks, motor vehicles, Washington state patrol, authorized, any hour, plainly marked car, public highway, SB 2481
- Television, radio broadcasting, authority preempted by federal statutes, programming, compliance federal standards, authorized, SUB HB 1196
- Temporary service contractors, employment agencies, redefined, SB 2681
- Title only, SB 2806
- Title only, architects, SB 2710
- Title only, motor vehicles, SB 2948
- Title only, physicians, SB 3032
- Title only, professional, SB 2800
- Tonnage, purchase, monthly, permitted, SB 2778, SUB SB 2778
- Torts, governmental units, certain, affirmative defenses, provisions, SB 2875
- Traffic offenses, certain, decriminalized, SB 2126
- Traffic offenses, certain, decriminalized, general provisions, SB 2210, *SUB HB 311, CH. 164X
- Traffic offenses, noncriminal, monetary penalties, criminal justice training account, distribution, *SUB HB 311(a), CH. 164X
- Transient accommodations, fire safety standards, license requirements, SB 2783
- Transportation equipment fund, property transfers, authorized, SB 2291, *SUB SB 2291, CH. 39
- Travel trailers, campers, excise tax imposed, out-of-state exemption, collection provisions, *SB 2066, CH. 123
- Trucks, multi-units, defined, *HB 196, CH. 149X
- Trucks, proportional registration, eligibility basis, *HB 141, CH. 134
- Trucks, tonnage fees, monthly basis, minimum weight lowered, purchase fee, increased, *HB 141, CH. 134
- Use tax, exemptions, modified, HB 296
- Vehicles, emissions, control, inspection, *SUB HB 298, CH. 163X
- Vehicles, emissions, controlling, provisions, *SUB HB 298, CH. 163X

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(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

LICENSES AND LICENSING DEPARTMENT (See also LICENSES - MOTOR VEHICLE OPERATORS; also LICENSE PLATES)——cont.

Vessels, passenger-carrying, inspection, licensing, navigation rules, labor and industries regulation, inspection fees, established, SB 3100, *SUB SB 3100, CH. 74

Water wells, operators, contractors, modified, SB 3035

Wrecker bond cancellations, notification, registered mail requirement, removed, SB 2070

LICENSES - MOTOR VEHICLE OPERATORS

Certificate, physical, mental disabilities, provisions, *SB 2067, CH. 61

Drivers, in-state, out-of-state, revoked, suspended, driving, penalties, *SB 2467, CH. 74X

DWI, breathalyzer test, refusal, driving privilege revoked, court evidence, subsequent guilty plea, rescind revocation, *SUB HB 704, VETOED

DWI, conviction, nonsuspendable sentences, provisions, SB 2122

Locomotive operators, not required display, law enforcement officers, not required, *HB 6, CH. 75

Mopeds, defined, regulations, fees, SB 2097, *SUB SB 2097, CH. 213X

Occupational driver's, judge, temporary license, judges, issuance provisions, SB 2135

Occupational, instructional permits, suspension, revisions, *SB 2067, CH. 61

Proportional, reciprocal, registration, delinquent fees, interest rate, increased, *HB 196, CH. 149X

Renewal, period extended, fee increased, SB 2146

Traffic offenses, certain, decriminalized, SB 2126

Traffic offenses, certain, decriminalized, general provisions, SB 2210, *SUB HB 311, CH. 164X

Trucks, multi-units, defined, *HB 196, CH. 149X

LIENS

Crop, petroleum products, permitted, HB 45

Execution, redemption, sales, obligation, provisions, modified, SB 3024

Forest land, classified, sale, tax lien attachment provision, noncomplying conveyance instrument, auditor acceptance, prohibited, SUB HB 810

Householder, definition, single persons, personal exemption purpose, inclusion, SB 2217

Privilege fees, canners, processors, dealers, not applicable, food fish raised by grower, until harvested, or sold, lien holder exemption, *SUB SB 2388, CH. 203X

Public works project, foreclosure, reserve fund, claimant, recover, attorney fees, *HB 630, CH. 38X

Solid waste disposal system, counties, unincorporated areas, excise tax, authorized, delinquent, property lien, SB 2688

Tax warrants, personal property subject, limited, excludes third person beneficiary, SB 2934

Taxes, miscellaneous changes, SB 2621

Uniform federal lien registration act, enacted, SB 2230

Water, electricity service charges, SB 2190

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

LIEUTENANT GOVERNOR (See also CHERBERG, LIEUTENANT GOVERNOR JOHN A; also PRESIDENT OF THE SENATE)

- Bank commission, state, created, powers, duties, bank of Washington, management, control, operation, penalties, SB 2770
- Commending staff, members for courtesies, p. 2813
- Committees appointed, statutory, select, standing, individual, pp. 28-30; 2780-2781
- Execute vouchers, legislative expenses with secretary of senate, *SR 1979-53, p. 1034
- Expressing appreciation, members p. 2435
- Introductions, see President of the Senate
- Presiding, joint session, pp. 138-142; 668-671
- Salary, increased, *SUB SB 3008, CH. 255X
- Unicameral legislature, office, abolished, SJR 106

LINSCOTT, DR. M. SCOTT, JR.

- Emergency medical and ambulance review committee, member, GA 41, GA 109, confirmed pp. 41;57,190,221

LIQUOR AND LIQUOR CONTROL BOARD (See also ALCOHOL AND ALCOHOLISM)

- Beer, wholesale, retail, board, sales, prohibited, SB 3096
- Beer, wine, agents, wholesalers, distilled spirits manufacturers, authorized, *SB 2602, CH. 23X
- DWI, breathalyzer test, refusal, driving privilege revoked, court evidence, subsequent guilty plea, rescind revocation, *SUB HB 704, VETOED
- DWI, conviction, nonsuspendable sentences, provisions, SB 2122
- Gasohol distributors, special purchase permit, required, SUB SB 2978
- Gasohol production, alcohol production for gasohol, stills, license, required, no fee, SUB SB 2978
- Licenses, class H, issuance limitations modified, *SB 2005, CH. 87
- Licenses, class H, UW faculty center, allowed, SB 2169, *HB 419, CH. 104X
- Minors, talent agents, disc jockeys, on licensed premises, professional purposes, authorized, SB 2616
- Musicians, professional, liquor law enforcement, definition, implemented, SB 2940
- Title only, alcoholic beverages, SB 2912

LITTER

- Littering, convicted persons, pickup, remove deposited litter, required, provisions, *HB 689, CH. 39X
- Pilot control program, general assistance beneficiaries, employment, DSHS administration, DOE funds allocation, SB 2657
- Recycling, litter control, DOE program administration, small cities, towns, counties, fund allocation, distribution, *SB 2511, CH. 94
- Returnable beverage container act, enacted, SB 2786, INITIATIVE 61

LOANS

- Bank commission, state, created, powers, duties, bank of Washington, management, control, operation, penalties, SB 2770
- Farm cooperative, interest, B&O tax, exclusion, SB 2521, SB 3124, SUB SB 3124, *SUB HB 302(a), CH. 196X

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

LOANS—cont.

- Hospital districts, public, mortgage permitted, facilities construction purposes, provisions, *SUB SB 2532, CH. 155X
- Hospital districts, public, nursing home construction authority, *SUB SB 2532, CH. 155X
- Industrial loan companies, restrictions, modified, SB 2276
- Interest, certain transactions, interest rate, increased, SB 2764
- Small loan act, redesignated consumer finance act, regulating provisions, modified, *SB 2233, CH. 18
- Title only, SB 2817, SB 2818
- Usury, certain loans exempted, SB 2897
- Utilities, public, energy conservation purposes, authorized, SJR 120
- Utilities, public, energy conservation purposes, authorized, appropriate charge back provision, *SUB SJR 120

LOBBYISTS AND LOBBYING

- Agencies, state, regulated, HB 1221
- Financial disclosure, exemptions, requirements, modified, SB 2685, *SUB SB 2685, CH. 265X

LOBE, LUDWIG

- Washington state hospital commission, member, GA 48, confirmed pp. 42,145,201

LOCAL GOVERNMENT

- Account, revolving, state, local improvements, created, water supply facilities, public, referendum provision, SB 2639, *SUB SB 2639, CH. 234X
- Aged persons, aid, permitted, SJR 104
- Annexation, debt assumption requirements, *HB 954, CH. 124X
- Arson reporting immunity act, enacted, insurer immunity, provisions, SUB HB 748, *SB 2727, CH. 80X
- Audits, intervals, reasonable, periodic, state auditor, SB 2404
- Bonds, water supply facilities, issuance, bond anticipation notes, authorized, bond redemption fund, created, appropriation, SB 2350, *SUB HB 574, CH. 258X
- Bonds, water supply facilities, public, issuance, bond anticipation notes, authorized, bond redemption fund, created, referendum provision, SB 2639, *SUB SB 2639, CH. 234X
- Boundary review boards, review provisions, revised, SB 2586
- CHAP, combined health agencies program, wages, allowed, SB 2490
- Cities, powers, expanded, SB 2063
- Civil actions, against agency, competitor, bond, required, HB 1263
- Collective bargaining, uniformed personnel, arbitration, mediation, impasse procedures, established, *SB 2852, CH. 184X
- Community corporations, planning, land use, establishment, provisions, SB 2207
- Commuter ride sharing, course of employment, industrial insurance, exclusion, *SUB HB 96, CH. 111
- Commuter ride sharing, publicly-owned vehicles, authorized, *SUB HB 96, CH. 111
- Costs, incurred, state programs, state reimbursement, property tax levy, provisions, SB 2407
- Counties, action for damages, employees performing official duties, defense of, provisions, *SUB SB 2411, CH. 72X

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

LOCAL GOVERNMENT—cont.

- Credit unions, deposits, public funds, hold, receive, authorized, SB 2661
- Crime victims, hospital costs, certain, local government, payment, SB 2414, SUB SB 2414
- Crime victims, trauma assistance, public, private organizations providing support, availability, inform, SB 2414, SUB SB 2414
- Depositaries, public, revisions, SB 2636
- Districts, local service, withdrawn territory, assets, distribution, provisions, SB 2787
- Districts, special purpose, inactive, dissolution, provisions, *SUB HB 77, CH. 5X
- Districts, special purpose, obsolete references, deleted, *SUB HB 78, CH. 30X
- Elected officials, assumption of office, common date, provisions, *SUB HB 57, CH. 126X
- Emergency medical services, districts, counties, creation, authorized, provisions, *2nd SUB HB 1239(a), CH. 200X
- Emergency medical services, programs, development, administration, planning, inspection, licensing, training, revisions, appropriation, SB 2308, *SUB SB 2308, CH. 261X, P.V.
- Emergency medical services, regions, councils; designated, VETOED, SB 2308, *SUB SB 2308, CH. 261X, P.V.
- Emergency medical services, six-year levy, imposition, voter approval, SB 3016, *2nd SUB HB 1239, CH. 200X
- Energy conservation, residential installation, assistance, financing, constitutional contingency, *SUB SB 2976, CH. 239X
- Energy facilities, sites, certification procedures, modified, SB 2139
- Environmental coordination procedures act, modified, SB 2571
- Environmental policy act, challenges, procedures, modified, SB 2075
- Escapees, criminal justice costs, political subdivisions, reimbursement, institutional impact account, created, *SUB HB 144, CH. 108X
- Expenditures, taxes, limited, excess revenue, emergency account, created, provisions, SB 3116
- Ferry vessels, purchase, sales, use tax, exemption, SUB HB 746, *SUB SB 2929(a), CH. 266X
- Fire protection, contracts, state-owned buildings, provisions, *HB 41, CH. 102X
- Fiscal notes, appropriation clauses, legislation mandating expenditures, state, local government, copy attached to bill or resolution, required, *SUB HB 156, CH. 112X
- Funds, agency appropriations, allotment, modified, SB 3099
- Gift, real property, owner, governmental units, permitted, SB 2392
- Hazardous materials, bulk carriers, state fire marshal, regulations, provisions, SB 2382
- Hazardous materials, transportation, accidents, responsibility, requested, SJM 111
- Home rule issue, joint legislative committee, appointment, study, hearings, report, *SUB HB 76(a), CH. 194X
- Home rule, powers, counties, municipal corporations, granted, SJR 114, SUB SJR 114
- Home rule, powers, granting, clarified, *SUB HB 76, CH. 194X

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

LOCAL GOVERNMENT—cont.

- Housing authorities, joint, cities, counties, except class AA, authorized, provisions, SUB SB 3140
- Housing authorities, joint, cities, counties, first class, authorized, provisions, SB 3140
- Immunity, provisions, modified, SB 2246
- Industrial insurance, self-insurance, certain employers, allowed, SB 2151
- Insurance, direct negotiation, allowed, SB 2903
- Insurance, motor vehicles, general administration, risk management office, will contract, required, appropriations, SB 3036
- Insurance, pooling, self-insurance, allowed, SJR 121
- Irrigation districts, certain, contracts, conflict of interest prohibition, exemption, *HB 48, CH. 4X
- Living accommodations, senior citizens, certain, housing authorities, provisions, SB 2010
- Living accommodations, senior citizens, certain, poor, infirm, housing authorities, provisions, *SUB SB 2010, CH. 187X
- Local improvement districts, assessments, collection provisions, modified, SB 3088
- Local improvements, assessment hearings officer, cities, authorized, *HB 415, CH. 100X
- Migrant workers, housing facilities, task force, construction, employment security, DOT, fees, appropriations, SUB SB 2574
- Migrant workers, labor parks, task force, construction, employment security, DOT, fees, appropriations, SB 2574
- Open meetings, executive sessions, law, clarified, SB 2615
- Optional municipal code, revised, *HB.1325, CH. 18X
- Personal information, held by government agencies, protection, provisions, SB 2383
- Professional services contracts, negotiation, award procedures, established, provisions, SB 2303
- Property, lost, unclaimed, appraisal, surrender, required, penalties, auction, provisions, SB 3022
- Property, lost, unclaimed, valuation, surrender, required, finders' rights, provisions, *SUB SB 3022, CH. 85X
- Public disclosure act, records, certain, inspection, copying, exemption, SB 3136, SUB SB 3136
- Public disclosure, legislative action, open meetings, collective decisions, voting, exemption, provisions, SUB SB 2455
- Public works, contracts, utility lines, public, involvement, rights, liabilities, specified, SB 2666
- Real estate, disposition, public agencies, executive sessions, allowed, *SUB HB 248, CH. 42
- Rent, regulation, prohibited, SB 2624
- Reservoirs, counties, included within municipal water and sewer facilities act, SB 3095
- Retirement, mandatory, public employees, under age 70, prohibited, *SB 2506, CH. 159X
- Revenue equalization fund, established, appropriation, SB 3145

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

LOCAL GOVERNMENT—cont.

- Rewards, criminal arrests, information, modified, SB 2144, *SUB SB 2144, CH. 53X
- Risk management, program development, institution, provisions, SB 2866
- Self-insurance, allowed, SB 2902
- Self-insurance, risk management, joint insurance, authorized, *SUB HB 56, CH. 256X
- Self-insurance, state, political subdivisions, provisions, insurance fund, created, SB 2520
- Senior citizens, certain, poor, infirm, mobile home parks, housing authorities, projects, provisions, *SUB SB 2010, CH. 187X
- Senior citizens, low income, preferential rates, services, authorized, SB 2079
- Senior citizens, programs, authorized, SB 2262, *SUB HB 16, CH. 109
- Sheriffs, deputies, allowance, clothing, incidentals, provisions, *HB 677, CH. 132
- Shoreline management act, challenges, procedures, modified, SB 2075
- Speed limits, certain, local authorities, setting, provisions, SB 2048
- Swimming pools, new construction, heating, nonrenewable resources, use prohibited, SB 2198
- Tax revenue, revenue equalization fund established, appropriation, revenue equalization, supplementation, SB 3145
- Taxes, limit, voter approval required for taxes exceeding limit, emergency situations, funding established, SB 2931
- Taxicabs, rates, regulation, prohibited, SB 2623
- Taxing, audits, intervals, reasonable, periodic, minimum, once in three years, schedule, adoption, state auditor, SUB SB 2404
- Taxpayers, applications, reports, returns, confidentiality, provisions, SB 2664
- Title only, SB 2160, SB 2443, SB 2459, SB 3004
- Torts, certain political subdivisions, claims against, notice period, shortened, SB 2904
- Torts, judgments, modified, SB 2683
- Urban land, DNR ownership, cooperative land use planning, *SB 2218, CH. 56X
- Utilities, public, loans, energy conservation purposes, authorized, SJR 120
- Utilities, public, loans, energy conservation purposes, authorized, appropriate charge back provision, *SUB SJR 120
- Utilities, services, rates, reduced, low-income senior citizens, permitted, *SB 2077, CH. 116
- Utilities, tax, retail sales, SB 3144
- Utility services, underground, construction projects, damage, liability, responsibility, specified, SUB SB 2666

LOCAL IMPROVEMENT DISTRICTS (See also DISTRICTS; also TYPE OF DISTRICT)

- Assessments, collection provisions, modified, SB 3088
- Assessments, hearings officer, cities, authorized, *HB 415, CH. 100X
- Formation, procedures, modified, SB 2061
- Guaranty fund, transfer, general fund, cities, towns, permission authorized, SB 2376, *SUB SB 2376, CH. 55
- Sewer, water, drainage, bonds, authorized, guaranty fund, created, assessments, modified, SB 3086

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

LOCOMOTIVES

Operators, driver's license display, law enforcement officers, not required, *HB 6, CH. 75

Washington state hospital commission, member, GA 49, confirmed pp. 43,145,201

LOGAN, ARCH H., JR., M.D.

Washington state hospital commission, member, GA 49, confirmed pp. 43,145,201

LOGS

Cedar, western red, export, prohibited, processing, provisions, SB 2575

Cedar, western red, primary processing, domestic, required, SB 2599

LOPEZ, ROBERTO

Commission on Mexican-American affairs, member, GA 69, confirmed pp. 47,180,219

LOST GOODS

Abandoned, presumption, disposition, SB 2620, *HB 308, CH. 117X

Appraisal, surrender, required, finders' rights, provisions, *SUB SB 3022, CH. 85X

Appraisal, surrender, required, penalties, auction, provisions, SB 3022

Found personal property, new law, created, SUB HB 471

Lost, found property, revisions, SB 2054

LOTTERIES

Promotional contests, authorized, participation provisions, stated, SUB HB 1196

LOVELAND, VALORIA ANN

Public disclosure commission, member, GA 182 p. 2148

LUECK, ZACHARY D.

Council on postsecondary education, member, GA 96, confirmed . . pp. 54,83,114

LUMBER

Cedar, western red, export, prohibited, processing, provisions, SB 2575

Cedar, western red, primary processing, domestic, required, SB 2599

Forest land, valuation, revisions, SB 2515

Forest products, specialized, processing, transporting, regulated, *HB 460, CH. 94X

LUNG DISEASE

Parking, motor vehicles, victims, driver's card, eligibility, *HB 114, CH. 7X

LYNNWOOD

Pacific northwest festival facilities, vicinities, Federal Way, Lynnwood, bond issuance, anticipation notes, authorized, SB 2867

LYSEN, SENATOR KING

Point of inquiry, Senator Benitz, regarding mock session, amendments SSB 2442 p. 1347

Remarks, regarding EHB 636 p. 827

Statement for journal, EHB 628 p. 1887

Statement for journal SB 2756 p. 1086

Tribute, Reverend A. A. Lemieux, S.J. pp. 128-129

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

Mac GOWAN, IAN

State board for community college education, member, GA 119 p. 87

MAIL

Olympia postmark, continued use, requested, SJM 103

MAILO, ATONIO P. LEATUAVAO

Commission on Asian-American affairs, member, GA 19, GA 107, confirmed pp. 35;56,180,221

MAINTENANCE AND OPERATION

Ferry system, operating expenditures, restrained, Hood Canal bridge, destruction, provisions, SUB HB 1307

Schools, excess levies, limitations, revised, *SUB HB 227, CH. 172X

Schools, transportation costs, considered part of basic education allocation, provisions, SB 2672

MALPRACTICE

Engineers, land surveyors, regulations, ethics, responsibility, definitions, revised, SB 2767

Legal action, contingent fees, prohibited, SB 2115

Medical, children, certain, statute of limitations, revisions, SB 2228

Medical, convulsive treatment, revisions, SB 2915

Medical, professional review board, records, members, staff, not subject, subpoena, discovery proceedings, certain civil actions, *SB 2221, CH. 17

Physicians, surgeons, chiropractors, professional discipline, revisions, SB 2422, *SUB SB 2422, CH. 111X

Self-insurance, attorneys, health care professionals, provisions, VETOED, *SUB HB 1121(a), CH. 199X, P.V.

MANICURE AND MANICURISTS

Shops, operators, licensing provisions, SB 3126, *SUB SB 3126, CH. 242X

MANUFACTURERS AND MANUFACTURING

Cogeneration facilities, B&O tax credit, property tax exemption, *SUB HB 1013(a), CH. 191X

Cogeneration facilities, processes, users, public service company regulation, exemption, *SUB HB 1013, CH. 191X

Cogeneration facilities, tax credits, revenue department, certificates, authorized, SB 2598, SUB SB 2598

Coupons, certificates, certain, authorized, SB 2022

Documents, private organizations, filing, recording requirements, secretary of state, revised, HB 903

Fireworks law, state, enacted, SB 2878

MAPLE STREET BRIDGE - SPOKANE

Spokane river toll bridge, new, known, designated, James E. Keefe bridge, *SUB HB 749(a), CH. 131

Spokane river toll bridge, refunding bonds, exchange, TRS, PERS, new bridge purposes, authorized, appropriation, SB 2608, SUB SB 2608, *SUB HB 749, CH. 131

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

MAPS

Educational service districts, loans, private schools, cost-reimbursement basis, authorized, SB 2076

MAR, JAMES M.

Commission on Asian-American affairs, member, GA 20, confirmed pp. 36,183,213

MARIHUANA

Controlled substances therapeutic research act, enacted, powers, duties, SB 2264, SUB SB 2264, *SUB HB 259(a), CH. 136

Controlled substance therapeutic research act, enacted, powers, duties, appropriation, *SUB HB 259, CH. 136

Medical use, legitimized, federal government, petitioned, HJM 4

Paraphernalia, possession, sale, unlawful, prohibited, SB 2174

MARINE OIL TRANSFER FACILITIES

Domestic pipelines, required, SUB SB 2974

MARITIME

Employees, marine, ferries, toll bridges, terminals, toll bridge authority, transferred, DOT, SB 2477

Employees, marine, ferry system, state, personnel policies, civil service regulations, modified, SUB SB 2477

Ferry system, operating expenditures, restrained, Hood Canal bridge, destruction, provisions, SUB HB 1307

Grays Harbor pilotage district, established, boundaries, defined, SB 2108, *SUB SB 2952, CH. 207X

Pilotage commissioners, board, vacancies, unexpired terms, filling, quorum requirements, SB 2108, *SUB SB 2952, CH. 207X

Pilotage commissioners, budget adopted, appropriation, *SUB HB 871, CH. 168X

Pilots, license fees, examinations, compensation, examination committee members, SB 2108, *SUB SB 2952, CH. 207X

Pilots, mandatory retirement, age limit, *SUB SB 2952, CH. 207X

Vessels, passenger-carrying, inspection, licensing, navigation rules, labor and industries, regulate, SB 3100

Vessels, passenger-carrying, licensing, inspection, navigation rules, labor and industries regulation, inspection fees, established, SB 3100, *SUB SB 3100, CH. 74

Willapa Bay, pilotage district, boundaries, defined, SB 2108

MARRIAGES

Adoption decrees, certain, dissolutions, certain, voided, SB 2319

License validity, time period extended, *HB 338, CH. 128X

Marital communications, privileged status, involuntary commitment proceedings, not applicable, SB 2409

Mental, physical impediments, removed, *HB 338, CH. 128X

Retirement systems, public, spouses, ex-spouses, certain payments, court ordered, *SB 2378, CH. 205X

Vital statistics, federal standards, compliance update, *SUB HB 262, CH. 162X

• Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

MARSH, SENATOR DAN

- Motion, immediately transmit all bills considered March 2, 1979, morning session pp. 808,809
- National conference state legislatures, attendance authorized, regular per diem, actual expenses allowed, *SR 1979-53 p. 1035

MARTI, MS. MARY

- Commission on Mexican-American affairs, member, GA 70, confirmed pp. 48,180,220

MARTIN, VERNON L.

- Community college district 12, board of trustees, member, GA 136, confirmed pp. 91,239,269

MARTINSON, LUDDY

- Commission for the blind, member, GA 31, confirmed pp. 38,131,199-200

MASON COUNTY

- Judges, superior court, jointly with Thurston county, number increased, SB 2774, *SUB SB 2095(a), CH. 202X, P.V.

MASS TRANSIT (See also TRANSPORTATION; also PUBLIC TRANSPORTATION)

- Policy, state, multimodal development, intergovernmental cooperation, adopted, *SCR 112

MASSAGE

- Businesses, operators, law repealed, SB 3113
- Businesses, operators, regulated, SB 3134

MATSON, SENATOR JIM

- Commending staff for job well done p. 2811
- Deleted, sponsor *SR 1979-54 p. 1046
- National conference state legislatures, attendance authorized, regular per diem, actual expenses allowed, *SR 1979-53 p. 1035
- Personal privilege, regarding negotiation of budget p. 2132

MATSUMOTO, MS. JO-ELAINE AKEMI

- Commission on Asian-American affairs, member, GA 21, confirmed pp. 36,183,213

McDERMOTT, SENATOR JAMES A.

- Personal privilege, welcoming Their Excellencies Deng Xeaoping, Huang Hua, Fang Yi, to Washington State from Mainland China p. 348
- Remarks, regarding SSB 2335 pp. 603-604

McKINNEY, WILLIAM J., O.D.

- Community college district 2, board of trustees, member, GA 122, confirmed pp. 87,237,266

McWILLIAMS, EDWIN J.

- Washington State University, board of regents, member, GA 152, confirmed . pp. 95,315,460

MEALS

- School children, nutrition program, provisions, SB 2253

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

MEALS—cont.

School district facilities, at cost, private schools, certain children, allowed, *SB 2155, CH. 58

MEAT AND MEAT PRODUCTS

Fish, shellfish, frozen, labeling requirements, established, HB 284
Title only, inspection, SB 3048

MEDALS

Congressional medal of honor, winners, special license plates, design specified, no fee, SB 2082
Congressional medal of honor, winners, special license plates, no fee, *SB 2502, CH. 77X

MEDIATION

Collective bargaining, agreements, conflict, employer policy, bargaining agreement prevails, SB 2854
Educational employment relations, impasse, procedures, revisions, SB 3027
Educational employment relations, law implemented, SB 3079
Educational employment relations, strikes, bargaining, law implemented, SB 3149
Labor-management relations act, enacted, appropriations, SB 3090
Uniformed personnel, collective bargaining, arbitration, impasse procedures, established, *SB 2852, CH. 184X

MEDICINE

Cardiovascular health promotion program, two-year demonstration, state employees, established, personnel department, DSHS appropriations, SUB HB 715
Convulsive treatment, medical malpractice, revisions, SB 2915
Convulsive treatment, regulated, SB 3089
Death, fetal death certificates, mandatory signature, time period, established, *SUB HB 262, CH. 162X
Devices, prescription, sales and use taxes, exemptions, SB 2510
Drugs, hospital furnished, B&O tax, exclusion, SB 3124, SUB SB 3124, *SUB HB 302(a), CH. 196X
Drugs, legend, prescription requirements, pharmacy board, rule-making authority, *SUB HB 619, CH. 139X
Drugs, prescription, substitutions, revisions, SB 2589, *SUB HB 815, CH. 110
Early, periodic screening, diagnosis, treatment program, social and health services department, administration, SB 2670
Emergency medical services, program development, administration, planning, inspection, licensing, training, revisions, appropriation, SB 2308, *SUB SB 2308, CH. 261X, P.V.
Emergency medical services, regions, councils, designated, VETOED, SB 2308, *SUB SB 2308, CH. 261X, P.V.
Fraudulent claims, health care providers, services, public assistance recipients, indigent persons, prohibited, SB 2337, *SUB SB 2337, CH. 152X
Healing arts, certain, student grants, out-of-state study, postsecondary education council, appropriation, SB 2588
Health care insurance, access, quality, regulated, revisions, SB 2920
Health officers, local, educational requirements, revised, SUB HB 898
Hemophilia, health care assistance, appropriations, SB 2928

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

MEDICINE—cont.

- Immunization, children, required, religious beliefs, exemption, provisions, SB 2241
- Immunization, children, required, religious beliefs, exemption, provisions, appropriation, *SUB HB 502, CH. 118X
- Insurance, group disability, health care services, mental disorders, care, coverage, required, SB 2491
- Insurers, health care professionals, attorney associations, definition exclusion, self-insurance, permitted, SB 2259
- Malpractice, cases, contingent fees, prohibited, SB 2115
- Malpractice, children, certain, statute of limitations, revisions, SB 2228
- Malpractice, convulsive treatment, reforms, SB 2915
- Malpractice, professional review board, records, members, staff, not subject, subpoena, discovery proceedings, certain civil actions, HB 388, *SB 2221, CH. 17
- Marijuana, use, legitimized, federal government, petitioned, HJM 4
- Medical treatment, emergency, standby guardians, consent authority, *SB 2178, CH. 32
- Mental disorders, insurance, group disability, health care services, coverage, required, SB 2491
- National health planning and resources development act of 1974, implemented, council, created, *SUB HB 249, CH. 161X
- Natural death act, enacted, *SUB HB 264, CH. 112
- Naturopathic examining, disciplinary boards, established, powers, duties, SB 2380
- Naturopaths, drugs, use, formulary, development, provisions, SB 2348
- Naturopaths, regulation, licensing, revisions, SB 2359
- Nurses, registered, education, continuing, license renewal, required, SB 2272, *HB 450, CH. 106X
- Nursing homes, abuse, patients, reporting system, provisions, penalties, *SB 2338, CH. 228X
- Nursing homes, auditing and cost reimbursement act, enacted, SB 2335
- Nursing homes, auditing and cost reimbursement act, enacted, appropriation, SUB SB 2335
- Nursing homes, resident care standards, provisions, SB 2336, *SUB SB 2336, CH. 211X
- Osteopathic medicine and surgery board, created, powers, duties, *SB 2355, CH. 117
- Osteopaths, regulations, revised, *SB 2355, CH. 117
- Panel medicine plan, state employees, higher payment, employers' contributions, increased, authorized, SB 2582, *SUB HB 729, CH. 125
- Panel medicine plan, state employees insurance board, inclusion, SB 2581
- Physicians, osteopaths assistants, pharmacy board practitioner definition, inclusion, *SUB HB 619, CH. 139X
- Physicians, surgeons, chiropractors, professional discipline, revisions, SB 2422, *SUB SB 2422, CH. 111X
- Physicians, surgeons, osteopaths, chiropractors, basic science, examination, requirement, eliminated, *SUB HB 219, CH. 114X
- Title only, malpractice, SB 2525
- Title only, practitioners, SB 2543
- Uniform brain death act, enacted, SB 2170

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

MEETINGS

- Open executive sessions, law, clarified, SB 2615
- Student associations, certain, higher education, open, required, HB 357

MEMORIAL SERVICES

- Committee appointed under HCR 5 p. 455
- Joint session pp. 668-671

MEMORIALS

- BPA, pilot developmental plants, authorization, requested, *SJM 107
- Budget, federal, balanced, required, constitutional amendment, convention, petitioned, SJM 101
- Gasohol production, barriers, removal, Congress, petitioned, *HJM 16
- German Federal Republic, statute of limitations, Nazi war criminals, extension, petitioned, SJM 104
- Hazardous materials, transportation, accidents, emergency response teams, federal aid, training, requested, SJM 108
- Hazardous materials, transportation, accidents, responsibility, local level, requested, SJM 111
- Hazardous materials, transportation, interstate, international, placard system, improved, federal government, provide, SJM 109
- Indian fishing treaty issues, U.S. supreme court, speedy resolution, petitioned, SJM 105
- Legislators, deceased, memorial service, February 23, 1979, *HCR 5
- Marijuana, medical use, legitimized, petitioned, HJM 4
- Milwaukee railroad, federal aid, requested, SJM 106
- National park service, land acquisition, certain practices, federal action, curb, petitioned, SJM 102
- Olympia postmark, continued use, requested, SJM 103
- Stampede pass weather station, manned status, maintain, requested, SJM 110
- Sugar beets, federal price support, petitioned, *HJM 3

MENTAL HEALTH

- Commitment, procedures modified, SB 2415
- Commitment, treatment, mentally ill, provisions, *SUB SB 2415, CH. 215X
- Community support for the mentally ill act, enacted, demonstration project, Spokane county, appropriation, SB 2587
- Controlled substances, certain, dispensing prohibited, exemption, certain, abuse investigation, provisions, *SUB HB 624, CH. 119X
- Cooperative programs, DSHS, school districts, client pay requirement, exemption, permitted, *SUB HB 1347, CH. 145X
- Discrimination, unfair practice, protection, sensory, mental, physical handicaps, extended, appropriation, *SUB HB 480(a), CH. 127
- Insurance, group disability, health care services, mental disorders, care, coverage, required, SB 2491
- Title only, SB 2544
- Treatment centers, public income, B&O tax, exclusion, SB 2260, SB 3124, SUB SB 3124, *SUB HB 302, CH. 196X

MENTAL ILLNESS AND RETARDATION (See also HANDICAPPED)

- Commitment, treatment provisions, *SUB SB 2415, CH. 215X
- Community services, levies, 106% limitation, required, SUB HB 943

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

MENTAL ILLNESS AND RETARDATION (See also HANDICAPPED)—cont.

- Community support for the mentally ill act, enacted, demonstration project, Spokane county, appropriation, SB 2587
- Detention, commitment procedures, evaluation, investigation process, modifications, requirements, limitations, SB 2171, SUB SB 2171
- Discrimination, unfair practice, protection, sensory, mental, physical handicaps, extended, appropriation, *SUB HB 480(a), CH. 127
- Escapees, criminal justice costs, political subdivisions, reimbursement, institutional impact account, created, *SUB HB 144, CH. 108X
- Gravely disabled, definition, revised, SB 2428
- Handicapped facilities, bonds, issuance, bond anticipation notes, authorized, bond redemption fund, created, appropriation, referendum provision, *SUB HB 740, CH. 221X
- Insurance, group disability, health care services, mental disorders, care, coverage, required, SB 2491
- Social and health services, disabled, handicapped, physical, mental, institutions, responsibility, code revisions, SB 2750
- Treatment, involuntary, initial period, lengthened, SB 2046
- Treatment, medical, emergency, standby guardians, authority, *SB 2178, CH. 32

MERCER ISLAND

- I-90 completion, general obligation bonds, authorized, DOT appropriation, *SUB HB 1032, CH. 180X

MERGERS

- Water, sewer, special purpose districts, board members, provisions, SUB HB 131

MICKELSON, BOB

- Department of agriculture, director, GA 4, confirmed pp. 32,185,208

MICROWAVES

- Radiation control agency, program development, regulation, monitoring, emergency response plans, licensee investigation, SB 2743
- Radiation control agency, program development, regulation, monitoring, emergency response plans, licensee investigation, appropriation, SUB HB 894
- Radiation pilot program, nonionizing radiation hazards, report to legislature, provision, appropriation, SUB HB 894

MIGRANT WORKERS

- Agricultural labor parks, task force, construction, employment security, DOT, fees, appropriations, SB 2574
- Housing facilities, task force, construction, employment security, DOT, fees, appropriations, SUB SB 2574
- Housing, Yakima county, continued, fees, authorized, jurisdiction transferred, employment security, appropriation, HB 672, *SB 2630, CH. 79X

MIKALSON, ROBERT

- State transportation commission, member, GA 88, confirmed pp. 52,228,334

MILES, MARCINE

- Community college district 14, board of trustees, member, GA 139, confirmed pp. 91,239,269

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

MILITARY (See also VETERANS)

- Community colleges, military programs, funds, use, limited, SB 2154
- Congressional medal of honor, winners, special license plates, issuance authorized, no fee, *SB 2502, CH. 77X
- Officers, promotion procedures, modified, SB 2363
- Provisions, certain, modified disability, employment rights, compensation, federal compensatory benefits, relieves state obligation, SB 2400
- Public employees retirement system, dual/multiple membership, military service credit, provisions, appropriations, SB 3001
- Public employees retirement system, military service credit, provisions, modified, SB 2051, SB 2083
- Teachers retirement system, military service credit, provisions, modified, SB 2050
- Veteran's, employment preference, noncompetitive employment systems, competitive, certain, revisions, SB 3106, SUB SB 3106
- Veteran's, employment preference, ratings, revisions, spouses, provisions, SB 3105, SUB SB 3105

MILITIA

- Hazardous materials, committee, created, membership, duties, SB 2564
- Hazardous materials, incidence response program, preparation, teams, training, emergency services department, SB 2564
- National Guard, scholarships, higher education institutions, as defined, authorized, 2nd SUB SB 2212
- National Guard, scholarships, higher education institutions, authorized, SUB SB 2212, *SUB HB 295, CH. 90X
- National Guard, scholarships, state supported higher education institutions, authorized, SB 2212
- Officers, promotion procedures, modified, SB 2363
- State, provisions, certain, modified disability, employment rights, compensation, federal compensatory benefits relieves state obligation, SB 2400

MILK

- Dairy products, commission, alias permitted, dairy farmers of Washington, treasurer, increase bonding, research, revisions, HB 625

MILLER, KAREN

- Community college district 5, board of trustees, member, GA 126, confirmed pp. 88,238,267

MILLS

- Mill tailings and perpetual care act, enacted, SB 2197, *SUB SB 2197, CH. 110X

MILWAUKEE RAILROAD

- Federal aid, requested, SJM 106

MINERAL RIGHTS

- Assessment, valuation, revenue department, provisions, SB 2419
- Property taxation, provisions, SB 2425

MINES AND MINING

- Mill tailings licensing and perpetual care act, enacted, SB 2197, *SUB SB 2197, CH. 110X

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

MINORITIES (See also HUMAN RIGHTS AND HUMAN RIGHTS COMMISSION)

Businesses, public works, contracts, revisions, SB 2572

Day labor projects, certain, county roads, contractors, employment, solicitation, SUB SB 2177

MINORS (See also YOUTH)

Adoption certificates, birth records, certain, provisions, SB 2020, *HB 4, CH. 101X

Adoption decrees, certain, dissolution of marriage, certain, voided, SB 2319

Blood donations, 17 years old, no parental consent necessary, HB 870

Drivers, instructional permits, suspension, issuance, revisions, *SB 2067, CH. 61

Employment, permit required, 12 month limit, not allowed to work during labor dispute, SB 2592

Juveniles, curfew, violations, provisions, SUB SB 2495

Juveniles, divertible offenders, community services, detention, counseling, provisions, custody, general revisions, SB 3078

Liquor licensees, on premises, certain professional purposes, authorized, SB 2616

Parent-child relationship, termination procedures, crisis intervention, guardianship status establishment, general provisions, SUB HB 1261

Parent-child relationship, termination procedures established, *SUB HB 352, CH. 165X

Parent-child relationship, termination procedures, Indian tribe membership, guardianship status establishment, general provisions, SUB HB 1261

Pornography, involving children, prohibited, penalties prescribed, SUB HB 551, SB 2013

Procedures for families in conflict, crisis intervention services, custody, detention, court records, DSHS appropriation, *SUB SB 2768, CH. 155, P.V.

Procedures for families in conflict, crisis intervention services, DSHS, provisions, SB 2768

Procedures for families in conflict, crisis intervention services, DSHS, provisions, appropriation, *SUB SB 2768, CH. 155, P.V.

Runaway youth, families, detention facilities, crisis shelters, modified, appropriations, SB 3122

Runaway youth, interstate compact, revisions, SB 3014

Runaway youth, procedures for families in conflict, SB 2768

Runaway youth, procedures for families in conflict, appropriation, *SUB SB 2768, CH. 155, P.V.

Truancy, habitual, juvenile justice act, included, SB 3026

Uniform child custody jurisdiction act, enacted, *HB 18, CH. 98

Welfare services, foster care, adoption, recruiting plan, development, investigation, SB 3092

MISDEMEANORS

Aircraft hazard zone, described, penalties, SB 2916

Arrest power, without warrant, gross misdemeanors, defined, *SUB HB 22, CH. 28X

Dogs, theft, injury, concealment, prohibited, gross misdemeanor, SB 2215

Drivers license, in-state, out-of-state, revoked, suspended, driving, penalties, *SB 2467, CH. 74X

Drug paraphernalia, possession, sale, unlawful, prohibited, SB 2174

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

MISDEMEANORS—cont.

- Game licenses, obtained by fraud, gross misdemeanor, SB 2315, *HB 330, CH. 127X
- Imprisonment, certain, terms, modified, SUB HB 498, SB 2247
- Juveniles, curfew, violations, provisions, SUB SB 2495
- Juveniles, habitual truancy, defined, penalty, SB 2496
- Noxious weeds, tansy ragwort, spread, provisions, SB 2393, *SUB SB 2393, CH. 118
- Parking, handicapped, building code requirements, reserved spaces, use authorization, permit display, violation, penalty, established, SB 2016, *SUB SB 2016, CH. 26X
- Stop-payment order, negotiable instrument, fraudulent, provisions, SUB HB 644

MISSIONS

- Students, higher education, parents assigned to consular missions, resident fees, pilot programs authorized, *SUB SB 2042, CH. 19X
- Students, higher education, undergraduates, parents assigned to consular missions, resident fees, pilot programs, authorized, SB 2042

MOBILE HOME LANDLORD/TENANT ACT

- Recreational lots, seasonal use, exempt, HB 638
- Rental agreements, terms, conditions, *SUB HB 1308, CH. 186X, P.V.

MOBILE HOMES (See also MOTOR HOMES)

- Living accommodations, senior citizens, certain, housing authorities, provisions, SB 2010
- Living accommodations, senior citizens, poor, infirm, housing authorities, provisions, *SUB SB 2010, CH. 187X
- Recreational lots, seasonal use, mobile home landlord-tenant act, exempt, HB 638
- Rental, agreements, terms, conditions, *SUB HB 1308, CH. 186X, P.V.
- Rental, lease, certain, sales, use tax, exemption, real estate excise tax, applied, certificate of ownership, issuance, *SUB SB 2929, CH. 266X
- Rental or lease, certain, retail sales tax, exemption, SB 2929
- Resale, certain, real estate sales tax, applied, provision, SB 2193
- Senior citizens, certain, poor, infirm, housing authorities, projects, provisions, *SUB SB 2010, CH. 187X
- Senior citizens, housing authorities, projects, provisions, SB 2010
- Title only, lots, landlords, tenants, SB 3064
- Used, resale, sales, use tax, exclusion, real estate excise tax, redesignated, real property tax, certificate of ownership, issuance, SUB HB 200, SB 2929
- Used, resale, sales, use tax, exemption, real estate excise tax, applied, certificate of ownership, issuance, *SUB SB 2929, CH. 266X

MONTGOMERY, RICHARD

- Restoration civil rights/privileges, governor's message p. 895

MOORAGE

- Floating home landlord-tenant act, enacted, moorages, legal rights, SB 2850, SUB SB 2850
- Floating home landlord-tenant act, enacted, moorages, legal rights, VETOED, *SUB HB 1308(a), CH. 186X, P.V.

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

MOORAGE—cont.

Leases, objects, certain, moored, tidelands, shorelands, harbor areas, navigable waters, beds, DNR terms, SUB SB 3044

Title only, SB 3044

MOORE, SENATOR RAY

Remarks, *SR 1979-77, regarding public disclosure commission forms . . . p. 1872

Tribute, Reverend A. A. Lemieux, S.J. p. 128

MOPEDS

Defined, operator, vehicle license regulations, fees, SB 2097, *SUB SB 2097, CH. 213X

MORTGAGES

Hospital districts, public, debt assumption, mortgage authority, *HB 933, CH. 143X

Hospital districts, public, nursing home construction authority, *SUB SB 2532, CH. 155X

Hospital districts, public, permitted, facilities construction purposes, provisions, *SUB SB 2532, CH. 155X

Property, personal, real, sale, documents, preparation, persons, institutions, certain, permitted, SB 2583

MORTICIANS

Embalmers, eyes, removal, authorized, *SB 2121, CH. 37

Embalmers, eyes, removal, permitted, SB 2081

MOTELS

Discrimination, unfair practice, protection, sensory, mental, physical handicaps, extended, appropriation, *SUB HB 480(a), CH. 127

Labor-management act, enacted, SB 2011

MOTION PICTURES

Motion picture fair competition act, blind bidding, prohibited, bidding procedures, established, attorneys fees, *HB 58, CH. 29X

MOTOR FREIGHT

Carriers, equipment safety, hazardous materials, regulated, penalties, SUB HB 639

Commercial zones, terminal areas, established, SB 2745

Nonprofit shipping consolidation groups, regulation, exclusion, *SUB HB 535, CH. 138X

Public utilities, fees, regulatory, certain, failure to pay, penalties, removed, SB 2349, *HB 441, CH. 198X

Special movement permits, annual fee, *HB 164, CH. 113X

UTC, study, freight amounts, interstate, intrastate, empty backhaul, inquiry limited to weigh stations, SB 2927

MOTOR VEHICLES (See also MOTORCYCLES AND MOTORBIKES; also LICENSES - MOTOR VEHICLE OPERATORS)

Abandoned, removal, private property, procedure, established, HB 451, SUB HB 451, SB 2377

Abandoned, rights, duties, penalties, provisions, *SUB HB 755, CH. 178X

Accidents, reports, copy fees, increased, *SB 2078, CH. 34

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

MOTOR VEHICLES (See also MOTORCYCLES AND MOTORBIKES; also LICENSES - MOTOR VEHICLE OPERATORS)—cont.

Accidents, runaway car, last driver, certain duties, established, HB 814

Arrest, power, drivers, without warrant, certain traffic violations, defined, *SUB HB 22, CH. 28X

B&O tax, gasohol production, alcohol production for gasohol, exemption, 2nd SUB HB 1000, *SUB HB 302(a), CH. 196X

Campers, purchase, nonresident, use, certain, exempt, sales tax, HB 1317

Campers, unfair motor vehicle business practices act, inclusion, HB 145

Carriers, terminal areas, commercial zones, established, SB 2745

Child restraint systems, installation, parents, required, SB 2895

Cities, over 400,000, motor vehicle fuel, special fuel excise taxes, imposition by ordinance, authority, *SUB HB 1034, CH. 181X

Combinations, excess of 73 feet length, prohibited, SB 2041

Commuter ride sharing, course of employment, industrial insurance, exclusion, *SUB HB 96, CH. 111

Commuter ride sharing, private vehicles, owner's liability, *SUB HB 96, CH. 111

Commuter ride sharing, publicly-owned vehicle, authorized, *SUB HB 96, CH. 111

Dealers, salespersons, fees, increased, SB 2071, *SUB SB 2071, CH. 251X

Double amendments, *HB 345, CH. 11

Drivers, drunk, defined, standards established, mandatory one-day jail sentence, *SUB HB 665, CH. 176X

Drivers, drunk, drugged, deferred prosecution program, ineligible, SB 2099

Drivers, impaired medical condition, doctors, report, department of licensing, authorized, SB 2110

Drivers, noncompliance, law enforcement order to stop, penalty, *SB 2468, CH. 75X

Drivers, physical, mental disabilities, certificates, provisions, *SB 2067, CH. 61

Drivers, training, commercial schools, instructors, regulation provisions, SB 2032, *SUB SB 2032, CH. 51X

Driving, private property, damages, penalties, SB 2047

DWI, breathalyzer test, refusal, driving privilege revoked, court evidence, subsequent guilty plea, rescind revocation, *SUB HB 704, VETOED

DWI, conviction, nonsuspendable sentences, provisions, SB 2122

DWI, defined, standards established, mandatory one-day jail sentence, *SUB HB 665, CH. 176X

Equipment, standards, regulations, revisions, SB 2908

Farm products, hauling, certain circumstances, license exemptions, *SUB HB 97, CH. 6X

Financial responsibility, bankruptcy discharge, repealed, *HB 155, CH. 78

Financial responsibility, security deposit, suspension notice, *HB 155(a), CH. 78

Fuel, nonpolluting, commercial vehicles, natural gas, propane, use, encouraged, license fee in lieu of tax, provisions, SB 2234

Fuel, nonpolluting, use, favorable license fee, in lieu of tax, reduced, extended, *HB 288, CH. 48

Fuel, special, taxation, regulation, provisions, SB 2304, *SUB SB 2304, CH. 40

Fund, appropriations, limits, provisions, SUB SB 2956

Gasohol distributors, special liquor purchase permit, required, SUB SB 2978

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

MOTOR VEHICLES (See also MOTORCYCLES AND MOTORBIKES; also LICENSES - MOTOR VEHICLE OPERATORS)—cont.

- Gasohol production, alcohol production for gasohol, property, equipment used, leasehold interests, tax exemption, 2nd SUB HB 1000
- Gasohol production, alcohol production for gasohol, stills, liquor control board, license, required, no fee, SUB SB 2978
- Gasohol production, barriers, removal, Congress, petitioned, *HJM 16
- Gasohol taxes, motor vehicle fuel excise, importer, partial exemption, SUB SB 2978
- Hunting, population control, purposes, game department, permits, authorized, SB 2322
- Insurance, liability, requirements, SB 3013
- Insurance, local government, general administration, risk management office, will contract, required, appropriations, SB 3036
- Insurance policies, certain, understandable language, cancellation, written notice, reasons, libel, slander immunity, *SUB HB 109, CH. 133
- Insurance, policies, renewal, refusal, insurers', limitations, SB 2029
- Insurance, underinsured, hit-and-run, coverage, permitted, SUB HB 103
- Insurance, underinsured, uninsured, coverage, provisions, SB 2859
- Insurance, underwriting criteria, disclosure, required, SB 2150
- International registration plan, trucks, fees, provisions, SB 2658, SUB SB 2658
- Lanes, preferential, unlawful use, civil fines, established, SB 2855, SUB SB 2855, SB 3119
- Length maximum, increased, *HB 164, CH. 113X
- License plates, handicapped persons, use, instead of special parking decal, *SB 2040, CH. 27X
- Licenses, drivers, occupational, instructional permits, minors, suspension, issuance, revisions, *SB 2067, CH. 61
- Licenses, drivers, occupational, judge, temporary license, issuance provisions, SB 2135
- Licenses, drivers, picture ID provided during renewal period, *SB 3077, CH. 87X
- Licenses, drivers, renewal period extended, fee increased, SB 2146
- Licenses, fees, excise taxes, renewal, errors, refunds, payments, provisions, *SB 2069, CH. 120
- Licenses, in-state, out-of-state, revoked, suspended, driving, penalties, *SB 2467, CH. 74X
- Licenses, special, congressional medal of honor, design specified, issuance, no fee, SB 2082
- Licenses, special, congressional medal of honor, issuance, no fee, *SB 2502, CH. 77X
- Licensing, registration, documentation requirements, *HB 164, CH. 113X
- Loads, not properly secured, fastened, forbidden, SB 2480, SUB SB 2480
- Maximum size, restrictions, modified, SB 2341
- Mopeds, defined, operator, vehicle license regulations, fees, SB 2097, *SUB SB 2097, CH. 213X
- Motor freight carriers, equipment safety, hazardous materials, regulated, penalties, SUB HB 639
- Operators, financial responsibility, minimum limits, raised, SB 2162

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

MOTOR VEHICLES (See also MOTORCYCLES AND MOTORBIKES; also LICENSES - MOTOR VEHICLE OPERATORS)—cont.

- Operators, financial responsibility, minimum limits, raised, general revisions, SB 2056
- Operators, instruction permit, effective period, lengthened, fee increased, distribution, revised, *SB 2094, CH. 63
- Operators, physical, mental disabilities, certificates, provisions, *SB 2067, CH. 61
- Parking, handicapped, building code requirements, reserved spaces, use authorization, permit display, violation, penalty, established, SB 2016, *SUB SB 2016, CH. 26X
- Parking, handicapped, lung disease, driver's card, eligibility, *HB 114, CH. 7X
- Parking, handicapped, privileged, special license plate, use, instead of special parking decal, *SB 2040, CH. 27X
- Parking, handicapped, spaces, use violations, decriminalized, *SUB HB 1031(a), CH. 192X
- Parking, illegal, not considered serious traffic violation, provisions, SB 2073
- Personal lines insurance, terms, termination, revisions, SB 3103
- Property, personal, execution, attachment, items, exemption, modified, *SB 2106, CH. 65X
- Property, transportation, powers, transportation commission, stated, SB 2617
- Proportional registration, reciprocal, delinquent, interest rate, increased, *HB 196, CH. 149X
- Reckless operation, lawful process, interference, reckless flight, felony, SB 2116
- Registered disposers, licensing requirements, *SUB HB 755, CH. 178X
- Sale, offer to sell, seller, Washington title, required, SB 2209
- Sale, offer to sell, seller, Washington title, required, insurance company, separate regulations, SUB SB 2209
- School buses, license fees, payment, exemption, SB 3133
- School buses, motor vehicle excise tax, exemption, SB 3108
- School districts, needs, SPI criteria, specifications, determination, payment by grant, SUB HB 556
- Special movement permits, annual fee, *HB 164, CH. 113X
- Speed limit, certain, local authorities, setting, provisions, SB 2048
- Speed limit, 65 mph maximum, established, SB 2487
- Speeding violations, certain, parking violations, drivers insurance abstracts, exclusion, SUB SB 2418
- Speeding violations, minor, not considered serious traffic violations, provisions, SB 2073
- Spot checks, Washington state patrol, authorized, any hour, plainly marked car, public highway, SB 2481
- Taxes, excise, distribution, municipalities, public transportation purposes, modified, SB 2261
- Taxes, excise, distribution statute, expiration date, removed, *HB 622, CH. 175X
- Taxes, excise, fuel, distribution formula, revised, SB 2059
- Taxes, excise, payment pledge, public transportation bonds, certain, withdrawn, SB 2091
- Taxes, fuel, provisions, modified, SB 2307
- Taxicabs, fuel tax, refund, provisions, SB 2037
- Taxicabs, rates, regulation, prohibited, cities, towns, counties, SB 2623

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

MOTOR VEHICLES (See also MOTORCYCLES AND MOTORBIKES; also LICENSES - MOTOR VEHICLE OPERATORS)—cont.

- Tires, studded, outlawed, 1981, April, SB 2098
- Tires, studded, outlawed, 1983, April, SB 2356
- Title only, SB 2950, SB 2951
- Title only, dealers, SB 3053
- Title only, insurance, SB 2808
- Title only, licensing, SB 2948
- Tonnage, license, purchase, monthly, permitted, SB 2778, SUB SB 2778
- Traffic offenders, alcohol, drug-related, evaluation, treatment program, participation, requirements, development criteria, sentencing provisions, *SUB HB 665, CH. 176X
- Traffic offenses, certain, decriminalized, SB 2126
- Traffic offenses, certain, decriminalized, general provisions, SB 2210, *SUB HB 311, CH. 164X
- Traffic offenses, noncriminal, monetary penalties, criminal justice training account, distribution, *SUB HB 311(a), CH. 164X
- Traffic violations, decriminalization, *HB 101, CH. 136X
- Transportation department, reimbursable local projects, appropriation, *SUB HB 872, CH. 169X
- Transportation equipment fund, property transfers, authorized, SB 2291, *SUB SB 2291, CH. 39
- Transportation providers, private, nonprofit, elderly, handicapped, state certification, *SUB HB 96, CH. 111
- Travel trailers, campers, excise tax imposed, out-of-state exemption, collection provisions, *SB 2066, CH. 123
- Trespass, criminal, seizure and forfeiture, procedure, provisions, SUB HB 562
- Truck semitrailers, second trailer pulling, authorized, SB 2343
- Trucks, multi-units, defined, *HB 196, CH. 149X
- Trucks, proportional registration, eligibility basis, *HB 141, CH. 134
- Trucks, tonnage fees, monthly basis, minimum weight lowered, purchase fee, increased, *HB 141, CH. 134
- Use tax, exemptions, modified, HB 296
- Vehicle emissions, control, inspection, *SUB HB 298, CH. 163X
- Wrecker bond cancellations, notification, registered mail requirement, removed, SB 2070

MOTORCYCLES AND MOTORBIKES

- Drivers, impaired medical condition, doctors, report, department of licensing, authorized, SB 2110
- Licensing, registration, technical corrections, *HB 164, CH. 113X
- Mopeds, defined, operator, vehicle license regulations, fees, SB 2097, *SUB SB 2097, CH. 213X
- Reckless operation, lawful process, interference, reckless flight, felony, SB 2116
- Safety, equipment, examinations, education, permits, enhanced, SB 2603

MOTTLEY, MS. RUTH F.

- Yakima Valley community college district 16, board of trustees, member, GA 142, confirmed pp. 92,240,270

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

MUKILTEO

Edmonds community college, new district, no. 23, created, *HB 335, VETOED

MULES

Damage, injury, destruction, penalty, revised, *SUB SB 2142, CH. 145

Damage, injury, penalty, revised, SB 2142

MUNICIPAL CODE, OPTIONAL

Cities, towns, reorganization, revisions, *HB 1325, CH. 18X

MUNICIPAL CORPORATIONS

Aged persons, aid, permitted, SJR 104

Auditor, state; municipal tax levy, review, *HB 320, CH. 218X

Audits, financial, state auditor, frequency, payment provisions, revised, *SB 2403, CH. 71

Audits, intervals, reasonable, periodic, minimum, once in three years, schedule, adoption, state auditor, SUB SB 2404

Audits, intervals, reasonable, periodic, state auditor, SB 2404

Cities, 1st class, corporation, creation, authorized, SB 2107

Community corporations, planning, land use, establishment, provisions, SB 2207

Commuter ride sharing, course of employment, industrial insurance, exclusion, *SUB HB 96, CH. 111

Commuter ride sharing, publicly-owned vehicles, authorized, *SUB HB 96, CH. 111

Damages, actions, employees performing official duties, defense of, provisions, SB 2411

Districts, special purpose, inactive, dissolution, provisions, *SUB HB 77, CH. 5X

Energy conservation, residential installation, assistance, financing, constitutional contingency, *SUB SB 2976, CH. 239X

Filing fees, justice court services, negotiation with county, allowed, arbitration requirement, *HB 424, CH. 129X

Financial disclosure, officials, exemptions, requirements, modified, SB 2685, *SUB SB 2685, CH. 265X

Funds, investments, county treasurers, bankers acceptances, purchased on secondary market, authorized, *SUB SB 2274, CH. 57

Gift, real property, owner, governmental units, permitted, SB 2392

Home rule, powers, granted, SJR 114, SUB SJR 114

Immunity, provisions, modified, SB 2246

Insurance, direct negotiation, allowed, SB 2903

Motor vehicles, excise tax, distribution, municipalities, public transportation purposes, modified, SB 2261

Motor vehicles, excise tax, revenue, distribution, municipalities, certain, apportionment, formula, SB 2633

Pension fund tax levies, 106% limitation, required, SUB HB 943

Performing, visual arts centers, municipal, authorized, *SB 2062, CH. 222X

Printer, public, general revisions, SB 2257

Public, funding, excise, sales and use, business tax, proceeds, operation, maintenance, capital needs, HB 570

Reservoirs, counties, included within municipal water and sewer facilities act, SB 3095

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

MUNICIPAL CORPORATIONS—cont.

- Self-insurance, state, political subdivisions, provisions, insurance fund, created, SB 2520
- Senior citizens, programs, authorized, SB 2262, *SUB HB 16, CH. 109
- Title only, community, SB 2715
- Torts, certain political subdivisions, claims against, notice period, shortened, SB 2904
- Utilities, public, loans, energy conservation purposes, authorized, SJR 120
- Utilities, services, rates, reduce, low-income senior citizens, permitted, *SB 2077, CH. 116
- Water supply facilities, improvements, bonds authorized, state finance committee, referendum provision, SB 2639, *SUB SB 2639, CH. 234X

MUNICIPAL COURTS

- Appeals, court of appeals, permitted, SJR 107, SB 2105
- Cities, termination by ordinance, HB 52
- Establishment, revisions, SB 2163
- Traffic offenses, certain, decriminalized, SB 2126
- Traffic offenses, certain, decriminalized, general provisions, SB 2210, *SUB HB 311, CH. 164X
- Traffic offenses, noncriminal, monetary penalties, criminal justice training account, distribution, *SUB HB 311(a), CH. 164X

MURDER

- Felony-murder doctrine, second degree assault, exempted, SB 2853
- Felony-murder, manslaughter, assault, exempted, SB 3067
- Search warrants, use limited, HB 427

MURPHY, DOROTHY L.

- Grays Harbor community college district 2, board of trustees, member, GA 154, confirmed pp. 95,241,273

MUSEUMS

- Bonds, performing, visual arts, museum facilities, issuance, authorized, bond redemption fund, created, SB 3015
- State capitol, fund raising, gift, bequest acceptance, limits, removed, SUB HB 515
- Visual arts centers, municipal, authorized, *SB 2062, CH. 222X

MUSIC

- Musical instruments, equipment, employee-musician, employer, defined, damaged, stolen, liability, established, SB 2687
- Musical instruments, equipment, employee-musician, employer, defined, damaged, stolen, strict liability, established, SB 2680
- Musicians, professional, liquor law enforcement, definition, implemented, SB 2940
- Successor clauses, entertainment services, union contracts, provisions, SB 2679, SUB SB 2679

MUTUAL SAVINGS BANKS (See also BANKS AND BANKING)

- Cease and desist orders, certain practices, banking supervisor, authorized, SB 2740, *HB 806, CH. 46
- Financial affairs privacy act, enacted, SB 2997
- Title only, SB 2815, SB 3055

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

NACHES PASS

Tunnel, transportation department, construction, directed, SB 2690

NAKATSU, RUSSELL

Commission on Asian-American affairs, member, GA 22 p. 36

NATIONAL CONFERENCE OF STATE LEGISLATURES

Authorization to attend, *SR 1979-53. p. 1035

NATIONAL GUARD

Officers, promotion procedures, modified, SB 2363

Scholarships, higher education institutions, as defined, authorized, 2nd SUB SB 2212

Scholarships, higher education institutions, authorized, SUB SB 2212, *SUB HB 295, CH. 90X

Scholarships, state supported higher education institutions, authorized, SB 2212

State militia, provisions, certain, modified, disability, employment rights, compensation, federal compensatory benefits relieves state obligation, SB 2400

NATURAL GAS

Consumer costs, minimize, policies, UTC, develop, directed, SB 3080

Energy conservation, residential, programs, authorized, SB 2202

Fuel, nonpolluting, commercial vehicles, natural gas, propane, use, encouraged, license fee in lieu of tax, provisions, SB 2234

Fuel, nonpolluting, use, favorable license fee, in lieu of tax, reduced, extended, *HB 288, CH. 48

Heat, home, use, facilitated, SB 3087, SUB SB 3087

Rate-making, fair value, future utility plants, costs, allowance, authorized, SB 3082

Senior citizens, low income, local governmental entities, preferential rates, services, authorized, SB 2079

Senior citizens, low-income, local governmental utility services, reduced rates, permitted, *SB 2077, CH. 116

Tax, local government, retail sales, SB 3144

Utility functions, certain, counties, excise tax, imposition, authorized, SB 2441

NATURAL RESOURCES AND NATURAL RESOURCES DEPARTMENT

Aquatic plants, animal resources, shoreline management act, harvest defined, SB 2364

Arbor Day, seedlings presented members p. 1487

Cedar, western red, export, prohibited, processing, provisions, SB 2575

Cedar, western red, primary processing, domestic, required, SB 2599

Christmas trees, shipped out of state, reports, repealed, SB 2258, *SUB HB 186, CH. 32X

Cooperative forest management services act, enacted, provisions, *HB 178, CH. 100

Fire marshal, fire data, collection, analysis, reporting requirements, DNR, shared duties, forest fires, SB 3132

Fire protection, trust lands, funds transferred, forest development, resource management cost accounts, general fund funding, *SUB SB 2967, CH. 208X

Fisheries, game enforcement, transferred, state patrol, provisions, SB 2476

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

NATURAL RESOURCES AND NATURAL RESOURCES DEPARTMENT—
cont.

- Forest fire advisory board, duties, prevention and suppression policies, inclusion, sunset act termination schedule, deleted, *HB 874, CH. 49
- Forest land, valuation, revisions, SB 2515
- Forest products, institute, abolished, duties transferred, institute of forest resources, *HB 585, CH. 50
- Forest products, specialized, processing, transporting, regulated, *HB 460, CH. 94X
- Geoducks, clams, harvesting, commercial, rights, regulations, licensing, leasing provisions, SB 2674, *HB 781, CH. 141X
- Geoducks, harvest, commercial, safety standards, required, SB 2926
- Geothermal resources, surface landowner, property rights, declared, *SB 2191, CH. 2X
- Harbor areas, leases, notice, appraisal, fees, rules, public access, use, encouragement, provisions, *SUB SB 2284, CH. 97X
- Hazardous materials, committee, created, membership, duties, SB 2564
- Hazardous materials, incidence response program, preparation, teams, training, emergency services department, SB 2564
- Heart lake, state park, land exchange, authorized, trail system, essential link, appropriations, SB 2996, SUB SB 2996
- Honor, labor, regional jail camps, employed inmates, industrial insurance coverage, *SUB HB 80, CH. 160X
- Interagency committee for outdoor recreation, membership, reduced, SB 2365
- Land management program, state-owned, managed, timber harvest, related activities, SEPA, compliance, provisions, SB 2503
- Leases, objects, certain, moored, tidelands, shorelands, harbor areas, navigable waters, beds, DNR terms, SUB SB 3044
- Leases, sales, public lands, valuation, pricing procedures, SB 2058, *SUB SB 2058, CH. 109X
- Nisqually delta, new commercial dock facilities, expansion, prohibited, SB 3023
- Parks, recreation, guidebook, facilities, sites, comprehensive, interagency committee on outdoor recreation, production, *SB 2736, CH. 24X
- Public land, valuable materials, sales, exchanges, procedures, modified, HB 183, *SB 2159, CH. 54
- Public works, contracts, formation, performance, regulated, SB 2328
- Salmon hatcheries, release-recapture rearing facilities, private ownership, operation, authorized, SB 2232
- Shorelands, 2nd class, lakes, publicly owned, certain, sale to abutting owner, authorized, *SUB HB 486, CH. 150
- Shorelands, 2nd class, publicly owned, sale, abutting owner, not less than 25% market value, authorized, SB 3098
- Snags, selective removal, fire control, required, *SUB HB 188, CH. 8X
- Snowmobile advisory committee, parks and recreation commission, created, members, facilities, programs, development, *SUB HB 1281, CH. 182X, P.V.
- Surface landowner, mineral rights, real property subject to property tax, provisions, SB 2425
- Surface landowner, mineral rights, real property, valuation, assessment, revenue department, rules, regulations, promulgation, county assessor, notice, SB 2419

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

NATURAL RESOURCES AND NATURAL RESOURCES DEPARTMENT— cont.

- Surplus land, certain, exchange, certain purposes, SB 2907, *HB 187, CH. 24
- Timber tax, forest land, valuation, revisions, SB 2515
- Timber tax, harvesters, assessment rolls, excise tax, modified, SB 3000
- Timber tax, harvesters, extended, SB 2516
- Timber tax, modified, SB 2514
- Timber tax, rates, modified, forest tax committee, created, temporary, *SB 2111, CH. 6
- Title only, SB 2284, SB 2285, SB 2286, SB 2843, SB 3061
- Urban lands, local governments, department, cooperative land use planning, *SB 2218, CH. 56X

NATURE CONSERVANCIES

- Conservation rights, real property, classification, conveyance provisions, SB 2158, *SUB SB 2158, CH. 21X
- Nisqually delta, new commercial dock facilities, expansion, prohibited, SB 3023

NATUROPATHY AND NATUROPATHIC PHYSICIANS

- Boards, examining, disciplinary, established, powers, duties, SB 2380
- Drugs, use, formulary, development, provisions, SB 2348
- Regulation, licensing, revisions, SB 2359

NAVIGATION

- Vessels, passenger-carrying, inspection, licensing, navigation rules, labor and industries, regulate, SB 3100
- Vessels, passenger-carrying, licensing, inspection, navigation rules, labor and industries regulation, inspection fees, established, SB 3100, *SUB SB 3100, CH. 74

NEGLIGENCE

- Medical malpractice, children, certain, statute of limitations, revisions, SB 2228
- Medical malpractice, professional review board, records, members, staff, not subject, subpoena, discovery proceedings, HB 388, *SB 2221, CH. 17
- Physicians, surgeons, chiropractors, professional discipline, revisions, SB 2422, *SUB SB 2422, CH. 111X
- Torts, local governments, judgments against, modified, SB 2683
- Torts, product liability, general revisions, appropriation, SB 2333(a)
- Torts, product liability, modified, SB 2333
- Torts, product liability, modified, affirmative defenses, established, SUB SB 2333
- Torts, product liability, modified, affirmative defenses, established, appropriation, 2nd SUB SB 2333

NEGOTIATIONS

- Collective bargaining, agreements, conflict, employer policy, bargaining agreement prevails, SB 2854
- Collective bargaining, higher education, certain personnel, provisions, SB 2236
- Collective bargaining, higher education, public employees, scope, expanded, SB 3040
- Collective bargaining, uniformed personnel, arbitration, mediation, impasse procedures, established, *SB 2852, CH. 184X
- Educational employment relations, law implemented, SB 3079

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

NEGOTIATIONS—cont.

- Educational employment relations, mediation, impasse, procedures, revisions, SB 3027
- Educational employment relations, strikes, bargaining, law implemented, SB 3149
- Eminent domain, displacement, relocation market value, DOT, provisions, modified, SB 3025
- Insurance, local government, allowed, SB 2903
- Justice court filing fees, cities and counties, allowed, arbitration requirement, *HB 424, CH. 129X
- Labor-management relations act, enacted, appropriations, SB 3090

NEWSCHWANDER, MRS. CHARLES E.

- Remarks regarding confirmation of Senator Newschwander to board of tax appeals p. 2724

NEWSCHWANDER, SENATOR CHARLES E.

- Board of tax appeals, member, GA 183, confirmed pp. 2720-2724
- Deleted, sponsor *SR 1979-54 p. 1046
- National conference state legislatures, attendance authorized, regular per diem, actual expenses allowed, *SR 1979-53 p. 1035
- Remarks
- Adjournment pp. 2436-2438
- Appointment p. 2723
- Willi Unsoeld pp. 858-859

NEWSPAPERS

- Agencies, rules, proposed, fiscal impact statements, notices, impacted persons, agencies, required, SB 2676, SUB SB 2676
- Contractors, advertisement, current registration number, required, violation, hearing, penalty, provisions, *SUB HB 280, CH. 116X
- Highways, projects, call for bids, publication requirements, modified, *SB 2354, CH. 69X
- Waste and inefficiency in state government commission, created, members, duties, SB 2777

NICHOLS, RONNIE JOE

- Commutation life sentence, governor's message pp. 896-897

NIELSON, JOYCE M.

- Community college district 4, board of trustees, member, GA 124, confirmed pp. 88,237,267

NISQUALLY DELTA

- Port facility, new commercial, expansion, prohibited, SB 3023

NOISE

- Aircraft, impact abatement program areas, limits, revised, multiple relocation, same owner, prohibited, *HB 636, CH. 85
- Heat pumps, standards, established, SB 3069
- Motor vehicles, equipment, standards, regulations, revisions, SB 2908

- * Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

NONPROFIT ORGANIZATIONS AND ASSOCIATIONS (See also CHARITABLE ORGANIZATIONS)

- Assembly halls, public, certain, property tax exemption, provisions, HB 1232, SB 2874
- B&O tax, bazaars, rummage sales, exclusion, *SUB HB 302(a), CH. 196X
- Carriers, nonprofit shipping consolidation groups, regulation exclusion, *SUB HB 535, CH. 138X
- Cemeteries, prearrangement contracts, enforcement, provisions, *SUB HB 82, CH. 21
- Cemeteries, prearrangement contracts, regulation, SB 3075
- Charitable gift annuities, colleges, universities, certain, issuance, assets gift exchange, authorized, insurance code, security act, exclusion, SB 2856, *HB 795, CH. 130
- Charitable gift annuities, exempted insurers, institutions, certain, issuance, assets gift exchange, authorized, security act, exclusion, *HB 795(a), CH. 130
- Community services organizations, certain, B&O tax, exemption, SB 2120
- Crisis intervention services, children, families, DSHS, local nonprofit social service agencies, contracting, required, SB 2036
- Food donation, donor's, nonprofit donee distributors, liability, government inspection, regulation, state information, referral service, *SB 2147, CH. 115
- Fund raising events, bets, dollar amount permitted, increased, SUB HB 1196
- Fund raising events, members, redefined, SUB HB 1196
- Fund raising events, redefined, bets, collar amount permitted, increased, SB 2896
- Health, social welfare organizations, nonprofit, defined, public income, B&O tax, exclusion, SB 2260, SB 3124, SUB SB 3124, *SUB HB 302, CH. 196X
- Meals at cost, school district facilities, private schools, certain children, allowed, *SB 2155, CH. 58
- Property, park, recreation, open spaces, purposes, tax exemption, SUB SB 2790, *HB 1241, CH. 193X
- Rummage sales, bazaars, certain, deduction from B&O, exemption from sales and use, provisions, HB 540
- School facilities, community activities, use implementation, provisions, SUB SB 2518, *HB 645(a), CH. 120X
- School facilities, community education programs, use, implementation, provisions, SPI, appropriation, SB 2518, *HB 645, CH. 120X
- State capitol museum, fund raising, gift, bequest acceptance, limits, removed, SUB HB 515
- Timber, harvest income, youth program use, tax exempt, SB 2084
- Transportation providers, private, nonprofit, elderly, handicapped, state certification, *SUB HB 96, CH. 111

NONRESIDENTS

- Camping, overnight, state parks, reciprocal surcharge agreement, fee standard, state of origin, *SB 2569, CH. 153
- Razor clams, clamming license, required, fees, penalties, attached, outer garment, fisheries department, evaluation, appropriation, *SUB HB 1, CH. 243X
- School districts, excess levies, nonresident enrollment, basic education allocation, revised, *SUB HB 227, CH. 172X
- Students, higher education, parents assigned to consular missions, resident fees, pilot programs, authorized, *SUB SB 2042, CH. 19X

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

NONRESIDENTS—cont.

Students, higher education, undergraduates, parents assigned to consular missions, resident fees, pilot programs, authorized, SB 2042

NORTH, SENATOR LOIS

Personal privilege, constitutional amendment, enabling bill p. 2047

Personal privilege, HJR 31, SSB 3065 pp. 1774-1775

Point of inquiry by Senator Talley, regarding vote on EHB 329 p. 1554

NORTHERN STATE HOSPITAL

Jurisdiction, transferred, SB 2749, SUB SB 2749

Jurisdiction, transferred, section 199, VETOED, *HB 516, CH. 270X, P.V.

NORTHERN TIER PIPELINE

Application clarification, statement for journal, Senator Conner . . pp. 1347-1350

NOTARIES PUBLIC

Washington uniform notary act, enacted, appropriations, SB 2435

NOTICES

Agencies, rules, proposed, fiscal impact statements, notices, impacted persons, agencies, required, SB 2676, SUB SB 2676

Condominiums, conversion, child exclusion policy, notice requirement, *SB 2362, CH. 70X

Found personal property, new law, created, SUB HB 471

Highways, projects, call for bids, publication requirements, modified, *SB 2354, CH. 69X

Motor vehicles, financial responsibility, security deposit, suspension notice, *HB 155(a), CH. 78

Noxious weeds, control, enforcement procedures, established, misdemeanor, federal reimbursement, provisions, SB 2393, *SUB SB 2393, CH. 118

Property assessment, omitted value, allowed, notice, appeal information, required, SB 2726

Property assessment, omitted value, allowed, notice, appeal information, required, purchaser liability exemption, certain, SUB HB 841

Property taxes, deferrals, claims, provisions, SUB HB 405

Rules, filing, code reviser, rule purpose statement, modified, SB 3121

School districts, real property, sale, notice, hearings requirements, SB 2302, *HB 413, CH. 16X

SEPA, provisions, modified, SB 2682

Special purpose district, proposed petitions, boards, notice, information, permitted, SB 2622

Tax registration certificate, fee, deposit, service of notice, delinquent tax write-off, refund, SB 2621, *SUB HB 291, CH. 95X

Torts, local governments, certain, claims against, notice period, shortened, SB 2904

Transportation department, real property, disposal procedures, modified, *SUB SB 2957, CH. 189X

Uniform federal lien registration act, enacted, SB 2230

Water rights, determination proceedings, statement of facts, known claimants, SB 2351, SUB SB 2351

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

NOXIOUS WEEDS

- Agricultural laws, updated, SB 2254, *SUB SB 2254, CH. 154, P.V.
- Agricultural laws, updated, agriculture department, appropriation, *SUB SB 2254, CH. 154, P.V.
- Control, enforcement procedures, established, misdemeanor, federal reimbursement, provisions, SB 2393, *SUB SB 2393, CH. 118
- Tansy ragwort seed, viable, hay sales, misdemeanor, agriculture department, rules, inspection, fees, federal reimbursement, provisions, SB 2393, *SUB SB 2393, CH. 118
- Weed inspectors, powers, enlarged, SB 2471

NUCLEAR ENERGY

- Energy and utilities legislative standing committees, joint meetings, energy supply, demand, analysis, recommendations, 1981 session, SUB SCR 111
- Geothermal resources, surface land owner, property rights, declared, *SB 2191, CH. 2X
- Mill tailings licensing and perpetual care act, enacted, SB 2197, *SUB SB 2197, CH. 110X
- Operating agencies, thermal plants, security forces, law enforcement powers, authorized, SB 2584
- Operating agencies, thermal power plants, performance audits, required, SUB SB 2980, *SUB HB 1075, CH. 220X, P.V.
- Radiation control agency, program development, regulation, monitoring, emergency response plans, licensee investigation, SB 2743
- Radiation control agency, program development, regulation, monitoring, emergency response plans, licensee investigation, appropriation, SUB HB 894
- Railroads, hazardous materials, safety procedures, established, SB 3148
- WPPSS, joint select legislative committee, established, investigation, review purposes, powers, duties, SCR 111
- WPPSS, nuclear plants, bond indebtedness, reports, plans, develop, SB 3135

NUISANCES (See also MORAL NUISANCES)

- Agricultural activities, lawsuit protection, *SB 2180, CH. 122

NURSERIES (PLANTS)

- WSU, forest tree nursery, authorization repealed, SB 2034, *HB 69, CH. 52

NURSES AND NURSING

- Education, continuing, license renewal purposes, required, SB 2272, *HB 450, CH. 106X
- Malpractice, children, certain, statute of limitations, revisions, SB 2228
- Nursing homes, abuse, patients, reporting system, provisions, penalties, *SB 2338, CH. 228X
- Nursing homes, nursing assistants, certification, required, provisions, rate adjustment, authorized, *SB 2339, CH. 114
- Nursing homes, resident care standards, provisions, SB 2336, *SUB SB 2336, CH. 211X
- Title only, SB 2527

NURSING HOMES

- Abuse, patients, reporting system, provisions, penalties, *SB 2338, CH. 228X
- Construction, public hospital districts, authority, *SUB SB 2532, CH. 155X

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

NURSING HOMES—cont.

- Home health agencies, licensed, SB 2239
- Nursing assistants, certification, required, provisions, rate adjustment, authorized, *SB 2339, CH. 114
- Nursing homes auditing and cost reimbursement act, enacted, SB 2335
- Nursing homes auditing and cost reimbursement act, enacted, appropriation, SUB SB 2335
- Resident care standards, provisions, SB 2336, *SUB SB 2336, CH. 211X
- Social and health services department, appropriation, SB 2360
- Title only, SB 2556, SB 3152

NUTRITION

- Schools, children, program, provisions, SB 2253

OBSCENE MATERIALS

- Pornography, involving minors, prohibited, penalties prescribed, SUB HB 551, SB 2013
- Pornography, prostitution, children, exploitation, crimes, defined, penalties, prescribed, SB 2579, SUB SB 2579

OCEAN RANCHING

- Salmon, release-recapture rearing facilities, private ownership, operation, authorized, SB 2232

ODABASHIAN, RICHARD

- State transportation commission, member, GA 89, confirmed . . . pp. 52,229,334

ODEGAARD, SENATOR GARY M.

- National conference state legislatures, attendance authorized, regular per diem, actual expenses allowed, *SR 1979-53 p. 1035
- Personal privilege, regarding request by Senator Morrison for roll call vote . . . p. 2133
- Remarks, regarding SSB 2495 p. 1251

OFFICE HOLDERS

- Elected officials, assumption of office, common date, provisions, *SUB HB 57, CH. 126X

OIL (See also ENERGY AND ENERGY OFFICE)

- Crop liens, petroleum products, permitted, HB 45
- Pipelines, transfer facilities, domestic, required, SUB SB 2974
- Swimming pools, new construction, heating, nonrenewable resources, use, prohibited, SB 2198

OLYMPIA

- Center for the performing arts, bond issuance, anticipation notes, authorized, SB 3020
- Performing arts facilities, recreational, bonds, issuance, authorized, redemption fund, created, SB 3129, *SUB SB 3129, CH. 260X
- Postmark, continued use, requested, SJM 103

OLROGG, ELGIN E.

- Gambling commission, member, GA 45, confirmed pp. 42,225,332

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

OLSON, DON E., JR.

Public employment relations commission, member, GA 81, confirmed pp.
50,770,874

OLSON, DONALD L.

Community college district 17, board of trustees, member, GA 143, confirmed pp.
92,240,271

O'NEIL, WILLIAM J.

Community college district 17, board of trustees, member, GA 168, confirmed pp.
386,588,695

OPEN MEETINGS

Executive sessions, law, clarified, SB 2615

Public disclosure, legislative action, exemption, provisions, SUB SB 2455

Real estate, disposition, public agencies, executive sessions, allowed, *SUB HB
248, CH. 42

Student associations, certain, higher education, required, HB 357

OPEN SPACE

Conservation rights, real property, classification, conveyance, provisions, SB 2158,
*SUB SB 2158, CH. 21X

Land, forest, classified, sale, assessor notification, compensating tax payment, affi-
davit of continued use, requirements, SUB HB 810

Land, forest, classified, sale, tax lien attachment provision, noncomplying convey-
ance instrument, auditor acceptance, prohibited, SUB HB 810

Nonprofit organizations, park property, recreation purposes, tax exemption, SUB
SB 2790, *HB 1241, CH. 193X

Nonprofit organizations, real property interests, tax exemption, SUB SB 2790,
*HB 1241, CH. 193X

Subdivisions, requirements, eliminated, SB 2939

OPERA

Expo 74, site, facilities, title transferred, city of Spokane, *SB 2925, CH. 25X

OPERATING AGENCIES

Geothermal resources, surface land owner, property rights, declared, *SB 2191,
CH. 2X

Nuclear plants, bond indebtedness, plans, reports, develop, provisions, SB 3135

Security forces, thermal plants, law enforcement powers, authorized, SB 2584

Thermal power plants, performance audits, required, SUB SB 2980, *SUB HB
1075, CH. 220X, P.V.

WPPSS, joint select legislative committee, established, investigation, review pur-
poses, powers, duties, SCR 111

WPPSS, nuclear plants, bond indebtedness, reports, plans, develop, SB 3135

OPTOMETRY AND OPTOMETRIST

Drivers, impaired medical condition, doctors, report, department of licensing,
authorized, SB 2110

Study, out-of-state, student grants, postsecondary education council, appropria-
tion, SB 2588

Title only, SB 2553

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions
adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

ORDINANCES

- Building code, state, handbook, reference, updated, *SB 2474, CH. 76X
- Building code, state, updated, SUB HB 541
- Thermal efficiency and lighting code, adoption provision, *SB 2474, CH. 76X

OREGON

- Tuition, fees, reciprocity, waiver, certain community colleges, TESC, authorized, SB 2346, *HB 226, CH. 80

ORTING

- Soldiers home, support items, residents, director of veteran affairs, value determination authority, *SB 2102, CH. 65

OSTEOPATHS

- Assistants, pharmacy board practitioner definition, inclusion, *SUB HB 619, CH. 139X
- Examination, basic science, requirement, eliminated, *SUB HB 219, CH. 114X
- Fraudulent claims, health care providers, services, public assistance recipients, indigent persons, prohibited, SB 2337, *SUB SB 2337, CH. 152X
- Health officers, local, educational requirements, revised, SUB HB 898
- Malpractice, professional, attorneys, health care professionals, self-insurance, provisions, VETOED, *SUB HB 1121(a), CH. 199X, P.V.
- Osteopathic medicine and surgery board, created, powers, duties, *SB 2355, CH. 117
- Regulations, revised, *SB 2355, CH. 117
- Study, out-of-state, student grants, postsecondary education council, appropriation, SB 2588
- Title only, SB 2551

OUTDOOR RECREATION INTERAGENCY COMMITTEE

- Bonds, outdoor recreation, issuance, bond anticipation notes, authorized, bond redemption fund, created, SB 2357, *SUB SB 2357, CH. 229X
- Guide, public parks, sites, comprehensive, production, *SB 2736, CH. 24X
- Membership, reduced, SB 2365
- Parks, local government, acquisition, development, programs, grant program, funding preference, SUB HB 334
- Parks, state, within city limits, provisions, HB 238
- Reorganized, renamed, council of recreation resources, agencies, certain, authority, SB 2563
- Title only, SB 3153

OVERTIME

- Mandatory, prohibited, SB 2869
- Mandatory, regulated, SB 2594

OWNERSHIP

- Aliens, real estate, prohibited, conditional, reciprocity with foreign country, SB 2334
- Salmon hatcheries, release-recapture rearing facilities, private ownership, operation, authorized, SB 2232

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

OYSTERS

Aquatic animal resources, certain, shoreline management act, harvest defined, SB 2364

Fisheries, enforcement, transferred, state patrol, provisions, SB 2476

Frozen, labeling requirements, established, HB 284

PACEMAKERS

Prescription, sales and use taxes, exemption, SB 2510

PAINT

Paintings, art works, alteration, destruction, mutilation, author, rights, object, sue, damages, provisions, SB 3012

PANTAGES CENTER

Tacoma, performing arts facilities, recreational, bonds, issuance, authorized, redemption fund, created, SB 3129, *SUB SB 3129, CH. 260X

PARENTS

Adoption certificates, birth records, certain, provisions, SB 2020, *HB 4, CH. 101X

Adoption decrees, certain, dissolution of marriage, certain, voided, SB 2319

Adoption services, welfare services, foster care, recruiting plan, investigation, development, SB 3092

Bill of rights, school districts, relating to students, SB 2669

Blood donations, minors, 17, no parental consent necessary, HB 870

Child, relationship, termination procedures, crisis intervention, guardianship status, establishment, general provisions, SUB HB 1261

Child, relationship, termination procedures, Indian tribe membership, guardianship status establishment, general provisions, SUB HB 1261

Child restraint systems, motor vehicles, installation, required, SB 2895

Children, dependent, support debt, notification, deadline, 30 days, SB 2103

Children, dependent, support enforcement procedures, modified, SB 2211, *SUB HB 125, CH. 171X

Children, relationships, termination procedures established, *SUB HB 352, CH. 165X

Children, support payments, DSHS, distribution priorities, reimbursement, established, SUB HB 615

Educational progress, reports, children, pick up from classroom teachers, provisions, SB 2769

Gift tax act, enacted, SB 2182, *SUB SB 2182, CH. 210X

Inheritance taxes, general revisions, SB 2181, *SUB 2181, CH. 209X

Juvenile, institutions, children, support, assessments, DSHS, provisions, SB 2606

Juvenile institutions, children, support, required, SUB HB 340, SB 2742

Juvenile justice act, technical amendments, dependency criteria, modified, SB 2213, SUB SB 2213

Land, owner, 5 acres, transfer, parent, spouse, child, residential purposes, single family, zoning inapplicable, SB 2263

Medical treatment, emergency, standby guardians, consent authority, *SB 2178, CH. 32

Parental involvement in education, act, enacted, pilot programs, development, authorized, SPI appropriation, SB 2499

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

PARENTS—cont.

- Procedures for families in conflict, crisis intervention services, DSHS provisions, SB 2768
- Procedures for families in conflict, crisis intervention services, DSHS, provisions, appropriation, *SUB SB 2768, CH. 155, P.V.
- Real estate, transfers, intra-family, certain, real estate excise tax, exemption, SB 2396
- Runaway youth, families, detention facilities, crisis shelters, modified, appropriations, SB 3122
- Runaway youth, interstate compact, revisions, SB 3014, SUB SB 3014
- Runaway youth, procedures for families in conflict, SB 2768
- Runaway youth, procedures for families in conflict, appropriation, *SUB SB 2768, CH. 155, P.V.
- School buses, school business, riding, authorized, SUB HB 440
- Schools, access, classrooms, activities, teaching material, mandated, SB 3039, SUB SB 3039
- Students, discipline, short, long-term, suspensions, defined, SB 3031
- Title only, children, permanent planning, termination, parental rights, SB 3050
- Truancy, parental responsibility, school, court procedures, violations, defense, fines, *SUB HB 1258, CH. 201X
- Uniform child custody jurisdiction act, enacted, *HB 18, CH. 98

PARIMUTUEL BETTING

- Horse racing, betting receipts, distribution, commission payment percentage, SB 2275, *SUB SB 2275, CH. 31
- Sales tax, imposed, *SUB HB 302(a), CH. 196X

PARKING - MOTOR VEHICLES

- Handicapped, building code requirements, reserved spaces, use authorization, permit display, violation, penalty, established, SB 2016, *SUB SB 2016, CH. 26X
- Handicapped, lung disease, driver's card, eligibility, *HB 114, CH. 7X
- Handicapped, privileged, special decal, replaced by special license plate, *SB 2040, CH. 27X
- Handicapped, spaces, use violations, decriminalized, *SUB HB 1031(a), CH. 192X
- Illegal, not considered serious traffic violation, provisions, SB 2073

PARKS AND RECREATION

- Alpine mountain sewer districts, sewer tax, authorized, provisions, SB 2772
- Bonds, outdoor recreation, issuance, bond anticipation notes, authorized, bond redemption fund, created, SB 2357, *SUB SB 2357, CH. 229X
- Commission, double amendments, *HB 344, CH. 10
- Commission, members, one per, congressional district, provisions, SB 2785
- District, interlocal cooperation act, public agency, definition, modified, *SUB SB 2118, CH. 36
- Districts, joint, formation, authorized, election provision, SB 2489, *SB 2053, CH. 11X
- Guide, public parks, sites, comprehensive, interagency committee on outdoor recreation, production, *SB 2736, CH. 24X

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

PARKS AND RECREATION—cont.

- Heart lake, DNR, land exchange, authorized, trail system, essential link, appropriations, SB 2996, SUB SB 2996
- Hostels, property tax, exempt, SB 3018
- Interagency committee, outdoor recreation, membership, reduced, SB 2365
- Interagency committee, outdoor recreation, reorganized, renamed, council of recreation resources, agencies, certain, authority, SB 2563
- Land, state, sale, proceeds, counties, real property acquisition/development account, created, appropriations, SB 2473
- Law enforcement/training account, created, funded, fines, penalties, parks/recreation commission, law enforcement purposes, appropriation, *SB 2179 VETOED
- Local government, programs, acquisition, development, outdoor recreation committee, grant program, funding preference, SUB HB 334
- National park service, land acquisition, certain practices, federal action, curb, petitioned, SJM 102
- Nonprofit organizations, real property interests, tax exemption, SUB SB 2790, *HB 1241, CH. 193X
- Nonresidents, overnight camping, reciprocal surcharge agreement, fee standard, state of origin, *SB 2569, CH. 153
- Parks, state, within city limits, provisions, HB 238
- Passes, park, state parks, blind, deaf persons, eligibility, *SUB HB 504(a), CH. 131X
- Passes, park, state parks, residents, disability benefits recipients, privileges, SB 2755, *SUB HB 504, CH. 131X
- Passes, veteran's disability, state parks, veterans, age 62, thirty percent service-connected disability, free *SUB HB 504, CH. 131X
- Snowmobile advisory committee, created, members, facilities, programs, development, *SUB HB 1281, CH. 182X, P.V.
- Snowmobile registration, fees, increased, fuel tax revenues, distribution, account created, operation regulations, fines, rules adoption, *SUB HB 1281, CH. 182X, P.V.
- State parks, reservation system, experimental, establishment, federal, state governments, agreements allowed, appropriation, 2nd SUB HB 1141
- State parks, toll-free telephone information system, establishment, campsites availability, commission, appropriation, SUB SB 3153
- Subdivisions, requirements, eliminated, SB 2939
- Title only, SB 2790

PARLETTE, ROBERT L.

- Community college district 15, board of trustees, member, GA 140, confirmed pp. 92,239,270

PARLIAMENTARY INQUIRIES (See also RULINGS BY THE PRESIDENT; also PRESIDENT OF THE SENATE; also CHERBERG, LIEUTENANT GOVERNOR JOHN A.)

- Action or procedure to take place before vote announced p. 630
- Committee of the whole, recommends bill do not pass, then on second reading . p. 2530
- Consideration of earlier section in order p. 465
- Cutoff rule apply, SHB 1308 p. 1624

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

PARLIAMENTARY INQUIRIES (See also RULINGS BY THE PRESIDENT; also PRESIDENT OF THE SENATE; also CHERBERG, LIEUTENANT GOVERNOR JOHN A.)—cont.

Dividing single house amendment in order, SSB 2791	p. 2528
Entire bill open when bottom line read	p. 465
Fiftieth day, only majority required to advance to third reading	pp. 920-921
Motion to bring houses in agreement in order	p. 2440
Motion to immediately transmit passed measure does not prohibit reconsideration	p. 1553
Motion to relieve committee of SHB 505 in order	p. 504
Necessary suspend rules to reconsider prior to fifty-first day	p. 640
Negative vote, not possible to divide question, SSB 2791	p. 2529
No suspension of rules necessary	p. 643
Not in order to add material to house amendment	p. 2696
Reading had in committee of the whole considered second reading does not require suspension of rules to pass to third reading	pp. 2030-2031
Reconsider immediately two-thirds majority members present necessary ..	p. 640
Reconsideration of amendment can occur at any time	p. 2699
Referendum measure, SHB 740, simple constitutional majority of members elected required to pass bill, or refer measure to people, article 2, section 1, paragraph (b) of constitution	pp. 2785-2786
Rule 31, motion to reconsider	p. 590
Rule 31, two-thirds vote to reconsider	p. 640
Suspension of rules requires two-thirds vote for immediate reconsideration prior to 51st day	p. 1255
SHB 1138, as amended by the senate, act relating to taxation of coin-operated gambling devices, constitutional majority, 25 positive votes required ..	p. 2799
Two-thirds vote not required for immediate reconsideration after 50th day ..	p. 808
Within cutoff resolution if fee charged, SB 3044	pp. 1286-1287
Within cutoff resolution without appropriation, SB 2667	pp. 1702-1703

PARTNERSHIPS

Assumed names, business, registration, *SUB SB 2482, CH. 22X
Business certificates, acknowledgement, amendment, limited partnerships, revisions, *SUB SB 2482, CH. 22X
Business certificates, filing transferred, licensing department, *SUB SB 2482, CH. 22X
Regulations, general revisions, SB 2482

PART-TIME EMPLOYMENT

Employment agencies, temporary service contractors, redefined, SB 2681
--

PASCO

Highway, state route no. 224, extension, Columbia river to Pasco airport, appropriation, SB 3034, *SUB SB 3034, CH. 212X
--

PASSES

Blind, deaf persons, park passes, eligibility, *SUB HB 504(a), CH. 131X
Residents, disability benefits recipients, park passes, privileges, SB 2755, *SUB HB 504, CH. 131X
Veteran's disability, state parks, veteran's, age 62, thirty percent service-connected disability, free, *SUB HB 504, CH. 131X

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

PATENTS

Employees, inventions, rights protection, SUB HB 725, SB 2629, *HB 668, CH. 177X

PATIENTS

Controlled substances therapeutic research act, enacted, powers, duties, SB 2264, SUB SB 2264

Controlled substance therapeutic research act, enacted, powers, duties, appropriations, *SUB HB 259, CH. 136

Controlled substance therapeutic research act, enacted, powers, duties, provisions, *SUB HB 259(a), CH. 136

Gravely disabled, definition, revised, SB 2428

Natural death act, enacted, *SUB HB 264, CH. 112

Nursing homes, abuse, patients, reporting system, provisions, penalties, *SB 2338, CH. 228X

Nursing homes, auditing and cost reimbursement act, enacted, SB 2335

Nursing homes, auditing and cost reimbursement act, enacted, appropriation, SUB SB 2335

Nursing homes, resident care standards, provisions, SB 2336, *SUB SB 2336, CH. 211X

Uniform brain death act, enacted, SB 2170

PAWNBROKERS

Stolen goods, owner, suit to recover, attorney fees, granted, SB 2498, *SUB HB 774, CH. 41X

PAY TOILETS

Toilet units, term redefined, free use purpose, HB 71

PENALTIES - CIVIL

Consumer contracts, residential leases, provisions, SB 2018

County, delinquent, interest rate, increased, SB 2009

Energy facility site location process, revisions, NPDES permits, provisions, penalties, SB 2432, *SUB HB 328, CH. 41

Fireworks law, state, enacted, SB 2878

Law enforcement/training account, created, funded, fines, penalties, parks/recreation commission, law enforcement purposes, appropriation, *SB 2179 VETOED

Lost, found property, revisions, SB 2054

Multiple listing associations, entrance requirements, regulated, penalties, SB 2331

Nursing homes, abuse, patients, reporting system, provisions, penalties, *SB 2338, CH. 228X

Public utilities, fees, regulatory, certain, failure to pay, penalties, removed, SB 2349, *HB 441, CH. 198X

Unemployment compensation, employer contribution, delinquent, reports, late, inaccurate, penalties, established, *HB 650, CH. 190X

Unemployment compensation, employer contributions, reports, delinquent, inaccurate, penalties, established, SB 2643, *HB 650, CH. 190X

PENDLETON, THOMAS H.

Public employees retirement board, member, GA 84, p. 51

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

PEOPLE'S LODGE

Regional Indian facility, bond issue, language, amended, SB 2773, *SUB HB 907, CH. 246X

Regional Indian facility, bond issue, language, amended, funding limitation, property transfer provision, SUB SB 2773

PER DIEM

Hospital trustees, county, travel expenses, reimbursement, *HB 862, CH. 17X

Insurance companies, costs, examiners' salaries, benefits, inclusion, per diem travel salary, establishment, provisions, *SUB HB 546, CH. 35X

Insurance companies, insurers, examination, examiner expenses, travel, salary, benefits, reimbursement, provisions, SB 2649

Irrigation districts, directors, increased, SB 2748, SUB SB 2748

Irrigation districts, directors, official duties, reasonable expenses, reimbursement, *SUB HB 402, CH. 83

Special purpose districts, sewer, water, increased, travel, provisions, SB 2394, SUB SB 2394

Travel expenses, advance payment, period extended, *SB 2398, CH. 71X

PERFORMING ARTS AND PERFORMING ARTS CENTERS

Bonds, Olympia, center for the performing arts, issuance, anticipation notes, redemption fund, created, SB 3020

Bonds, Pacific northwest festival facilities, vicinities, Federal Way, Lynnwood, issuance, anticipation notes, authorized, SB 2867

Bonds, Pacific northwest festival facility, vicinity Federal Way, issuance, anticipation notes, authorized, SB 2279, *HB 376, CH. 197X

Bonds, performing arts facilities, Olympia, Tacoma, issuance, authorized, bond redemption fund, created, SB 3129, *SUB SB 3129, CH. 260X

Bonds, performing visual arts, museum facilities, issuance, authorized, bond redemption fund, created, SB 3015

Municipal, authorized, *SB 2062, CH. 222X

Revenues, event, performing arts scholarships only, SB 2140

Revenues, events, scholarship use, permitted, *SUB SB 2140, CH. 1X

Successor clauses, entertainment services, union contracts, provisions, SB 2679, SUB SB 2679

PERMITS

Cab cards, single, weight, special, deleted, HB 167

Clam digging, physically disabled persons, digging by another, permitted, SB 2092

Drivers, licenses, occupational, instructional, minors, issuance, suspension, revisions, *SB 2067, CH. 61

Energy facilities, site certification by governor, applicants, shoreline management act, development permits, exemption, data collection purposes, SUB SB 3019

Energy facilities, site certification by governor, applicants, shoreline management act, development permits, exemption, provision, SB 3019

Energy facility site application, air, discharge, pollution, federal standards compliance, *SUB SB 2979, CH. 254X

Energy facility site location process, revisions, NPDES permits, provisions, penalties, SB 2432, *SUB HB 328, CH. 41

Environmental coordination procedures act, modified, SB 2571

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

PERMITS—cont.

- Environmental policy, definitions, procedures, revisions, SB 2998
- Family farm, marital community, each member, authorized, SB 2921
- Forest products, specialized, regulated, *HB 460, CH. 94X
- Game licenses, obtained by fraud, gross misdemeanor, SB 2315, *HB 330, CH. 127X
- Gasohol distributors, liquor, special purchase, required, SUB SB 2978
- Minors, employment, permit required, 12 month limit, not allowed to work during labor dispute, SB 2592
- Mopeds, defined, operator, vehicle license regulations, fees, SB 2097, *SUB SB 2097, CH. 213X
- Motorcycles, safety, equipment, examinations, education, enhanced, SB 2603
- Motor vehicles, combinations, excess of 73 feet length, prohibited, SB 2041
- Motor vehicles, effective period, lengthened, fee increased, distribution, revised, *SB 2094, CH. 63
- Motor vehicles, special movement, annual fee, *HB 164, CH. 113X
- Pesticides, application, revisions, SB 2265
- Pesticides, control, revisions, SB 2255
- Pesticides, registration, federal compliance, revisions, *SUB SB 2255, CH. 146
- Public waters, future use reservation, permit priority date, exclusive authority, *SUB HB 446, CH. 166X
- Rivers or lakes, future use reservation permit, flow and level protection, exclusive authority, *SUB HB 446, CH. 166X
- Salmon charter boats, fishing, anglers, number restricted, two-year program, established, *SUB HB 333, CH. 101
- Salmon hatcheries, release-recapture rearing facilities, private ownership, operation, authorized, SB 2232
- Salmon licenses, commercial, buy-back price, limited, original cost, SB 3081
- Salmon licenses, commercial, limitation, landing requirement waiver, *SUB HB 175, CH. 135
- Security, guards, investigators, patrolmen, private, regulated, SB 2607, SUB SB 2607
- Tires, studded, outlawed, 1981, April, SB 2098
- Tires, studded, outlawed, 1983, April, SB 2356
- Torts, governmental units, certain, affirmative defenses, provisions, SB 2875
- Water rights, determination proceedings, service of summons, withdrawal permits, procedures, DOE appropriation, *SUB SB 2794, CH. 216X
- Water wells, operators, contractors, modified, SB 3035

PERSONAL INFORMATION

- Government agencies, records, protection, provisions, SB 2383

PERSONAL SERVICES

- Contracts, OFM, comprehensive review, supervision, definitions, exemptions, SB 2301, *SUB SB 2301, CH. 61X
- School buses, driving contracts, certain, 2nd class school districts, conflicts of interest, ethics code, exemption, provision, SUB HB 1210

PERSONNEL AND PERSONNEL DEPARTMENT

- Agencies, personnel fund, payments, provisions, SB 2109

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

PERSONNEL AND PERSONNEL DEPARTMENT—cont.

- Board, personnel/appeals, created, powers, duties, SB 2023, SUB SB 2023, 2nd Sub SB 2023
- Cardiovascular health promotion program, two-year demonstration, established, appropriation, SUB HB 715
- Career development, training program, civil service employees, established, SUB HB 38
- Employees, middle management, civil service, exempted, SB 2323
- Files, employees, employer disclosure, provisions, SB 2863
- Merit system principles, personnel administration, provisions, SB 2035

PERSONNEL BOARD

- Attendance incentive program, established, sick leave, compensation, provisions, SB 2192, *SUB SB 2192, CH. 150X
- Career development, training program, civil service employees, established, SUB HB 38
- Employees, middle management, civil service, exempted, SB 2323
- Higher education, abolished, powers, duties, transferred, state personnel board, SB 2188
- Laws, rules, orders, enforcement, provisions, SB 2196
- Personnel appeals board, created, powers, duties, SB 2023, SUB SB 2023, 2nd SUB SB 2023

PESTICIDES AND HERBICIDES

- Application, agriculture department director, rules adoption, required, licensing, examination, certification requirements, *SUB SB 2265, CH. 92
- Application, restricted use definition, restated, *SUB SB 2265, CH. 92
- Application, revisions, SB 2265
- Control, revisions, SB 2255
- Registration, federal compliance, revisions, *SUB SB 2255, CH. 146
- Title only, SB 2793, SB 2832

PETERSON, IDA

- Community college district 9, board of trustees, member, GA 179, confirmed pp. 1470,1900,2068

PETERSON, SENATOR LOWELL

- Remarks regarding SHB 962, revising laws relating to buy-back of fishing vessels p. 1478

PETITIONS (See also INITIATIVES AND REFERENDUMS)

- Cattle movement, restrictions, specific regulations, establishment, provisions, SUB HB 864
- Sewerage improvement districts, 3rd class counties, transformed, sewer districts, validation, petition notice, SB 2117, *SUB SB 2117, CH. 35
- Special purpose, proposed petitions, board, notice, information, permitted, SB 2622
- Waste and inefficiency in state government commission, created, members, duties, SB 2777

PHAM, MR. TUYEN NGOC

- Commission on Asian-American affairs, member, GA 23, GA 106, confirmed 36;56,180,220

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

- (a) Amendment to original bill.
- SR Senate Resolution.
- GA Gubernatorial Appointment.

PHARMACY AND PHARMACISTS

- Controlled substances, certain, dispensing prohibited, exemption, certain, abuse investigation, provisions, *SUB HB 624, CH. 119X
- Controlled substances therapeutic research act, enacted, powers, duties, SB 2264, SUB SB 2264
- Controlled substance therapeutic research act, enacted, powers, duties, appropriations, *SUB HB 259, CH. 136
- Controlled substance therapeutic research act, enacted, powers, duties, provisions, *SUB HB 259(a), CH. 136
- Drugs, legend, prescription requirements, board, rule-making authority, *SUB HB 619, CH. 139X
- Drugs, prescription, substitutions, revisions, SB 2589
- Fraudulent claims, health care providers, services, public assistance recipients, indigent persons, prohibited, SB 2337, *SUB SB 2337, CH. 152X
- Naturopaths, drugs, use, formulary, development, provisions, SB 2348
- Physicians, osteopaths assistants, board practitioner definition, inclusion, *SUB HB 619, CH. 139X
- Practice, regulations, revised, penalties, provisions, SB 2141, *SUB SB 2141, CH. 90

PHOTOGRAPHS

- Licenses, drivers, picture ID provided during renewal period, *SB 3077, CH. 87X
- Pornography, involving minors, prohibited, penalties prescribed, SUB HB 551, SB 2013
- Pornography, prostitution, children, exploitation, crimes, defined, penalties, prescribed, SB 2579, SUB SB 2579

PHYSICIANS AND SURGEONS (See also HEALTH AND HEALTH CARE)

- Assistants, pharmacy board practitioner definition, inclusion, *SUB HB 619, CH. 139X
- Controlled substances, certain, dispensing prohibited, exemption, certain, abuse investigation, provisions, *SUB HB 624, CH. 119X
- Controlled substances therapeutic research act, enacted, powers, duties, SB 2264, SUB SB 2264
- Controlled substance therapeutic research act, enacted, powers, duties, appropriations, *SUB HB 259, CH. 136
- Controlled substance therapeutic research act, enacted, powers, duties, provisions, *SUB HB 259(a), CH. 136
- Convulsive treatment, medical malpractice, revisions, SB 2915
- Convulsive treatment, regulated, SB 3089
- Death, fetal death certificates, mandatory signature, time period, established, *SUB HB 262, CH. 162X
- Discrimination, unfair practice, protection, sensory, mental, physical handicaps, extended, appropriation, *SUB HB 480(a), CH. 127
- Drivers, impaired medical condition, doctors, report, department of licensing, authorized, SB 2110
- Drugs, legend, prescription requirements, pharmacy board, rule-making authority, *SUB HB 619, CH. 139X
- Drugs, prescription, substitutions, revisions, SB 2589, *SUB HB 815, CH. 110
- Early, periodic screening, diagnosis, treatment program, social and health services department, administration, SB 2670

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

PHYSICIANS AND SURGEONS (See also HEALTH AND HEALTH CARE)——
cont.

- Examination, basic science, requirement, eliminated, *SUB HB 219, CH. 114X
- Fraudulent claims, health care providers, services, public assistance recipients, indigent persons, prohibited, SB 2337, *SUB SB 2337, CH. 152X
- Health officers, local, educational requirements, revised, SUB HB 898
- Injury cases, certain, evidence, likely future compensation, permitted, SB 2222
- Insurance, group disability, health care services, mental disorders, care, coverage, required, SB 2491
- Insurers, health care professionals, attorney associations, definition exclusion, self-insurance, permitted, SB 2259
- Malpractice, professional, attorneys, health care professionals, self-insurance, provisions, VETOED, *SUB HB 1121(a), CH. 199X, P.V.
- Medical malpractice, cases, contingent fees, prohibited, SB 2115
- Medical malpractice, children, certain, statute of limitations, revisions, SB 2228
- Medical malpractice, professional review board, records, members, staff, not subject, subpoena, discovery proceedings, HB 388, *SB 2221, CH. 17
- Medical treatment, emergency, standby guardians, consent authority, *SB 2178, CH. 32
- Mental disorders, insurance, group disability, health care services, coverage, required, SB 2491
- National health planning and resources development act of 1974, implemented, council, created, *SUB HB 249, CH. 161X
- Natural death act, enacted, *SUB HB 264, CH. 112
- Naturopathic examining, disciplinary boards, established, powers, duties, SB 2380
- Naturopaths, drugs, use, formulary, development, provisions, SB 2348
- Naturopaths, regulation, licensing, revisions, SB 2359
- Nursing homes, abuse, patients, reporting system, provisions, penalties, *SB 2338, CH. 228X
- Nursing homes, auditing and cost reimbursement act, enacted, SB 2335
- Nursing homes, auditing and cost reimbursement act, enacted, appropriation, SUB SB 2335
- Nursing homes, nursing assistants, certification, required, provisions, rate adjustment, authorized, *SB 2339, CH. 114
- Nursing homes, resident care standards, provisions, SB 2336, *SUB SB 2336, CH. 211X
- Osteopathic medicine and surgery board, created, powers, duties, *SB 2355, CH. 117
- Osteopaths, regulations, revised, *SB 2355, CH. 117
- Professional discipline, revisions, SB 2422, *SUB SB 2422, CH. 111X
- Screening, diagnosis, early, periodic, treatment program, social and health services department, administration, SB 2670
- Senior citizens, service centers, volunteers, public assistance recipients, utilization, appropriation, SB 2237, *HB 491, CH. 147X
- Senior citizens, well adult clinic services, authorized, appropriation, SB 2237, *HB 491, CH. 147X
- Surgeons, study, out-of-state, student grants, postsecondary education council, appropriation, SB 2588
- Taxes, B&O, certain credits, provisions, SB 2220, SB 3124

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

PHYSICIANS AND SURGEONS (See also HEALTH AND HEALTH CARE)——
cont.

Title only, SB 2533

Title only, licensing, SB 3032

Uniform brain death act, enacted, SB 2170

Vital statistics, federal standards, compliance update, *SUB HB 262, CH. 162X

PIERCE COUNTY

Expo '89 commission, created, members, duties, nonprofit corporation, provisions, SB 2990, SUB SB 2990

Superior court judges, number increased, *SUB SB 2095, CH. 202X, P.V.

Tacoma, performing arts facilities, recreational, bonds, issuance, authorized, redemption fund, created, SB 3129, *SUB SB 3129, CH. 260X

PILOT PROGRAMS AND PROJECTS

BPA, pilot developmental plants, authorization, requested, *SJM 107

Cardiovascular health promotion program, two-year demonstration, state employees, established, personnel department, DSHS appropriations, SUB HB 715

Central Washington university, emergency preparedness, enhancement, provisions, appropriation, HB 1109

Community support for the mentally ill act, enacted, demonstration project, Spokane county, appropriation, SB 2587

Displaced homemaker act, enacted, two-year pilot project, established, *SB 2406, CH. 73

Displaced homemaker act, enacted, two-year pilot project, established, council, appropriation, *SB 2406, CH. 73

Litter control, general assistance beneficiaries, employment, DSHS administration, DOE funds allocation, SB 2657

Parental involvement in education, act, enacted, pilot programs, development, authorized, SPI appropriation, SB 2499

Salmon hatcheries, release-recapture rearing facilities, private ownership, operation, authorized, SB 2232

Students, higher education, parents assigned to consular missions, resident fees, provisions, *SUB SB 2042, CH. 19X

Students, higher education, undergraduates, parents assigned to consular missions, resident fees, provisions, SB 2042

PILOTS

Aircraft, reckless flight, reckless operation, lawful process interference, felony, SB 2116

PILOTS - SHIPS

Grays Harbor pilotage district, established, boundaries, defined, SB 2108, *SUB SB 2952, CH. 207X

License fees, examinations, compensation, examination committee members, SB 2108, *SUB SB 2952, CH. 207X

Pilotage commissioners, board, vacancies, unexpired terms, filling, quorum requirements, SB 2108, *SUB SB 2952, CH. 207X

Pilotage commissioners, budget adopted, appropriation, *SUB HB 871, CH. 168X

Retirement, mandatory, age limit, *SUB SB 2952, CH. 207X

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

PILOTS - SHIPS—cont.

- Safety provisions, certain, vessel compliance, certification, required, SB 2108(a), SB 2424
- Willapa Bay, pilotage district, boundaries, defined, SB 2108

PIPELINES

- Coal, coal products, carriers, regulations, provisions, SB 2205
- Transfer facilities, domestic, required, SUB SB 2974

PLANNING AND COMMUNITY AFFAIRS AGENCY

- Building code, state, amending, procedures, modifications, SB 2868
- Building code, state, energy conservation, stressed, revisions, SB 2605
- Building code, state, references, handbook, references, updated, 1976 edition, *SB 2474, CH. 76X
- Building code, state, updated, SUB HB 541
- Comprehensive plan, sewer, water districts, county legislative authority, approval, deadline, SB 2395, *SUB HB 139, CH. 23
- Housing finance commission, created, powers, duties, low-income persons, priority guidelines, appropriation, SUB HB 20
- Jail facilities, bond issuance, bond anticipation notes, authorized, jail renovation bond retirement fund, created, SB 2505
- Seattle community college, south campus, traffic access, improvement, appropriation, SB 2619
- Venue, change, counties, costs, certain, partial reimbursement, allowed, prosecutors reimbursement revolving fund, appropriation, SUB HB 1084

PLANNING AND PLANNING COMMISSIONS

- Boundary review boards, review provisions, revised, SB 2586
- Building code, state, amending, updating, responsibilities, procedures, modification, SB 2868
- Building code, state, energy conservation, stressed, revisions, SB 2605
- Building code, state, references, handbook, references, updated, 1976 edition, *SB 2474, CH. 76X
- Building code, state, updated, SUB HB 541
- Community corporations, planning, land use, establishment, provisions, SB 2207
- Energy and utilities, joint legislative committee, membership, powers, modified, SB 3120
- Energy conservation and development commission, created, duties, responsibilities, defined, SB 3083
- Energy facilities, site certification by governor, applicants, shoreline management act, development permits, exemption, data collection purposes, SUB SB 3019
- Energy facilities, site certification by governor, applicants, shoreline management act, development permits, exemption, provision, SB 3019
- Energy facilities, sites, certification procedures, modified, SB 2139
- Environmental coordination procedures act, modified, SB 2571
- Environmental policy, definitions, procedures, revisions, SB 2998
- Highways, priority programming, DOT, restructured, *SUB HB 751, CH. 122X
- Land development, definition, modified, SB 2027
- Land management program, DNR, state-owned, managed, timber harvest, related activities, SEPA compliance, provisions, SB 2503
- Noise, heat pumps, standards, established, SB 3069

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

PLANNING AND PLANNING COMMISSIONS—cont.

- Optional municipal code, revised, *HB 1325, CH. 18X
- Parks, local government, acquisition, development programs, outdoor recreation committee, grant program, funding preference, SUB HB 334
- Platting, subdivisions, irrigation districts, water rights of way, required, prior to plat approval, SB 2933
- Platting, subdivisions, open spaces, parks, playgrounds, schools, notice, requirements, eliminated, modified, SB 2939
- Prime farmland, soil, agricultural uses, boundary review board, protection, *HB 860, CH. 142X
- Right of way, franchises, applicant, acceptance, rejection, procedures, SUB HB 726
- Sanitary sewage disposal system, comprehensive plan, tax levy, modified, SB 3094, SUB SB 3094
- Service/cost relationship verification, cities over 400,000, required, *HB 860, CH. 142X
- Solar energy, development, use, property right, easements, provisions, SUB SB 2014
- Title only, land use, SB 2949
- Urban land, DNR ownership, local governments, cooperative land use planning, *SB 2218, CH. 56X

PLATS AND PLATTING

- Irrigation districts, subdivisions, water rights of way, required, provisions, SB 2933
- Subdivisions, parks, playgrounds, open spaces, schools, notice, requirements, eliminated, modified, SB 2939

PLAYGROUNDS

- Subdivisions, requirements, eliminated, SB 2939

PLEA BARGAINING

- Sentencing reform act, enacted, SB 2266

PODIATRISTS AND PODIATRY

- Study, out-of-state, student grants, postsecondary education council, appropriation, SB 2588

POLES

- Utility, attachments, rates, regulated, *SB 2186, CH. 33

POLICIES

- Health care services, contracts, understandable language, cancellations, written notice, reasons, libel, slander immunity, *SUB HB 109, CH. 133
- Insurance, agents, brokers, services, certain, compensation, insurance commissioner authorization, permitted, SB 2650, SUB HB 779, *SUB HB 1121, CH. 199X, P.V.
- Insurance, automobile, cancellation reason, notice, renewal, refusal, SB 2650, *SUB HB 1121, CH. 199X, P.V.
- Insurance, cancellation, premium refunds, renewal notice requirements, funeral expense set aside, SB 2650, *SUB HB 1121, CH. 199X, P.V.
- Insurance, certain, understandable language, cancellation, written notice, reasons, libel, slander immunity, *SUB HB 109, CH. 133

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

- (a) Amendment to original bill.
- SR Senate Resolution.
- GA Gubernatorial Appointment.

POLICIES—cont.

- Insurance, countersignature requirement, removed, SB 2652
- Insurance, countersignature requirement, repealed, SB 2647, *SUB HB 459, CH. 130X
- Insurance, group life, associations, members, authorized, definition, regulation, *SUB HB 1018, CH. 44X
- Insurance, special, personal property loss, service, repair coverage, SB 2730, *HB 588, CH. 138
- Insurance, suits against insurers, legal process, service, insurance commissioner designated, fee, increased, *SUB HB 1121, CH. 199X, P.V.
- Insurers, automobile insurance, policy renewal, refusal, limitations, SB 2029

POLITICAL CAMPAIGNS

- Advertising, sponsor designation, required, SB 2865
- Presidential primary, preference, provisions, absentee voting procedures, SB 2214, SUB SB 2214
- Surplus funds, committees, defined, *HB 1133, CH. 50X
- Voters, candidates, pamphlets, more informative, SUB HB 306

POLITICAL CANDIDATES

- Advertising, sponsor designation, required, SB 2865
- Elections, general revisions, SB 3118
- Elective offices, vacancies, procedures, provided, SB 2372, SUB SB 2372
- Funds, surplus, defined, *HB 1133, CH. 50X
- Judges, election, procedures, standardized, SB 2358, SUB SB 2358
- Presidential primary, preference, provisions, absentee voting procedures, SB 2214, SUB SB 2214
- Voters, candidates, pamphlets, more informative, SUB HB 306
- Voters, no vote, provisions, SB 3127

POLITICAL PARTIES

- Advertising, sponsor designation, required, SB 2865
- Elections, general revisions, SB 3118
- Presidential primary, preference, provisions, absentee voting procedures, SB 2214, SUB SB 2214

POLITICAL SUBDIVISIONS

- Audits, intervals, reasonable, periodic, state auditor, SB 2404
- Damages, actions, employees performing official duties, defense of, provisions, SB 2411
- Energy conservation, residential installation, assistance, financing, constitutional contingency, *SUB SB 2976, CH. 239X
- Search and rescue, law enforcement, responsibilities, *2nd SUB HB 527, CH. 268X
- Taxing, audits, intervals, reasonable, periodic, minimum, once in three years, schedule, adoption, state auditor, SUB SB 2404
- Water supply facilities, improvements, bonds authorized, state finance committee, referendum provision, SB 2639, *SUB SB 2639, CH. 234X

POLLING PLACES

- Ballots, ballot cards, voting machine records, duplicates required, SB 2288
- Handicapped persons, accessibility, provisions, *SB 2565, CH. 64X

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

- (a) Amendment to original bill.
- SR Senate Resolution.
- GA Gubernatorial Appointment.

POLLING PLACES—cont.

Voter registration, transfer, at polls, general, primary election, permitted, provisions, *SB 2562, CH. 96

POLLUTION

Air pollution control facilities, tax exemption, credit, provisions, SB 2751

Air pollution county, multicounty authority, transferred, ecology department, SB 2732

Clean air act, enforcement order, abatement, procedures, changed, SB 2752

Energy facilities, siting permits, federal standards compliance, *SUB SB 2979, CH. 254X

Environmental coordination procedures act, modified, SB 2571

Environmental hearings office, created, pollution control board, inclusion, *HB 1115, CH. 47X

Fuel, nonpolluting, commercial vehicles, natural gas, propane, use, encouraged, license fee in lieu of tax, provisions, SB 2234

Fuel, nonpolluting, use, favorable license fee, in lieu of tax, reduced, extended, *HB 288, CH. 48

Noise, aircraft, impact abatement program areas, limits, revised, multiple relocation, same owner, prohibited, *HB 636, CH. 85

Title only, noise, SB 2694

Vehicle emissions, control, inspection, *SUB HB 298, CH. 163X

Water pollution control facilities, tax exemption, credit, provisions, SB 2751

Water rights, determination proceedings, service of summons, withdrawal permits, procedures, DOE appropriation, *SUB SB 2794, CH. 216X

PORNOGRAPHY

Children, exploitation, crimes, defined, penalties, prescribed, SB 2579, SUB SB 2579

Minors involved, prohibited, penalties prescribed, SUB HB 551, SB 2013

PORTS AND PORT DISTRICTS

Aircraft, hazard zones, described, penalties, SB 2916

Aircraft, noise impact abatement program areas, limits, revised, multiple relocation, same owner, prohibited, *HB 636, CH. 85

Audits, financial, state auditor, frequency, payment provisions, revised, *SB 2403, CH. 71

Bonds, port facilities, issuance, bond anticipation notes, authorized, bond redemption fund, created, SB 3068

Collective bargaining, employees, inclusion, SB 2431

Eminent domain, power, removed, SB 2522

Industrial development levies, revisions, SB 2195

Lake forest park, harbor lines, change, permitted, *SB 2366, CH. 19

Leases, bonds, cash deposits, permitted, *SUB SB 2226, CH. 72

Lessees, harbor areas, cash deposit allowed, instead of bond, SB 2577

Levies, industrial development, six-year limitation, revised, *HB 140, CH. 76

Levies, revisions, SB 2183

Levies, voter approval, required, SB 2930

Nisqually delta, new commercial dock facilities, expansion, prohibited, SB 3023

Oil transfer facilities, domestic pipelines, required, SUB SB 2974

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

PORTS AND PORT DISTRICTS—cont.

- Property, ownership, interdistrict transfer, permitted, prior transactions, validated, SB 2226, *SUB SB 2226, CH. 72
- State port commission, established, SB 3076
- Stevedoring, B&O tax, imposed, SB 3124
- Stevedoring, related activities, excise tax imposed, SUB HB 326, SB 2231
- Title only, appropriation, SB 3160
- Treasurer, designation, authorized, SB 2761

POST OFFICES

- Olympia postmark, continued use, requested, SJM 103

POSTSECONDARY EDUCATION

- Council, degree recommendations, advisory only, SB 3084
- Displaced homemaker act, enacted, two-year pilot project, established, *SB 2406, CH. 73
- Displaced homemaker act, enacted, two-year pilot project, established, council, appropriation, *SB 2406, CH. 73
- Employees, waiver of fees, space available basis, allowed, *SUB HB 319, CH. 82
- Healing arts, certain, student grants, out-of-state study, appropriation, SB 2588
- Oregon, tuition, fees, reciprocity, waiver, certain community colleges, TESC, authorized, SB 2346, *HB 226, CH. 80
- Students, financial aid, state program, redefined, council, *SUB SB 2744, CH. 235X
- Students, financial aid, state program, redefined, council, appropriation, SB 2744
- Students, parents assigned to consular missions, resident fees, pilot programs, authorized, *SUB SB 2042, CH. 19X
- Term papers, other assignments, commercial sale, unlawful, *HB 126, CH. 43
- The Evergreen State College, degree granting, masters, authorized, procedures, SB 2610
- The Evergreen State College, degree granting, masters, authorized, review, *2nd SUB SB 2610, CH. 78X
- The Evergreen State College, progress reports, required, *2nd SUB SB 2610(a), CH. 78X
- Title only, SB 2445, SB 2446, SB 2451, SB 2452

POULTRY AND POULTRY PRODUCTS

- Agricultural commodities, commission merchants, brokers, regulation, licensing, *SUB HB 247, CH. 115X
- Nuisance lawsuits, agricultural activities, protection *SB 2180, CH. 122

PRECINCTS

- Elections, general revisions, SB 3118
- Voter registration, transfer, at polls, general, primary election, permitted, provisions, *SB 2562, CH. 96

PREMIUMS - INSURANCE (See also INSURANCE)

- Annuity payments, premium tax exclusion, *SB 2508, CH. 233X
- Contracts, mortality tables, interest rates, prescribed, females, risk, calculation age, changed, reserves, annuities, endowments, certain, defined, *HB 735, CH. 157, P.V.
- Countersignature requirement, repealed, SB 2647, *SUB HB 459, CH. 130X

- * Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

PREMIUMS - INSURANCE (See also INSURANCE)——cont.

Insurers, certain, experience-premium studies, required, SB 2684

PRESIDENT OF THE SENATE (See also CHERBERG, LIEUTENANT GOVERNOR JOHN A.; also RULINGS BY THE PRESIDENT; also PARLIAMENTARY INQUIRIES)

Commending staff, members for courtesies p. 2813
 Committees appointed, individual, standing pp. 28-30
 Committees appointed, statutory, select pp. 2780-2781
 Execute vouchers, legislative expense with secretary of senate, *SR 1979-53 . . p. 1034

Expressing appreciation, members p. 2435

Introductions

Abrams, Sid p. 1212
 Artzieli, Consul General Mordekhai, Israel p. 1212
 Assing, Consul General Hans Jorgen, Denmark pp. 351,352
 Bone, Dr. Hugh A. p. 1614
 Borch, Ambassador Otto, Denmark p. 1190
 Canfield, Senator Damon R., wife p. 342
 Daffodil festival royalty p. 871
 Dairy princess, Washington State p. 379
 Donohue, Senator Dewey p. 342
 Dzalto, Consul General Tugomir, Yugoslavia p. 860
 Jackson, Reverend Jesse pp. 204-205
 Kaplan, Dr. Charles p. 1212
 Knoblauch, Senator Reuben p. 484
 Kondev, Tihomir, director, Yugoslavia culture center, New York p. 860
 Landicho, Consul and Mrs. Mariano C., Republic of Philippines p. 145
 Lifka, Alexander, trade commissioner, Austria, stationed in New York . p.145
 Redmon, Senator Fred p. 589
 Singlaub, Major General John K. (retired) p. 347
 Sylvester, Honorable John M. p. 69
 Presiding, joint sessions. pp. 138-142;668-671
 Privilege pp. 4,145,402,589

Remarks

Confirmation of Senator Newschwander to board of tax appeals p. 2723
 In order to remove jackets due to high temperature in chamber p. 2771
 Reply, Senator Rasmussen, regarding cutoff resolution, SCR 102 p. 157

PRESIDENT PRO TEMPORE (See also HENRY, SENATOR AL)

Birthday acknowledged, April 12, 1979 p. 1614
 Distinguished citizen award presented p. 1614
 Henry, Senator Al, nominated, elected, oath administered pp. 4-6
 National conference state legislatures, attendance authorized, regular per diem, actual expenses allowed, *SR 1979-53 p. 1035
 Retained, first extraordinary session, *SR 1979-54 p. 1046

PRESIDENT - UNITED STATES

German Federal Republic, statute of limitations, Nazi war criminals, extension, petitioned, SJM 104

Olympia postmark, continued use, requested, SJM 103

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

PRESIDENT - UNITED STATES—cont.

Presidential primary, preference, provisions, absentee voting procedures, SB 2214, SUB SB 2214

PRESIDENTIAL PRIMARY

Preference, provisions, absentee voting procedures, SB 2214, SUB SB 2214

PRICES

Sugar beets, federal support, petitioned, *HJM 3

PRIMARIES

Elective office, vacancies, procedures, provided, SB 2372, SUB SB 2372

Judges, election, procedures, standardized, SB 2358, SUB SB 2358

Presidential, preference, absentee voting procedures, SB 2214, SUB SB 2214

Title only, presidential preference, SB 2892

PRINTING

Agencies, certain, printing, binding, private printer, cost estimate not exceeding \$500, allowed, SB 2269

Printed materials, libraries, library districts, B&O tax, exclusion, *SUB SB 2929(a), CH. 266X

Printed materials, school districts, cities, towns, counties, B&O tax, exclusion, *SUB HB 302(a), CH. 196X

Printed materials, school districts, cities, towns, counties, educational service districts, B&O tax, exclusion, *SUB SB 2929(a), CH. 266X

Session laws, preparation, publication, statute law committee, appropriation, *HB 1114, CH. 144

PRISON TERMS AND PAROLES BOARD

Civil rights, convicted persons, final discharge, restoration, SUB HB 19

Convicted persons, statement of facts, preparation, signatures, certain court personnel, required, SUB HB 51

Crimes, certain, modified, SUB HB 498, SB 2247

Jail facilities, bond issuance, bond anticipation notes, authorized, jail renovation bond retirement fund, created, SB 2505

Jail facilities, general obligation bonds, bond anticipation notes, issuance, authorized, account, fund, created, *SUB SB 2505, CH. 232X

Juveniles, divertible offenders, DSHS, provisions, SB 3078, SUB SB 3078

Membership increased, duties, SB 2004

Minimum terms of confinement, guidelines adoption requirement, SB 2004

Probation, summary, after commitment, DSHS custody, authorized, provisions, SB 2485, SUB SB 2485

Sentencing reform act, enacted, SB 2266

Title only, SB 2550

PRISONERS (See also FELONS)

Convicted, statement of facts, certain court personnel, required, parole board availability, SUB HB 51

County, certain, confinement, state institutions, reimbursement, modified, *SB 2399, CH. 147

Custodial care standards, adoption procedures, modified, *SB 2399(a), CH. 147

Deadly weapons, possession, detention facilities, prohibited, law enforcement officers, exempted, SB 2871

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

PRISONERS (See also FELONS)—cont.

- Leaves, medical, dental care, volunteer community service projects, provisions, HB 1106
- Rehabilitation, commercial enterprises, institutional facilities, authorized, annual report to legislature, required, *SUB HB 80, CH. 160X

PRISONS

- Adult corrections services, community colleges, authorized, tuition, fees, charging, allowed, *SUB SB 2250, CH. 226X
- Alcohol, drug related traffic offenders, evaluation, treatment program, participation, requirements, development criteria, sentencing provisions, *SUB HB 665, CH. 176X
- Corrections institutions, residents, others, contraband, controlled substances, unauthorized possession, felony, *SB 2021, CH. 121
- Drunk drivers, defined, standards established, mandatory one-day jail sentence, *SUB HB 665, CH. 176X
- DWI, defined, standards established, mandatory one-day jail sentence, *SUB HB 665, CH. 176X
- Escapees, criminal justice costs, political subdivisions, reimbursement, institutional impact account, created, *SUB HB 144, CH. 108X
- Jail facilities, bond issuance, bond anticipation notes, authorized, jail renovation bond retirement fund, created, SB 2505
- Jail facilities, general obligation bonds, bond anticipation notes, issuance, authorized, account, fund, created, *SUB SB 2505, CH. 232X
- Prisoners, county, certain, confinement, state institutions, reimbursement, modified, *SB 2399, CH. 147
- Prisoners, custodial care standards, adoption procedures, modified, *SB 2399(a), CH. 147
- Prisoners, rehabilitation, commercial enterprises, institutional facilities, authorized, annual report to legislature, required, *SUB HB 80, CH. 160X

PRIVACY

- Arson reporting immunity act, enacted, insurer immunity, provisions, SUB HB 748, *SB 2727, CH. 80X
- Criminal records privacy act, administration, dissemination, disclosure procedures, modified, *HB 571, CH. 36X
- Records, employment security department, governmental access, restrictions modified, SB 2629, *HB 668, CH. 177X

PROBATE

- Superior courts, clerks, official services, fees, increased, SUB SB 2381
- Wills, validity, determination, before testator's death, authorized, SB 2039

PROBATION AND PAROLE (See also PRISON TERMS AND PAROLES BOARD)

- Community corrections committee, created, SB 2137, SUB SB 2137
- Counties, services, state aid, inactive program, disestablished, SB 2566
- Criminal offenders, diversion, criminal process, provisions, appropriation, SB 2137, SUB SB 2137
- Juveniles, divertible offenders, DSHS, provisions, SB 3078, SUB SB 3078
- Prisoners, rehabilitation, commercial enterprises, institutional facilities, authorized, annual report to legislature, required, *SUB HB 80, CH. 160X

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(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

PROBATION AND PAROLE (See also PRISON TERMS AND PAROLES BOARD)—cont.

Restitution, crime victims, imposing, enforcing, procedures added, *SB 2417, CH. 29

Summary, after commitment, DSHS custody, authorized, provisions, SB 2485, SUB SB 2485

PROCLAMATION

By governor, calling first extraordinary session, forty-sixth legislature . pp. 1045–1046

PRODUCTS (See also GOODS)

Agricultural, commission merchants, brokers, regulation, licensing, *SUB HB 247, CH. 115X

Dairy commission, alias permitted, dairy farmers of Washington, treasurer, bonding, increased, research, revisions, HB 625

Forest products institute, abolished, duties transferred, institute of forest resources, *HB 585, CH. 50

Product insurance policies, personal property loss, service, repair coverage, SB 2730, *HB 588, CH. 138

Product liability, act, enacted, SB 3073

Product liability, general revisions, appropriation, SB 2333(a)

Product liability, modified, SB 2333

Product liability, modified, affirmative defenses, established, SUB SB 2333

Product liability, modified, affirmative defenses, established, appropriations, 2nd SUB SB 2333

Title only, liability, SB 2804

PROFESSIONAL SERVICE CORPORATIONS

Professional services contracts, negotiation, award procedures, established, provisions, SB 2303

PROGRAMS

Cities, counties, costs, incurred, state programs, state reimbursement, property tax levy, provisions, SB 2407

Controlled substances therapeutic research act, enacted, SB 2264, SUB SB 2264, *SUB HB 259(a), CH. 136

Controlled substances therapeutic research act, enacted, appropriation, *SUB HB 259, CH. 136

Energy conservation, residential, authorized, SB 2202

Hazardous materials, incidence response program, preparation, teams, training, emergency services department, SB 2564

Highways, priority programming, DOT, restructured, *SUB HB 751, CH. 122X

Mental health cooperative, DSHS, school districts, client pay requirement, exemption, permitted, *SUB HB 1347, CH. 145X

Senior citizens, local governmental units, authorized, SB 2262, *SUB HB 16, CH. 109

Victims of sexual assault act, enacted, appropriation, *2nd SUB HB 418, CH. 219X

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

PROPANE

- Fuel, nonpolluting, commercial vehicles, natural gas, propane, use, encouraged, license fee in lieu of tax, provisions, SB 2234
- Fuel, nonpolluting, use, favorable license fee, in lieu of tax, reduced, extended, *HB 288, CH. 48
- Fuel, taxation, regulation, provisions, SB 2304, *SUB SB 2304, CH. 40
- Heat, home, facilitating, SUB SB 3087

PROPERTY - PERSONAL (See also TAXES - PROPERTY)

- Abandoned, presumption, disposition, SB 2620, *HB 308, CH. 117X
- Assessments, limited, SB 2145
- Attachment, execution, items, exemption, modified, *SB 2106, CH. 65X
- Gasohol production, alcohol production for gasohol, property, equipment used, leasehold interests, tax exemption, 2nd SUB HB 1000
- Insurance, personal lines, terms, termination, revisions, SB 3103
- Insurance, policies, personal property loss, service, repair coverage, SB 2730, *HB 588, CH. 138
- Leased, taxation, clarified, HB 465
- Lost, found, new law, created, SUB HB 471
- Lost, found, revisions, SB 2054
- Lost, unclaimed, appraisal, surrender, required, finders' rights, provisions, *SUB SB 3022, CH. 85X
- Lost, unclaimed, appraisal, surrender, required, penalties, auction, provisions, SB 3022
- Replevin, hearing, property possession, provision, *SUB HB 697, CH. 132X
- Sale, documents, preparation, persons, institutions; certain, permitted, SB 2583, *SUB HB 481, CH. 107X
- Stolen goods, pawnbroker possesses, suit to recover, attorney fees granted, SB 2498, *SUB HB 774, CH. 41X
- Stolen goods, police custody, return to owner, provisions, SB 2416
- Tax relief, renters, provisions, SJR 101, SUB SJR 101
- Tax warrants, liens, property, limited, excludes 3rd person beneficiary, SB 2934
- Theft, robbery, withhold or appropriate, defined, SB 2500
- Uniform federal lien registration act, enacted, SB 2230
- Withholding, unlawfully, installment contracts, default, felony, provisions, SB 3125

PROPERTY - REAL (See also TAXES - PROPERTY; also SUBDIVISIONS)

- Abandoned, presumption, disposition, SB 2620, *HB 308, CH. 117X
- Adverse possession, statute of limitations, lengthened, SB 2570
- Agencies, public, disposition, executive sessions, allowed, *SUB HB 248, CH. 42
- Aircraft, noise impact abatement program areas, limits, revised, multiple relocation, same owner, prohibited, *HB 636, CH. 85
- Aliens, ownership prohibited, conditional, reciprocity with foreign country, SB 2334
- Annexation, debt assumption requirements, *HB 954, CH. 124X
- Assessments, limited, SB 2145
- Assessments, omitted value, allowed, notice, appeal information, required, SB 2726
- Assessments, omitted value, allowed, notice, appeal information, required, purchaser liability exemption, certain, SUB HB 841

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

PROPERTY - REAL (See also TAXES - PROPERTY; also SUBDIVISIONS)——
cont.

- Auditor, state, municipal tax levy review, *HB 320, CH. 218X
- Boundary review boards, review provisions, revised, SB 2586
- Cogeneration facilities, tax exemption, *SUB HB 1013(a), CH. 191X
- Condominiums, conveyance, first, real estate contract, permitted, SB 2371
- Conservation rights, classification, conveyance, provisions, SB 2158, *SUB SB 2158, CH. 21X
- Construction contracts, damage waiver provision, null and void, *SB 2466, CH. 264X
- Corporations, sale, assets, entirely real estate, excise tax, SB 2999
- Criminal trespass, redefined, SB 2229, *HB 307, CH. 244X
- Development projects, public, indebtedness, payments, means, provided, HJR 22, SJR 118
- Donations, state government, approval, section 221, VETOED, *HB 516, CH. 270X, P.V.
- Eminent domain, attorneys' fees, reasonable, procedure, provided, HB 207, SB 2167
- Eminent domain, displacement, relocation, market value, DOT, provisions, modified, SB 3025
- Eminent domain, energy facilities, certain, construction, modification, operation, authority, certain, granted, SB 2494, SUB SB 2494
- Eminent domain, public utilities, improvement, within five years, required, HB 461
- Expo 74, site, facilities, title transferred, city'of Spokane, *SB 2925, CH. 25X
- Farmlands, current use classification, so designated, special benefit assessments, tax exemption, provisions, *SUB HB 617, CH. 84
- Fire protection districts, sale, less than market value, voter approval, required, SB 2898
- Floating homes, detached buildings, used, resale, rental, sales, use tax exemption, real estate excise tax, redesignated real property tax, SUB HB 200
- Force, property protection, permission, *HB 307(a), CH. 244X
- Forest land, valuation, revisions, SB 2515
- Gasohol production, alcohol production for gasohol, property, equipment used, leasehold interests, tax exemption, 2nd SUB HB 1000
- Geothermal resources, surface land owner, property rights, declared, *SB 2191, CH. 2X
- Gift, owner, governmental units, permitted, SB 2392
- Governor, federal, retrocession, acceptance authorization, HB 514
- Hospital districts, public, mortgage permitted, facilities construction purposes, provisions, *SUB SB 2532, CH. 155X
- Hospital districts, public, nursing home construction authority, *SUB SB 2532, CH. 155X
- Hostels, taxation, exempt, SB 3018
- Inheritance taxes, general revisions, SB 2181, *SUB SB 2181, CH. 209X
- Insurance, personal lines, terms, termination, revisions, SB 3103
- Investments, banks, trust companies, amount increased, SB 2932, *HB 875, CH. 142

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

PROPERTY - REAL (See also TAXES - PROPERTY; also SUBDIVISIONS)——
cont.

- Land, owner, 5 acres, transfer, parent, spouse, child, residential purposes, single family, zoning inapplicable, SB 2263
- Land, surplus, certain, natural resources department, exchange, certain purposes, authorized, SB 2907, *HB 187, CH. 24
- Leased, rented, certain, property tax exemption, SB 2440
- Leases, purchase option, state government, prohibition, section 215, *HB 516, CH. 270X, P.V.
- Leases, sales, public lands, valuation, pricing procedures, SB 2058, *SUB SB 2058, CH. 109X
- Leases, state agencies, limitations, SB 2025, SUB SB 2025
- Levy lid, 106%, calculation, modified, SUB HB 299
- Levy lid, 106%, limit, extended, proposition, ballot format, provisions, SB 2024, SUB SB 2024
- Levy lid, 106%, state, school districts, extended, *HB 320, CH. 218X
- Mobile homes, lots, recreational, seasonal use, mobile home landlord-tenant act, exempt, HB 638
- Mobile homes, parks, senior citizens, certain, poor, infirm, housing authorities, projects, provisions, *SUB SB 2010, CH. 187X
- Mobile homes, parks, senior citizens, housing authorities, projects, provisions, SB 2010
- Mobile homes, rental, lease, certain, retail sales tax, exemption, SB 2929
- Mobile homes, rental, lease, certain, sales, use tax, exemption, real estate excise tax, applied, certificate of ownership, issuance, *SUB SB 2929, CH. 266X
- Mobile homes, resale, certain, real estate sales tax, applied, provisions, SB 2193
- Mobile homes, used, resale, sales, use tax, exclusion, real estate excise tax, redesignated real property tax, ownership certificate, issuance, SUB HB 200, SB 2929
- Mobile homes, used, resale, sales, use tax, exemption, real estate excise tax, applied, certificate of ownership, issuance, *SUB SB 2929, CH. 266X
- Motor vehicles, abandoned, removal, procedures, established, SUB HB 451, SB 2377
- Motor vehicles, abandoned, rights, duties, penalties, provisions, *SUB HB 755, CH. 178X
- Multiple listing associations, entrance requirements, regulated, penalties, SB 2331
- Nonprofit organizations, park, open spaces, recreation, purposes, tax exemption, SUB SB 2790, *HB 1241, CH. 193X
- Parks, state, sale, proceeds, counties, real property acquisition/development account, created, appropriations, SB 2473
- "People's lodge", regional Indian facility, bond issue, language, amended, SB 2773, *SUB HB 907, CH. 246X
- "People's lodge", regional Indian facility, bond issue, language, amended, funding limitation, property transfer, SUB SB 2773
- Platting, subdivisions, irrigation districts, water rights of way, required, prior to plat approval, SB 2933
- Port districts, eminent domain, power, removed, SB 2522
- Port districts, lease bonds, cash deposits, permitted, *SUB SB 2226, CH. 72

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

PROPERTY - REAL (See also TAXES - PROPERTY; also SUBDIVISIONS)——
cont.

- Port districts, ownership, interdistrict transfer, permitted, prior transactions, validated, SB 2226, *SUB SB 2226, CH. 72
- Real estate, transfers, intra-family, certain, real estate excise tax, exemption, SB 2396
- Recreational use, owners liability, limited, adverse possession, not created, *HB 50, CH. 53
- Sales, documents, preparation, persons, institutions, certain, permitted, SB 2583, *SUB HB 481, CH. 107X
- School districts, sale, notice, hearings requirements, SB 2302, *HB 413, CH. 16X
- School districts, surplus, sale, lease, implemented, SB 3130
- Shorelands, 2nd class, lakes, publicly owned, certain, sale to abutting owner, authorized, *SUB HB 486, CH. 150
- Shorelands, 2nd class, publicly owned, sale, abutting owner, not less than 25% market value, authorized, SB 3098
- Solar energy devices, easements, provisions, *SUB HB 912, CH. 170X
- Surface, mineral rights, assessment, valuation, revenue department rules, regulations, promulgation, county assessor, notice, SB 2419
- Surface, mineral rights, subject to taxation, provisions, SB 2425
- Transportation department, disposal procedures, modified, *SUB SB 2957, CH. 189X
- Transportation equipment fund, property transfers, authorized, SB 2291, *SUB SB 2291, CH. 39
- Trespass, detention allowed, motor vehicle, seizure and forfeiture, procedure, provisions, SUB HB 562
- Uniform federal lien registration act, enacted, SB 2230
- Valuation, indicated ratios, revenue department, establishment, SB 2627
- Valuation, similar sales, defined, SB 3029
- Water projects development act, enacted, irrigation purposes, SB 2857

PROPERTY (See also PROPERTY - PERSONAL and PROPERTY - REAL; see also various headings for TAXES)

- Community colleges, surplus, certain, sale to school district, mandated, penalty, provisions, SB 2074
- Dog bites, liability, persons lawfully on another's property, defined, *HB 25, CH. 148
- Dog bites, liability, revised, SB 2096
- Leases, harbor areas, DNR, notice, appraisal, fees, rules, public access, use, encouragement, provisions, *SUB SB 2284, CH. 97X
- Motor vehicles, driving, damages, penalties, SB 2047
- Retirement systems, public, spouses, ex-spouses, certain payments, court ordered, *SB 2378, CH. 205X
- Solar energy, use rights, development, easements, provisions, SUB SB 2014
- Solar energy, use rights, provisions, SB 2014
- Transportation, by motor vehicle, transportation commission, powers, stated, SB 2617

PROPORTIONAL REGISTRATION

- Trucks, eligibility basis, *HB 141, CH. 134

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

PROPRIETARY SCHOOLS LICENSING

Sunset report pp. 718-719

PROSECUTORS - SPECIAL

State-wide special inquiry judge act, enacted, fund, created, appropriation, SUB HB 1147

PROSTITUTION

Pornography, children, exploitation, crimes, defined, penalties, prescribed, SB 2579, SUB SB 2579

Pornography, involving minors, prohibited, penalties prescribed, SB 2013

Sexual conduct, criminal code, redefined, SB 2229, *HB 307, CH. 244X

PSYCHOLOGISTS AND PSYCHIATRISTS

Controlled substances, certain, dispensing prohibited, exemption, certain, abuse investigation, provisions, *SUB HB 624, CH. 119X

Mental disorders, insurance, group disability, health care services, coverage, required, SB 2491

PUBLIC ASSISTANCE

Applicants, grievances, hearings, decisions, appeals, procedures, overpayment recovery provision, *SUB HB 254, CH. 92X

Dependent children, parent, support debt, notification, deadline, 30 days, SB 2103

Dependent children, support enforcement, procedures, modified, SB 2211, *SUB HB 125, CH. 171X

Displaced homemaker act, enacted, two-year pilot project, established, *SB 2406, CH. 73

Displaced homemaker act, enacted, two-year pilot project, established, council, appropriation, *SB 2406, CH. 73

Eligibility standards, payment levels, modified, SB 2113

Employment, encouraged, tax relief, employers, SB 2112

Fraudulent claims, health care providers, services, public assistance recipients, indigent persons, prohibited, SB 2337, *SUB SB 2337, CH. 152X

Homemaker services, eligibility, rights, protections, revisions, SB 2475

Litter control, pilot program, general assistance beneficiaries, employment, DSHS administration, DOE funds allocation, SB 2657

Recipients, grievances, hearings, decisions, appeals, procedures, overpayment recovery provision, *SUB HB 254, CH. 92X

Senior citizens, service centers, volunteers, public assistance recipients, utilization, appropriation, SB 2237, *HB 491, CH. 147X

Senior citizens, well adult clinic services, authorized, appropriation, SB 2237, *HB 491, CH. 147X

Title only, SB 2558

Unemployable persons, employment security department, definition, expanded, SB 2433

Unemployable persons, general assistance, resource exemptions, established, authorized, SB 2100

Unemployable persons, standards, general assistance, removed, SB 2678

Vendors, final charges, rendered, time period, extended, *SB 2753, CH. 81X

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

PUBLIC DISCLOSURE AND PUBLIC DISCLOSURE COMMISSION

- Conflicts of interest, school bus driving contracts, certain, 2nd class school districts, exemption, provision, SUB HB 1210
- Executive officials, appointed, elected, reports required, enumerated, SB 2373, SUB SB 2373
- Files, personnel, employees, employer disclosure, required, SB 2863
- Legislative action, open meetings, collective decisions, voting, exemption, provisions, SUB SB 2455
- Personal information, held by government agencies, protection, provisions, SB 2383
- Political committees, surplus funds, defined, *HB 1133, CH. 50X
- Public officials, exemptions, requirements, modified, SB 2685, *SUB SB 2685, CH. 265X
- Public officials, subject to, delineated, HB 305
- Records, certain, public agencies, inspection, copying, exemption, SB 3136, SUB SB 3136
- Title only, SB 2455, SB 2456, SB 2890, SB 2891, SB 2894
- Transportation department, financial records, bids, exemption, SB 2756

PUBLIC EMPLOYEES (See also EMPLOYEES)

- Attendance incentive program, established, state employees, sick leave compensation, provisions, SB 2192, *SUB SB 2192, CH. 150X
- Benefits, state fund recipients, payments, electronic deposit, financial institutions, state treasurer, authorized, SB 2310, *SUB SB 2310, CH. 93
- Cardiovascular health promotion program, two-year demonstration, state employees, established, personnel department, DSHS appropriations, SUB HB 715
- Career development, training program, civil service, established, SUB HB 38
- CETA, PERS, TRS, LEOFF, coverage, exempt, permanent non-subsidized employment, buy back provision, *SUB HB 1045, CH. 45X
- CHAP, combined health agencies program, wages, allowed, SB 2490
- Civil service, DSHS, exempt positions, revisions, SUB HB 799, SB 2659, SUB SB 2659
- Collective bargaining, agreements, conflict, employer policy, bargaining agreement prevails, SB 2854
- Collective bargaining, higher education, certain personnel, provisions, SB 2236
- Collective bargaining, port districts, employees, inclusion, SB 2431
- Collective bargaining, scope expanded, SB 3040
- Collective bargaining, uniformed personnel, arbitration, mediation, impasse procedures, established, *SB 2852, CH. 184X
- Commuter ride sharing, course of employment, industrial insurance, exclusion, *SUB HB 96, CH. 111
- Commuter ride sharing, publicly-owned vehicles, authorized, *SUB HB 96, CH. 111
- Compensation, outside sources, state employees, limited, SB 2129
- Counties, action for damages, employees performing official duties, defense of, provisions, *SUB SB 2411, CH. 72X
- Educational employment relations, law implemented, SB 3079
- Educational employment relations, mediation, impasse, procedures, revisions, SB 3027

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

PUBLIC EMPLOYEES (See also EMPLOYEES)—cont.

- Educational employment relations, strikes, bargaining, law implemented, SB 3149
- Ferry system, employees, personnel policies, civil service regulations, modified, SUB SB 2477
- Ferry system, toll bridge, marine, employees, toll bridge authority, transferred, DOT, SB 2477
- Fire fighters, law enforcement officers, collective bargaining procedures, modified, SB 2370
- First aid, schools, school district offices, training, required, SB 2057
- Higher education, classified employees, retirement credit, prorated, 12 month basis, SB 2465
- Higher education, insurance, prior double amendment, reenacted, *SB 3115, CH. 88X
- Higher education personnel board, abolished, powers, duties, transferred, state personnel board, SB 2188
- Higher education, personnel board, laws, rules, orders, enforcement, provisions, SB 2196
- Higher education, retirement, benefits, surviving beneficiary payments, authorized, *SUB HB 768, CH. 259X
- Higher education, retirement, certain, PERS membership, option, deadline, non PERS members, supplemental benefits, exclusion, SUB HB 763
- Higher education, retirement, cost of living adjustment, provisions, SB 2686
- Higher education, retirement, service credit earnings, limitation, *SUB HB 768, CH. 259X
- Higher education, retirement, supplemental payments amounts, determination assumption, *SUB HB 768, CH. 259X
- Higher education, tuition fees, waived, space available basis, allowed, *SUB HB 319, CH. 82
- Hiring freeze, governor's order, state institution, specific reference required, SB 2093
- Insurance board, membership, revised, *SUB HB 729, CH. 125
- Insurance board, panel medicine plan, health maintenance organizations, certain, inclusion, SB 2581
- Insurance board, panel medicine plan, higher payment, employees' contributions, increase, authorized, SB 2582, *SUB HB 729, CH. 125
- Insurance board, programs, self-funding, permitted, SB 2581
- Judges, appointed, elected after specified date, retirement, PERS membership, SUB HB 430
- Labor-management relations act, enacted, appropriations, SB 3090
- Leave, accrual, state employees, limit, removed, SB 2185
- Legislator, civil office holder, salary increase, not eligible, *SJR 112
- Libraries, job candidates, expenses, reasonable, reimbursement, permitted, *HB 759, CH. 40X
- Marine labor disputes, transportation department, record-keeping requirements, removed, HB 919
- Merit system principles, personnel administration, provisions, SB 2035
- Middle management, civil service, higher education personnel laws, exempted, SB 2323

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

PUBLIC EMPLOYEES (See also EMPLOYEES)—cont.

- Municipal corporations, action for damages, employees performing official duties, defense of, provisions, SB 2411
- Nonfaculty, certain higher education institutions, tuition, fees, exemption, SB 2187
- Overtime, mandatory, prohibited, SB 2869
- Overtime, mandatory, regulated, SB 2594
- Personnel appeals board, created, powers, duties, SB 2023, SUB SB 2023, 2nd SUB SB 2023
- Personnel board, laws, rules, orders, enforcement, provisions, SB 2196
- Personnel fund, agencies, payments, provisions, SB 2109
- Political subdivisions, action for damages, employees performing official duties, defense of, provisions, SB 2411
- Probationary periods, positions, certain, revisions, salary schedules, subject to office of financial management, SB 3107
- Public disclosure act, records, certain, inspection, copying, exemption, SB 3136, SUB SB 3136
- Public employment relations commission, administrative provisions, SB 2429
- Public employment relations commission, members, compensation, executive director authority, *HB 923, CH. 146X, P.V.
- Public employment relations commission, members, staggered terms, established, SUB SB 3042
- Public employment relations commission, transportation department, hearings procedures, *SB 2430, CH. 73X
- Retirement system, beneficiary, spouse, predeceases, remarriage, provisions, SB 3021
- Retirement system, benefits increased, adjustments, provisions, appropriation, *SUB HB 500, CH. 96X
- Retirement system, benefits, increased, provisions, SB 2240, SB 2994
- Retirement system, dual/multiple membership, provisions, appropriation, SB 3001
- Retirement system, judges, benefits increased, adjustments, provisions, appropriation, *SUB HB 500, CH. 96X
- Retirement system, LEOFF, all public employees, legislators, changes, miscellaneous, *SUB HB 791, CH. 249X, P.V.
- Retirement system, mandatory, under age 70, prohibited, *SB 2506, CH. 159X
- Retirement system, military service credit, provisions, modified, SB 2051, SB 2083
- Retirement system, prior service, credit, establish, permitted, SB 2733
- Retirement system, prior service, credit, revisions, SB 3010
- Retirement system, school districts, schools for blind, deaf, community colleges, higher education, credit, 12-month basis, SUB SB 2465, 2nd SUB SB 2465
- Retirement system, state patrol, benefits, increased, adjustments, provisions, appropriation, *SUB HB 500, CH. 96X
- Retirement system, state patrol, benefits, increased, provisions, SB 2240, SB 2994
- Retirement systems, inequities, removed, HB 782
- Retirement systems, teachers, benefits, increased, adjustments, provisions, appropriation, *SUB HB 500, CH. 96X
- Retirement system, teachers, benefits, increased, provisions, SB 2240, SB 2994
- Retirement system, teachers, military service credit, provisions, modified, SB 2050

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

PUBLIC EMPLOYEES (See also EMPLOYEES)—cont.

- Retirement system, withdrawn contributions, restoration, time period extended, SB 2369
- Salaries, wages, state, payments, electronic deposit, financial institutions, state treasurer, authorized, SB 2310, *SUB SB 2310, CH. 93
- School directors, in lieu payments, authorized, SB 2090
- School districts, private for profit business, certain, services, prohibited, SB 2759
- Schools, certificated employees, strikes, prohibited, SB 3131
- Sheriff's office, chief examiner, civil service appointment procedures modified, unclassified positions, authorized, provisions, *SUB SB 2375, CH. 153X
- Sheriff's office, civil service, appointment procedures modified, unclassified positions, authorized, provisions, SB 2375
- Sick leave account, general fund, created, sick leave payment, wage exclusion, social security purposes, SB 2030, *SUB SB 2030, CH. 152
- Sick leave payment, social security exclusion, state, school employees, appropriations, fund transfer, *SUB HB 1064, CH. 247X
- Title only, SB 2718, SB 2720
- Title only, collective bargaining, SB 3028, SB 3042
- Travel expenses, advance payment, period extended, *SB 2398, CH. 71X
- Travel expenses, state employees, payment procedures, modified, SB 2412
- University of Washington, employees, public retirement system, credit, WSU system, may transfer to UW, SB 2899
- Utilities, transportation commission, exempt positions, provisions, SB 2199
- Veterans' preference, competitive ratings, revisions, spouses, provisions, SB 3105, SUB SB 3105
- Veterans' preference, noncompetitive employment systems, competitive, certain, revisions, SB 3106, SUB SB 3106
- Warrants, lost, destroyed, replacement procedures, modified, *SB 2398, CH. 71X
- Widows, widowers, veterans, public employment, preference, provisions, SB 2591
- Workers' compensation, private companies, issuance, authorized, general provisions, SB 2219
- WSU extension service, federal civil service status, state employees insurance, health care plans, exclusion, *HB 691, CH. 9X

PUBLIC OFFICIALS

- Counties, action for damages, employees performing official duties, defense of, provisions, *SUB SB 2411, CH. 72X
- Elective offices, vacancies, procedures, provided, SB 2372, SUB SB 2372
- Executive officials, appointed, elected, financial disclosure reports required, enumerated, SB 2373, SUB SB 2373
- Financial disclosure, exemptions, requirements, modified, SB 2685, *SUB SB 2685, CH. 265X
- Financial disclosure, subject to, delineated, HB 305
- Governor, term of office, second Monday in December, commencement, SJR 102, SB 2003
- Immunity, certain information, persons, giving to public officials, granted, SB 2771, SUB SB 2771
- Irrigation districts, certain, contracts, conflict of interest prohibition, exemption, *HB 48, CH. 4X
- Leave, sick, vacation, regulated, SB 2052

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

PUBLIC OFFICIALS—cont.

- Libraries, job candidates, expenses, reasonable, reimbursement, permitted, *HB 759, CH. 40X
- Local government, elected, assumption of office, common date, provisions, *SUB HB 57, CH. 126X
- Municipal corporations, action for damages, employees performing official duties, defense of, provisions, SB 2411
- Political subdivisions, action for damages, employees performing official duties, defense of, provisions, SB 2411
- Retirement, withdrawn contributions, restoration, time period extended, SB 2369
- Salaries, certain elected officials, increased, *SUB SB 3008, CH. 255X
- Sheriff's office, chief examiner, civil service appointment procedures modified, unclassified positions, authorized, provisions, *SUB SB 2375, CH. 153X
- Sheriff's office, civil service, appointment procedures modified, unclassified positions, authorized, provisions, SB 2375

PUBLIC PLACES

- Discrimination, unfair practice, protection, sensory, mental, physical handicaps, extended, appropriation, *SUB HB 480(a), CH. 127
- Pay toilets, term redefined, free use purpose, HB 71
- Wheelchairs, motorized, public places, sidewalks, permitted, SB 2086

PUBLIC TRANSPORTATION (See also TRANSPORTATION; also TRANSIT SYSTEMS; also MASS TRANSPORTATION)

- Benefit areas, additions, procedures, established, HB 1254
- Commuter ride sharing, private vehicles, owner's liability, *SUB HB 96, CH. 111
- Commuter ride sharing, publicly-owned vehicles, authorized, *SUB HB 96, CH. 111
- Docks, commercial, inspection, certification, warrant, labor and industries department requirements, appropriation, SUB SB 2969
- Feasibility studies, advanced financial support payment, amount, school transportation coordination, *SB 2026, CH. 59
- Ferry vessels, purchase, local governmental units, sales, use tax, exemption, SUB HB 746, *SUB SB 2929(a); CH. 266X
- Funding, excise, sales and use, business tax, proceeds, operation, maintenance, capital needs, HB 570
- Policy, state, multimodal development, intergovernmental cooperation, adopted, *SCR 112
- Providers, private, nonprofit, elderly, handicapped, state certification, *SUB HB 96, CH. 111
- School districts, levies, excess, maximum formula, percentage allocation, pupil transportation, *SUB HB 227, CH. 172X
- School districts, operating costs, reimbursement procedures, utilization of public systems, rent, lease, transportation vehicles, provisions, SUB HB 557
- Studies, various, legislative transportation committee, authorized, reports, 1981 session, *SUB HB 1031, CH. 192X

PUBLIC UTILITIES AND PUBLIC UTILITY DISTRICTS

- Audits, financial, state auditor, frequency, payment provisions, revised, *SB 2403, CH. 71

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

PUBLIC UTILITIES AND PUBLIC UTILITY DISTRICTS—cont.

- Cogeneration facilities, B&O tax credit, property tax exemption, *SUB HB 1013(a), CH. 191X
- Cogeneration facilities, processes, users, public service company regulation, exemption, *SUB HB 1013, CH. 191X
- Cogeneration facilities, tax credits, revenue department, certificates, authorized, SB 2598, SUB SB 2598
- Committee, joint legislative, membership, powers, modified, SB 3120
- Consumer costs, minimize, policies, UTC, develop, directed, SB 3080
- Creation, election procedures, revisions, SB 2993, *SUB SB 2993, CH. 240X
- Electric equity act, enacted, domestic and rural power authority, created, appropriation, SB 2788
- Electric pricing policies, comprehensive study, required, provisions, SB 2201
- Eminent domain, energy facilities, certain, construction, modification, operation, property acquisition, authority, certain, granted, SB 2494, SUB SB 2494
- Eminent domain, property acquired, improvement required within 5 years, HB 461
- Energy conservation, local government, residential installation, assistance, financing, constitutional contingency, *SUB SB 2976, CH. 239X
- Energy conservation, residential, programs, authorized, SB 2202
- Energy facilities, siting permits, federal standards compliance, *SUB SB 2979, CH. 254X
- Fees, regulatory, certain, failure to pay, penalties, removed, SB 2349, *HB 441, CH. 198X
- Geothermal resources, surface land owner, property rights, declared, *SB 2191, CH. 2X
- Irrigation districts, power generation, authorized, powers, duties, modified, SB 3033, SUB SB 3033, *2nd SUB SB 3033, CH. 185X
- Legal actions, counties of jurisdiction, *SUB SB 2993(a), CH. 240X
- Loans, energy conservation purposes, authorized, appropriate charge back provision, *SUB SJR 120
- Loans, energy conservation purposes, authorized, SJR 120
- Mill tailings licensing and perpetual care act, enacted, SB 2197, *SUB SB 2197, CH. 110X
- Oil transfer facilities, domestic pipelines, required, SUB SB 2974
- Operating agencies, thermal power plants, performance audits, required, SUB SB 2980, *SUB HB 1075, CH. 220X, P.V.
- Poles, attachments, rates, regulated, *SB 2186, CH. 33
- Privilege tax, increased, SUB HB 240
- Public works, contracts, utility lines, liability, rights, specified, SB 2666
- Rate-making, fair value, future utility plants, costs, allowance, authorized, SB 3082
- Retail sales, certain, counties, excise tax, imposition, authorized, SB 2441
- Right of way, franchises, applicant, acceptance, rejection, procedures, SUB HB 726
- Security forces, operating agencies, thermal plants, law enforcement powers, authorized, SB 2584
- Senior citizens, low income, local governmental entities, preferential rates, services, authorized, SB 2079

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA gubernatorial Appointment.

PUBLIC UTILITIES AND PUBLIC UTILITY DISTRICTS—cont.

- Senior citizens, low income, local governmental utility services, reduced rates, permitted, *SB 2077, CH. 116
- Services, termination, regulated, SB 3085
- Tax, privilege, increased, SUB HB 240
- Taxation, counties, authorized, SB 2917
- Taxation, public transportation, communication, interstate, extended, SB 3124
- Taxation, revisions, SB 3141
- Utility facilities, lease, public service companies, UTC approval, federal public utility holding company, exemption, authorized, *HB 989, CH. 125X
- Utility services, underground, construction projects, damage, liability, responsibility, specified, SUB SB 2666
- Water resources, management, utilization, development, conservation, powers, modified, SB 2501
- WPPSS, nuclear plants, bond indebtedness, reports, plans, develop, SB 3135

PUBLIC WORKS

- Cities, towns, small projects, limitations, procedures, revised, SB 2161
- Cities, towns, small projects, limitations, procedures, revised, small works roster, use, *SUB SB 2161, CH. 89X, P.V.
- Cities, towns, small purchases, advertising, competitive bidding relinquishment, *SUB SB 2161, CH. 89X, P.V.
- Contracts, formation, performance, regulated, SB 2328
- Contracts, utility lines, public, involvement, rights, liability, specified, SB 2666
- Higher education, certain institutions, capital construction projects, minimum bid requirements, *SUB SB 2194, CH. 12X
- Liens, foreclosure, reserve fund, claimant, recovers, attorney fees, *HB 630, CH. 38X
- Minority businesses, contracts, revisions, SB 2572
- Special purpose districts, small works contracts, sewer, water, bids, procedures, modified, SB 2397, *SUB HB 133, CH. 137X
- Utility services, underground, construction projects, damage, liability, responsibility, specified, SUB SB 2666
- Veterans, employment preference, noncompetitive employment systems, competitive, certain, revisions, SB 3106, SUB SB 3106
- Wages, prevailing, required, SB 3109
- Wages, prevailing, revisions, SB 2609
- Wages, prevailing, standardized hourly rate, intention, not to fix, SB 2776

PUBLICATIONS

- Gambling rules, distribution, licensees, law enforcement agencies, without fee, required, others, fee provision, SUB HB 1196
- Game department, informational material, fees charged, retention, authorized, HB 331, *SB 2321, CH. 56
- Guide, public parks, sites, comprehensive, interagency committee on outdoor recreation, production, *SB 2736, CH. 24X
- Highway projects, call for bids, requirements, revised, *SB 2354, CH. 69X
- Printed materials, libraries, library districts, B&O tax, exclusion, *SUB SB 2929(a), CH. 266X
- Printed materials, school districts, cities, towns, counties, B&O tax, exclusion, *SUB HB 302(a), CH. 196X

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

PUBLICATIONS—cont.

- Printed materials, school districts, cities, towns, counties, educational service districts, B&O tax, exclusion, *SUB SB 2929(a), CH. 266X
 Session laws, preparation, printing, statute law committee, appropriation, *HB 1114, CH. 144

PUGET SOUND

- Ferry system, operating expenditures, restrained, Hood Canal bridge, destruction, provisions, SUB HB 1307
 Ferry system, toll bridge system, revisions, yearly report mandated, SB 2312
 Grays Harbor, Puget Sound, canal, DOT, study, preliminary engineering, directed, appropriations, SB 2900

PULLEN, SENATOR KENT

- Parliamentary inquiry, rule 31, in order p. 590
 Parliamentary inquiry, HB 25 p. 850
 Point of inquiry, regarding 3-day adjournments, *SR 1979-120 p. 2430

PULLMAN

- Highways, state route no. 27, extended, *HB 100, CH. 195X

PULL-TABS

- Bowling centers, authorized, SUB HB 1196, SB 2300, SUB SB 2300

PUNCH BOARDS

- Bowling centers, authorized, SUB HB 1196, SB 2300, SUB SB 2300

PURCHASING

- Contracts, services, certain, state, higher education agencies, civil service, higher education personnel laws, exemptions, *SUB HB 1057, CH. 46X
 Educational service districts, depository, distribution center, service to private schools, provisions, joint purchasing programs, established, *SB 2130, CH. 66X
 Equipment, state-owned, inventory control, authority transferred, office of financial management, *SB 2033, CH. 88
 General administration department, procurement, regulations, revised, SB 2329
 Personal service contracts, OFM, comprehensive review, supervision, definitions, exemptions, SB 2301, *SUB SB 2301, CH. 61X
 Public works, small, cities and towns, advertising, competitive bidding relinquishment, *SUB SB 2161, CH. 89X, P.V.
 Special purpose districts, small works contracts, sewer, water, bids, procedures, modified, SB 2397, *SUB HB 133, CH. 137X
 Vocational rehabilitation services, state purchase, formal sealed bid, requirements, execution, *HB 113, CH. 14X

PURVISS, NANCY

- Washington State horse racing commission, member, GA 170 pp. 489,1096

QUIGG, SENATOR J. T.

- Reply to Senator Talley, ESSB 2118 p. 452

RACING AND RACE TRACKS

- Horse racing, betting receipts, distribution, commission payment percentage, SB 2275, *SUB SB 2275, CH. 31
 Motor vehicles, traffic violations, decriminalization, *HB 101, CH. 136X

- * Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

RACING AND RACE TRACKS—cont.

Parimutuel wagering, sales tax, imposed, *SUB HB 302(a), CH. 196X

RADIATION

Mill tailings licensing and perpetual care act, enacted, SB 2197, *SUB SB 2197, CH. 110X

Radiation control agency, program development, regulation, monitoring, emergency response plans, licensee investigation, appropriation, SUB HB 894

Radiation control agency, program development, regulation, monitoring, emergency response plans, licensee investigation, SB 2743

RADIOACTIVE WASTES

Railroads, hazardous materials, safety procedures, established, SB 3148

RAILROADS

Accidents, crossings, liability, cities, first class, standard of care, provisions, SB 2567

Crews, equipment, radio transceiver, availability, required where necessary, SUB SB 2735

Crews, equipment, radio transceiver, portable, required, SB 2735

Crossings, reflectorized whistle posts, required, SB 2278

First aid training, employees, certain, required, liability, standard of care, defined, SB 2299, SUB SB 2299

Hazardous materials, safety procedures, established, SB 3148

Locomotive operators, driver's license not required, display, law enforcement officers, not required, *HB 6, CH. 75

Milwaukee, federal aid, requested, SJM 106

Reckless operation, lawful process, interference, reckless flight, felony, SB 2116

Title only, transportation, SB 3156

Trains, certain, emergency air support equipment, required, SB 2298

RAPE

Criminal code, reclassified, SB 2229, *HB 307, CH. 244X

Sentencing reform act, enacted, SB 2266

Victims of sexual assault act, enacted, appropriation, *2nd SUB HB 418, CH. 219X

RASMUSSEN, SENATOR A. L. "SLIM"

Point of information, regarding SCR 102, cutoff resolution p. 157

Remarks

Confirmation of Senator Newschwander to board of tax appeals . . . pp. 2721, 2724

HJR 31 pp. 2122,2123

RATES

Rate-making, fair value, future utility plants, costs, allowance, authorized, SB 3082

Utilities, consumer costs, minimize, policy, UTC, develop, directed, SB 3080

Utilities, reduced, low-income senior citizens, local governmental utility services, permitted, *SB 2077, CH. 116

Water, electricity charges, lien for established, SB 2190

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

RAY, GOVERNOR DIXY LEE (See also GOVERNOR)

- Message, bills, issues requiring action first extraordinary session, forty-sixth legislature pp. 1047-1050
 Messages, pardons, commutations, restorations, deportation pp. 890-898
 Proclamation by, calling first extraordinary session, forty-sixth legislature . . . pp. 1045-1046
 State of state message, joint session pp. 138-142

READING

- Libraries, school districts, surplus materials, disposal procedures, established, *SUB HB 79, CH. 134X
 Teachers, learning/language disabilities, identification course, higher education, required, SUB SB 2055

REAL ESTATE

- Adverse possession, statute of limitations, lengthened, SB 2570
 Agencies, public, disposition, executive sessions, allowed, *SUB HB 248, CH. 42
 Aliens, ownership prohibited, conditional, reciprocity with foreign country, SB 2334
 Brokers, salesmen, code corrections, *HB 341, CH. 25
 Brokers, salespersons, regulated, commission established, powers, duties, education requirements, appropriation, SB 2316, SUB SB 2316
 Condominiums, conveyance, first, real estate contract, permitted, SB 2371
 Construction contracts, damage waiver provision, null and void, *SB 2466, CH. 264X
 Corporations, sale, assets, entirely real estate, excise tax, SB 2999
 Discrimination, unfair practice, protection, sensory, mental, physical handicaps, extended, appropriation, *SUB HB 480(a), CH. 127
 Eminent domain, displacement, relocation, market value, DOT, provisions, modified, SB 3025
 Eminent domain, energy facilities, certain, construction, modification, operation, authority, certain, granted, SB 2494, SUB SB 2494
 Escrow agents, bonding requirements, modified, *SB 2305, CH. 70
 Excise tax, state tax, provisions, SUB HB 240
 Fire protection districts, sale, less than market value, voter approval, required, SB 2898
 Forest land, valuation, revisions, SB 2515
 General administration department, control, revisions, SB 2326
 Investments, banks, trust companies, amount increased, SB 2932, *HB 875, CH. 142
 Land, owner, 5 acres, transfer, parent, spouse, child, residential purposes, single family, zoning inapplicable, SB 2263
 Land, surplus, certain, natural resources department, exchange, certain purposes, authorized, SB 2907, *HB 187, CH. 24
 Mobile homes, lots, recreational, seasonal use, mobile home landlord-tenant act, exempt, HB 638
 Mobile homes, rental, lease, certain, retail sales tax, exemption, SB 2929
 Mobile homes, rental, lease, certain, sales, use tax, exemption, excise tax, applied, certificate of ownership, issuance, *SUB SB 2929, CH. 266X
 Mobile homes, resale, certain, real estate sales tax, applied, provisions, SB 2193

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

REAL ESTATE—cont.

- Mobile homes, used, resale, sales, use tax, exclusion, excise tax, redesignated as real property tax, certificate of ownership, issuance, SUB HB 200, SB 2929
- Mobile homes, used, resale, sales, use tax, exemption, excise tax, applied, certificate of ownership, issuance, *SUB SB 2929, CH. 266X
- Multiple listing associations, entrance requirements, regulated, penalties, SB 2331
- Nonprofit organizations, real property, park, open spaces, recreation, purposes, tax exemption, SUB SB 2790, *HB 1241, CH. 193X
- Parks, state, sale, proceeds, counties, real property acquisition/development account, created, appropriations, SB 2473
- Property, real, valuation, similar sales, defined, SB 3029
- Sales, documents, preparation, persons, institutions, certain, permitted, SB 2583, *SUB HB 481, CH. 107X
- School districts, real property, sale, notice, hearings requirements, SB 2302, *HB 413, CH. 16X
- School districts, surplus, sale, lease, implemented, SB 3130
- Shorelands, 2nd class, lakes, publicly owned, certain, sale to abutting owner, authorized, *SUB HB 486, CH. 150
- Shorelands, 2nd class, publicly owned, sale, abutting owner, not less than 25% market value, authorized, SB 3098
- Tax relief, real property, residences, certain, legislative power, expanded, SJR 113
- Timber land, excise tax, modified, SB 3000
- Title only, SB 2805
- Transfers, intra-family, certain, real estate excise tax, exemption, SB 2396
- Transportation equipment fund, property transfers, authorized, SB 2291, *SUB SB 2291, CH. 39

RECALLS

- Elections, general revisions, SB 3118

RECORDS AND FILES

- Accidents, motor vehicle, reports, copy fees, increased, *SB 2078, CH. 34
- Adoption certificates, birth records, certain, provisions, SB 2020, *HB 4, CH. 101X
- Adoption decrees, certain, dissolution of marriage, certain, voided, SB 2319
- Corporations, fees, certain, established, increased, *HB 33, CH. 133X
- Criminal records privacy act, administration, dissemination, disclosure procedures, modified, *HB 571, CH. 36X
- Death, fetal death certificates, mandatory signature, time period, established, *SUB HB 262, CH. 162X
- Documents, private organizations, filing recording requirements, secretary of state, revised, HB 903
- Employees, personnel, employers, disclosure, required, SB 2863
- Employment security, governmental access, restrictions modified, SB 2629, *HB 668, CH. 177X
- Insurance commission, records retention requirements, SB 2647, *SUB HB 459, CH. 130X
- Insurance commissioner, records retention schedule, modified, SB 2655
- Insurance commissioner, retention, revisions, *SUB HB 459, CH. 130X
- Juveniles, access, content, procedure, revisions, SB 2924, SUB SB 2924

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

RECORDS AND FILES—cont.

- Marine employers, transportation department, disputes, record-keeping requirements, removed, HB 919
- Medical malpractice, professional review board, members, staff, not subject, subpoena, discovery proceedings, certain civil actions, HB 388, *SB 2221, CH. 17
- Personal information, held by government agencies, protection, provisions, SB 2383
- Procedures for families in conflict, crisis intervention services, custody, detention, court records, DSHS appropriation, *SUB SB 2768, CH. 155, P.V.
- Public disclosure act, records, certain, inspection, copying, exemption, SB 3136, SUB SB 3136
- Speeding violations, certain, parking violations, drivers insurance abstracts, exclusion, SUB SB 2418
- Superior courts, clerks, official services, fees, increased, SB 2381, SUB SB 2381
- Title only, SB 2418
- Vital statistics, federal standards, compliance update, *SUB HB 262, CH. 162X
- Water rights, determination proceedings, statement of facts, county auditor, SB 2351, SUB SB 2351

RECORDS AND TAPES - AUDIO AND VIDEO

- Courts, appeals procedures, modified, SB 2640
- Educational service districts, loans, private schools, cost-reimbursement basis, authorized, SB 2076

RECREATION (See also PARKS AND RECREATION)

- Bonds, outdoor recreation, issuance, bond anticipation notes, authorized, bond redemption fund, created, SB 2357, *SUB SB 2357, CH. 229X
- Campers, vehicles, purchase, nonresident, use, certain, exempt, sales tax, HB 1317
- Fishing, deep sea, charter boats, sales and use tax, exempt, SB 3147
- Guide, public parks, sites, comprehensive, interagency committee on outdoor recreation, production, *SB 2736, CH. 24X
- Heart lake, state park, DNR, land exchange, authorized, trail system, essential link, appropriations, SB 2996, SUB SB 2996
- Hostels, property tax, exempt, SB 3018
- Land, recreational use, owner's liability, limited, adverse possession, not created, *HB 50, CH. 53
- Leases, harbor areas, DNR, notice, appraisal, fees, rules, public access, use, encouragement, provisions, *SUB SB 2284, CH. 97X
- Mobile homes, lots, seasonal use, mobile home landlord-tenant act, exempt, HB 638
- Nonprofit organizations, real property interests, tax exemption, SUB SB 2790, *HB 1241, CH. 193X
- Olympia, center for the performing arts, bond issuance, anticipation notes, redemption fund, created, SB 3020
- Pacific northwest festival facilities, vicinities, Federal Way, Lynnwood, bond issuance, anticipation notes, authorized, SB 2867
- Pacific northwest festival facility, vicinity Federal Way, bond issuance, anticipation notes, authorized, SB 2279, *HB 376, CH. 197X
- Passes, park, state parks, blind, deaf persons, eligibility, *SUB HB 504(a), CH. 131X

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

RECREATION (See also PARKS AND RECREATION)—cont.

- Passes, park, state parks, residents, disability benefits recipients, privileges, SB 2755, *SUB HB 504, CH. 131X
- Passes, veteran's disability, state parks, veterans, age 62, thirty percent service-connected disability, free, *SUB HB 504, CH. 131X
- Reservation system, experimental, state parks, parks and recreation commission, establishment, federal, state governments, agreements allowed, appropriation, 2nd SUB HB 1141
- Snowmobile advisory committee, parks and recreation commission, created, members, facilities, programs, development, *SUB HB 1281, CH. 182X, P.V.
- Snowmobile, regulation, registration fees, increased, fuel tax revenues, distribution, account created, fines, *SUB HB 1281, CH. 182X, P.V.
- State parks, toll-free telephone information system, establishment, campsites availability, parks and recreation commission, appropriation, SUB SB 3153
- Trails, paths, improvement funds, mandatory minimum expenditure, established, *HB 750, CH. 121X
- Water supply facilities, improvements, bonds authorized, state finance committee, referendum provision, *SUB SB 2639, CH. 234X

RECYCLING AND RECYCLED MATERIALS

- Activities, waste disposal facilities, definition, bond issuance authorization, SB 2184, *SUB SB 2184, CH. 68
- Litter control, DOE program administration, small cities, towns, counties, fund allocation, distribution, *SB 2511, CH. 94
- Returnable beverage container act, enacted, SB 2786, INITIATIVE 61

REDISTRICTING

- Commissions, establishment provisions, contingent passage constitutional amendment, SB 2347, SB 2573, SUB SB 3065, 2nd SUB SB 3065, 3rd SUB SB 3065
- Commissions, establishment provisions, HJR 31, SJR 115, SJR 119, SUB SJR 125
- Title only, SB 3065
- Unicameral legislature, reapportionment, SJR 106

REDMON, SENATOR FRED

- Former member, introduced p. 589

REFUNDS

- Excise tax, overpayment, period extended, interest rate, increased, HB 325
- Insurance, taxes, fees, time limits, set, SB 2647, *SUB HB 459, CH. 130X
- Motor vehicles, licensing, fees, excise taxes, renewal, errors, refunds, payments, provisions, *SB 2069, CH. 120
- Returnable beverage container act, enacted, SB 2786, INITIATIVE 61
- Taxicabs, fuel tax, provisions, SB 2037

REGIONAL PLANNING

- Air pollution control, county, multicounty authority, transferred, ecology department, SB 2732
- Boundary review boards, review provisions, revised, SB 2586
- Energy conservation and development commission, created, duties, responsibilities, defined, SB 3083

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

REGIONAL PLANNING—cont.

- Energy facilities, site certification by governor, applicants, shoreline management act, development permits, exemption, data collection purposes, SUB SB 3019
- Energy facilities, site certification by governor, applicants, shoreline management act, development permits, exemption, provision, SB 3019
- Environmental coordination procedures act, modified, SB 2571
- Environmental policy, definitions, procedures, revisions, SB 2998
- Land, owner, 5 acres, transfer, parent, spouse, child, residential purposes, single family, zoning inapplicable, SB 2263
- Noise, heat pumps, standards, established, SB 3069
- Platting, subdivisions, irrigation districts, water rights of way, required, prior to plat approval, SB 2933
- Platting, subdivisions, open spaces, parks, playgrounds, schools, notice, requirements, eliminated, modified, SB 2939
- Prime farmland, soil, agricultural uses, boundary review board, protection, *HB 860, CH. 142X
- Sanitary sewage disposal system, comprehensive plan, tax levy, modified, SB 3094, SUB SB 3094
- Service/cost relationship verification, cities over 400,000, required, *HB 860, CH. 142X
- Solar energy, development, use, property right, easements, provisions, SUB SB 2014
- Urban land, DNR ownership, local governments, cooperative land use planning, *SB 2218, CH. 56X

REGIONAL UNIVERSITIES

- Boards, institutions, certain, members, terms, selection, uniformity, SB 2858, SUB SB 2858
- Boards, trustees, terms, meeting requirements, *SUB HB 398, CH. 103X
- Bonds, capital improvements, issuance, bond anticipation notes, authorized, bond retirement fund, created, SB 2746
- Capital construction projects, minimum bid requirement, *SUB SB 2194, CH. 12X
- Charitable gift annuities, issuance, assets gift exchange, authorized, insurance code, security act, exclusion, SB 2856, *HB 795, CH. 130
- Degrees, recommendations, council on postsecondary education, advisory only, SB 3084
- Tuition, fees, disadvantaged, needy students, waiver, limitations, *SUB SB 2451, CH. 262X, P.V.
- Tuition, fees, exceptional educational ability, resident students, waiver, provisions, VETOED, *SUB SB 2451, CH. 262X, P.V.
- Tuition, fees, foreign students, waiver, limitations, *SUB SB 2451, CH. 262X, P.V.

REGULATION

- Professions, occupations, criteria, established, SUB HB 315

REHABILITATION SERVICES (See also HANDICAPPED AND DISABLED)

- Labor and industries department, center, persons, any, use, SB 2938, *HB 888, CH. 42X

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

REHABILITATION SERVICES (See also HANDICAPPED AND DISABLED)

—cont.

Prisoners, rehabilitation, commercial enterprises, institutional facilities, authorized, annual report to legislature, required, *SUB HB 80, CH. 160X

RELIGION

Bazaars, rummage sales, B&O tax, exclusion, *SUB HB 302(a), CH. 196X
 Charitable gift annuities, exempted insurers, institutions, certain, issuance, assets gift exchange, authorized, security act, exclusion, *HB 795(a), CH. 130
 Marriage, license validity, time period extended, *HB 338, CH. 128X
 Marriage, mental, physical impediments, removed, *HB 338, CH. 128X

REMEDIAL INSTRUCTION

Remediation assistance, state-wide program, students, deficient, basic skills, created, SB 2517, *SUB HB 663, CH. 149

RENT AND RENTALS

Condominiums, conversion, child exclusion policy, notice requirement, *SB 2362, CH. 70X
 Floating home landlord-tenant act, enacted, moorages, legal rights, SB 2850, SUB SB 2850
 Floating home landlord-tenant act, enacted, moorages, legal rights, VETOED, *SUB HB 1308(a), CH. 186X, P.V.
 Floating homes, detached buildings, rental or lease, retail sales tax, exemption, SUB HB 200
 Leased property, certain, tax exemption, SB 2440
 Mobile homes, lots, recreational, seasonal use, mobile home landlord-tenant act, exempt, HB 638
 Mobile homes, rental agreements, terms, conditions, revisions, *SUB HB 1308, CH. 186X, P.V.
 Mobile homes, rental or lease, certain, sales, use tax, exemption, real estate excise tax, applied, certificate of ownership, issuance, *SUB SB 2929, CH. 266X
 Mobile homes, rental or lease, retail sales tax, exemption, SB 2929
 Regulation, cities, towns, counties, prohibited, SB 2624
 Rental agency act, enacted, SB 2153
 Tax relief, property, personal, real, renters, provisions, SJR 101, SUB SJR 101

REPORTS

Accidents, motor vehicles, copy fees, increased, *SB 2078, CH. 34
 Arson reporting immunity act, enacted, insurer immunity, provisions, SUB HB 748, *SB 2727, CH. 80X
 Christmas trees, shipped out of state, reports, repealed, SB 2258, *SUB HB 186, CH. 32X
 Employer, unemployment compensation, inaccurate, late, contributions, delinquent, penalties, established, SB 2643, *HB 650, CH. 190X
 Feed inspection, commercial, fees, increased, sales reports, frequency requirements, changed, *SB 2206, CH. 91
 Home rule issue, joint legislative committee, appointment, study, hearings, report, *SUB HB 76(a), CH. 194X
 Migrant labor housing, continued, fees, authorized, jurisdiction, transferred, employment security, appropriation, HB 672, *SB 2630, CH. 79X

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(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

REPORTS—cont.

Nursing homes, abuse, patients, reporting system, provisions, penalties, *SB 2338, CH. 228X

Puget sound ferry, toll bridge system, revisions, yearly report, mandated, SB 2312

RESEARCH

Controlled substances therapeutic research act, enacted, SB 2264, SUB SB 2264, *SUB HB 259(a), CH. 136

Controlled substances therapeutic research act, enacted, appropriation, *SUB HB 259, CH. 136

Inventions, employees, employment agreements, certain terms, prohibited, SB 2420

Inventions, employees, employment agreements, certain terms, prohibited disclosure procedures, provisions, SUB SB 2420

Inventions, employees, rights protection, SUB HB 725, SB 2629, *HB 668, CH. 177X

RESERVOIRS

Counties, included within municipal water and sewer facilities act, SB 3095

RESIDENCE - LEGAL (See also NONRESIDENTS)

Students, higher education, parents assigned to consular missions, resident fees, pilot programs, authorized, *SUB SB 2042, CH. 19X

Students, resident classification, application, time period, provisions, *SUB HB 201, CH. 15X

RESIDENCES (See also TAXES - PROPERTY)

B&O tax, condominiums, cooperative housing, maintenance fees, contract services, purchased, deduction, permitted, SUB HB 958

B&O tax, condominiums, cooperative housing, maintenance fees, exclusion, *SUB HB 302(a), CH. 196X

Condominiums, conversion, child exclusion policy, notice requirement, *SB 2362, CH. 70X

Energy conservation, residential, programs, authorized, SB 2202

Floating home landlord-tenant act, enacted, moorages, legal rights, SB 2850, SUB SB 2850

Floating home landlord-tenant act, enacted, moorages, legal rights, VETOED, *SUB HB 1308(a), CH. 186X, P.V.

Floating homes, detached buildings, used, resale, rental, sales, use tax exemption, real estate excise tax, redesignated real property tax, SUB HB 200

Force, property protection, permission, *HB 307(a), CH. 244X

Homeowners associations, definition, B&O tax, purposes, SB 2781

Homeowners associations, residential, definition, SB 2781

Land, owner, 5 acres, transfer, parent, spouse, child, residential purposes, single family, zoning inapplicable, SB 2263

Leases, residential, readable, understandable, provisions, penalties, SB 2018

Mobile homes, lots, recreational, seasonal use, mobile home landlord-tenant act, exempt, HB 638

Mobile homes, parks, senior citizens, certain, poor, infirm, housing authorities, projects, provisions, *SUB SB 2010, CH. 187X

Mobile homes, parks, senior citizens, housing authorities, projects, provisions, SB 2010

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(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

RESIDENCES (See also TAXES - PROPERTY)—cont.

- Mobile homes, rental agreements, terms, conditions, revisions, *SUB HB 1308, CH. 186X, P.V.
- Mobile homes, rental, lease, certain, retail sales tax, exemption, SB 2929
- Mobile homes, rental, lease, certain, sales, use tax, exemption, real estate excise tax, applied, certificate of ownership, issuance, *SUB SB 2929, CH. 266X
- Mobile homes, resale, certain, real estate sales tax, applied, provisions, SB 2193
- Mobile homes, used, resale, sales, use tax, exclusion, real estate excise tax, redesignated real property tax, ownership certificate, issuance, SUB HB 200, SB 2929
- Mobile homes, used, resale, sales, use tax, exemption, real estate excise tax, applied, certificate of ownership, issuance, *SUB SB 2929, CH. 266X
- Property taxes, relief, certain, SJR 113
- Property taxes, senior citizens, exemption, income level to \$15,000, SB 2861
- Real estate, transfers, intra-family, certain, real estate excise tax, exemption, SB 2396
- Rent regulation, prohibited, SB 2624
- Senior citizens, tax deferrals, exemptions, residency requirement, removed, SB 2227
- Tenancy termination notice, retaliatory action definition, inclusion, SB 2384

RESTAURANTS

- Discrimination, unfair practice, protection, sensory, mental, physical handicaps, extended, appropriation, *SUB HB 480(a), CH. 127
- Docks, commercial, inspection, certification, warrant, labor and industries department requirements, appropriation, SUB SB 2969
- Labor-management act, enacted, SB 2011
- Liquor licenses, class H, issuance limitation, modified, *SB 2005, CH. 87

RESTROOMS

- Pay toilets, term redefined, free use purpose, HB 71

RETAILERS

- Coupons, certificates, certain, authorized, SB 2022
- Credit reports, unfavorable, creditors, consumer notification, required, SB 2438
- Fireworks law, state, enacted, SB 2878
- Goods, price displayed, increase prohibited, SB 3070
- Returned merchandise, sales tax, refund provisions, HB 2

RETIREMENT (See also RETIREMENT SYSTEMS DEPARTMENT)

- Attendance incentive program, established, state employees, sick leave compensation, provisions, SB 2192, *SUB SB 2192, CH. 150X
- Firemen, volunteer, early retirement pensions, schedule, established, *SB 2224, CH. 157X
- Judges, pro tempore, court commissioners, provisions, SB 3097
- Mandatory, under age 70, public employees, prohibited, *SB 2506, CH. 159X
- Municipal pension fund tax levies, 106% limitation, required, SUB HB 943
- Pension annuities, payments, premium tax exclusion, *SB 2508, CH. 233X
- Pilots, ships, mandatory, age limit, *SUB SB 2952, CH. 207X

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(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

RETIREMENT SYSTEMS DEPARTMENT

- Attendance incentive program, established, sick leave, compensation, provisions, SB 2192, *SUB SB 2192, CH. 150X
- Benefits, certain, all public systems, spouses, ex-spouses, payment, court ordered, *SB 2378, CH. 205X
- Benefits, certain, payments, state treasurer, electronic deposit, financial institutions, authorized, SB 2310, *SUB SB 2310, CH. 93
- Benefits, LEOFF, all public employees, legislators, changes, miscellaneous, *SUB HB 791, CH. 249X, P.V.
- Board, powers, duties, revisions, HB 785
- CETA employees, coverage, exempt, PERS, TRS, LEOFF, permanent non-subsidized employment, buy back provision, *SUB HB 1045, CH. 45X
- Firemen, volunteer, early retirement pensions, schedule, established, *SB 2224, CH. 157X
- Funds, deferred compensation, investment, certain, allowed, HB 807
- Higher education, benefits, surviving beneficiary payments, authorized, *SUB HB 768, CH. 259X
- Higher education, classified employees, retirement credit, prorated, 12 month basis, SB 2465
- Higher education, employees, certain, cost of living adjustment, provisions, SB 2686
- Higher education, employees, certain, PERS membership, option, deadline, non PERS members, supplemental benefits, exclusion, SUB HB 763
- Higher education, service credit earnings, limitation, *SUB HB 768, CH. 259X
- Higher education, supplemental payment amounts, determination assumption, *SUB HB 768, CH. 259X
- Inequities, removed, HB 782
- Information system, integrated, development, appropriation, *SUB HB 1064, CH. 247X
- Judges, appointed, elected after specified date, retirement, PERS membership, SUB HB 430
- Judges, benefits, increased, adjustments, provisions, appropriation, *SUB HB 500, CH. 96X
- Judges, retired, income, employment, redefined, SB 2860
- Mandatory, public employees, under age 70, prohibited, *SB 2506, CH. 159X
- PERS, beneficiary, spouse, predeceases, remarriage, provisions, SB 3021
- PERS, benefits, increased, adjustments, provisions, appropriation, *SUB HB 500, CH. 96X
- PERS, benefits, increased, provisions, SB 2240, SB 2994
- PERS, building, purchase or construction, authorized, building management fund, created, SB 2922, SUB SB 2922, 2nd SUB SB 2922
- PERS, dual/multiple membership, provisions, appropriation, SB 3001
- PERS, military service credit, provisions, modified, SB 2051, SB 2083
- PERS, prior service, credit, establish, permitted, SB 2733
- PERS, prior service, retirement, SB 3010
- PERS, school districts, schools for blind, deaf, community colleges, higher education, credit, 12-month basis, SUB SB 2465, 2nd SUB SB 2465
- Public employees, withdrawn contributions, restoration, time period, extended, SB 2369

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

RETIREMENT SYSTEMS DEPARTMENT—cont.

- Spokane river toll bridge, new, known, designated, James E. Keefe bridge, *SUB HB 749(a), CH. 131
- Spokane river toll bridge, refunding bonds, exchange, TRS, PERS, new bridge purposes, authorized, appropriation, SB 2608, SUB SB 2608, *SUB HB 749, CH. 131
- State patrol, benefits, increased, adjustments, provisions, appropriation, *SUB HB 500, CH. 96X
- State patrol, benefits, increased, provisions, SB 2240, SB 2994
- Title only, TRS, SB 2704
- Title only, appropriation, SB 3158
- TRS, benefits, increased, provisions, SB 2240, SB 2994
- TRS, benefits, increased, adjustments, provisions, appropriation, *SUB HB 500, CH. 96X
- TRS, military service credit, provisions, modified, SB 2050
- TRS, prior military service credit, provisions, SB 2663
- TRS, prior service, credit, establish, permitted, SB 2733
- University of Washington, employees, public retirement system, credit, WSU system, may transfer to UW, SB 2899
- WSP, benefits, certain, increased, beneficiaries, benefits, defined, SB 2754
- WSP, cadets, inclusion, HB 783

REVENUE AND TAXATION - REVENUE DEPARTMENT

- Aircraft, fuel tax, provisions, modified, SB 2307
- Aircraft, fuel tax, revisions, SB 2038
- Assembly halls, public, certain, property tax exemption, provisions, SB 2874
- Auditor, state, municipal tax levy review, *HB 320, CH. 218X
- Bonds, public transportation, certain, motor vehicle excise tax, payment pledge, withdrawn, SB 2091
- B&O tax, bazaars, rummage sales, nonprofit organizations, exclusion, *SUB HB 302(a), CH. 196X
- B&O tax, clubs, private, dues, inclusion, *SUB HB 302(a), CH. 196X
- B&O tax, condominiums, cooperative housing, maintenance fees, contract services, purchased, deduction, permitted, SUB HB 958
- B&O tax, condominiums, cooperative housing, maintenance fees, exclusion, *SUB HB 302(a), CH. 196X
- B&O tax, drugs, hospital furnished, exclusion, SB 3124, SUB SB 3124, *SUB HB 302(a), CH. 196X
- B&O tax, exemption, agent advance, reimbursement, SB 3072
- B&O tax, exemption, minimum volume, *SUB HB 302(a), CH. 196X
- B&O tax, farm cooperative loans, interest, exclusion, SB 2521, SB 3124, SUB SB 3124, *SUB HB 302(a), CH. 196X
- B&O tax, funeral home accommodation services, exclusion, SB 2368, SB 3124, SUB SB 3124, HB 537, *SUB HB 302(a), CH. 196X
- B&O tax, gasohol production, alcohol production for gasohol, exemption, 2nd SUB HB 1000, *SUB HB 302(a), CH. 196X
- B&O tax, health, social welfare organizations, nonprofit, defined, public income, exclusion, SB 2260, SB 3124, SUB SB 3124, *SUB HB 302, CH. 196X
- B&O tax, monetary exemption, increased, HB 642, SB 2851
- B&O tax, physicians, certain credits, provisions, SB 2220, SB 3124

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(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

REVENUE AND TAXATION – REVENUE DEPARTMENT—cont.

- B&O tax, printed materials, cities, towns, counties, school districts, educational service districts, exclusion, *SUB SB 2929(a), CH. 266X
- B&O tax, printed materials, cities, towns, counties, school districts, exclusion, *SUB HB 302(a), CH. 196X
- B&O tax, printed materials, libraries, library districts, exclusion, *SUB SB 2929(a), CH. 266X
- B&O tax, soybean oil, manufacturers, imposed, *SUB HB 302(a), CH. 196X
- B&O tax, soybean oil, seeds into oils, manufacturers, imposed, expiration date, SUB HB 703
- B&O tax, steamship agencies, international freight forwarders, charter brokers, air cargo agents, imposed, SB 2309, SB 3124, SUB SB 3124, *SUB HB 302(a), CH. 196X
- B&O tax, stevedoring, imposed, SB 3124, SUB SB 3124, *SUB HB 302(a), CH. 196X
- B&O tax, sunflower oil, manufacturers, imposed, *SUB HB 302(a), CH. 196X
- Campgrounds, private, food sale, retail sales, use tax, exemption, SB 2128
- Charitable, educational organizations, B&O tax deductions, grants, funds, public, private, certain, SB 2873
- Cigarettes, sales tax, certain, repealed, SB 2625
- Cities, counties, costs, incurred, state programs, state reimbursement, property tax levy, provisions, SB 2407
- Cities, over 400,000, motor vehicle fuel, special fuel excise taxes, imposition, by ordinance, authority, *SUB HB 1034, CH. 181X
- Cogeneration facilities, tax credits, authorized, certificate, provisions, SB 2598, SUB SB 2598
- Convention center system, bonds, issuance, bond anticipation notes, authorized, funds created, tax revenues, certain, SB 3110
- Counties, local deductible, state apportionment, common school education, revisions, SB 2472
- Counties, public utility districts, B&O tax, authorized, SB 2917
- Debt, state, limitations, SJR 103, *SB 2176, CH. 204X
- Deep sea fishing, charter boats, sales and use tax, exempt, SB 3147
- Department name references, updated, *HB 846, CH. 107
- Duty transfers, certain, OFM, state auditor, SB 2493, *SUB SB 3066, CH. 86X
- Emergency medical service districts, counties, creation, authorized, provisions, *2nd SUB HB 1239(a), CH. 200X
- Emergency medical services, six-year levy, imposition, cities, towns, counties, voter approval, SB 3016
- Employment, encouraged, tax relief, employers, SB 2112
- Excise taxes, certain, quarterly payment, permitted, SB 2287
- Expenditures, state, limitations, SJR 105
- Expenditures, taxes, state, limitations, excess revenue, emergency account, created, provisions, SB 3116
- Farmlands, current use classification, so designated, special benefit assessments, exemption, provisions, *SUB HB 617, CH. 84
- Ferry vessels, purchase, local governmental units, sales, use tax, exemption, SUB HB 746, *SUB SB 2929(a), CH. 266X

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(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

REVENUE AND TAXATION - REVENUE DEPARTMENT—cont.

- Fish, privilege fees, canners, processors, dealers, not applicable, food fish, raised by grower, until harvested, SB 2388
- Fish, privilege fees, canners, processors, dealers, not applicable, food fish, raised by grower, until harvested, or sold, *SUB SB 2388(a), CH. 203X
- Fish, privilege fees, canners, processors, dealers, not applicable, food fish raised by grower, until harvested, or sold, lien holder exemption, *SUB SB 2388, CH. 203X
- Floating homes, detached buildings, used, resale, rental, sales, use tax exemption, real estate excise tax, redesignated real property tax, SUB HB 200
- Forest land, classified, sale, assessor notification, compensating tax payment of continued use, requirements, SUB HB 810
- Forest land, classified, sale, tax lien, attachment provision, noncomplying conveyance instrument, auditor acceptance, prohibited, SUB HB 810
- Forest land, sales, revenues, distribution, SUB HB 240
- Forest land, valuation, revisions, SB 2515
- Forest reserves, revenues, distribution, schools, roads, counties, provisions, SUB HB 240
- Fuel, special, taxation, regulation, provisions, SB 2304, *SUB SB 2304, CH. 40
- Gasohol production, alcohol production for gasohol, property, equipment used, leasehold interests, tax exemption, 2nd SUB HB 1000
- Gift tax act, enacted, SB 2182, *SUB SB 2182, CH. 210X
- Homeowners associations, definition, B&O tax, purposes, SB 2781
- Homeowners associations, residential, definition, SB 2781
- Hospitals, construction projects, certain, sales and use tax deferrals, provisions, SB 2614
- Hospitals, prescription drugs, patients' use, sales, B&O tax funds, deduction, authorized, SB 2152
- Hostels, property tax, exempt, SB 3018
- Inheritance taxes, general revisions, SB 2181, *SUB SB 2181, CH. 209X
- Inventory tax, business inventory assessment reductions, SB 3145
- Irrigation districts, power generation, authorized, powers, duties, modified, SB 3033, SUB SB 3033, *2nd SUB SB 3033, CH. 185X
- Leased, rented, certain, property tax exemption, SB 2440
- Levy lid, schools, changes, miscellaneous, SB 3139
- Levy lid, schools, excesses, amount allowed, increased, declining enrollment, additional increase, permitted, *SUB HB 227, CH. 172X
- Levy lid, 106%, calculation, modified, SUB HB 299
- Levy lid, 106%, community mental retardation, developmentally disabled services, levies, limitation, required, SUB HB 943
- Levy lid, 106%, limit extended, proposition, ballot format, provision, SB 2024, SUB SB 2024
- Levy lid, 106%, municipal pension fund tax levies, limitation, required, SUB HB 943
- Levy lid, 106%, state, school districts, extended, *HB 320, CH. 218X
- Levy lid, 106%, veterans' relief, county levies, limitation, required, SUB HB 943
- Liquor control board, beer, sales, wholesale, retail, prohibited, SB 3096
- Local government revenue equalization, fund, established, appropriation, revenue equalization, supplementation, SB 3145

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(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

REVENUE AND TAXATION – REVENUE DEPARTMENT—cont.

- Mobile homes, rental, lease, certain, retail sales tax, exemption, SB 2929
- Mobile homes, rental, lease, certain, sales, use tax, exemption, real estate excise tax, applied, certificate of ownership, issuance, *SUB SB 2929, CH. 266X
- Mobile homes, resale, certain, real estate sales tax, applied, provisions, SB 2193
- Mobile homes, used, resale, sales, use tax, exclusion, real estate excise tax, redesignated real property tax, ownership certificate, issuance, SUB HB 200, SB 2929
- Mobile homes, used, resale, sales, use tax, exemption, real estate excise tax, applied, certificate of ownership, issuance, *SUB SB 2929, CH. 266X
- Motor vehicle fund, appropriations, limits, provisions, SUB SB 2956
- Motor vehicles, excise tax, distribution, municipalities, public transportation purposes, modified, SB 2261
- Motor vehicles, excise tax, distribution, statute, expiration date, removed, *HB 622, CH. 175X
- Motor vehicles, excise tax, revenue, distribution, municipalities, certain, apportionment, formula, SB 2633
- Motor vehicles, fuel tax, provisions, modified, SB 2307
- Motor vehicles, proportional, reciprocal, registration, delinquent fees, interest rate, increased, *HB 196, CH. 149X
- Nonprofit community services organizations, certain, B&O tax, exemption, SB 2120
- Pollution control, air, water, facilities, tax exemption, credit, provisions, SB 2751
- Port districts, levies, voter approval, required, SB 2930
- Property assessment, omitted value, allowed, notice, appeal information, required, SB 2726
- Property assessment, omitted value, allowed, notice, appeal information, required, purchaser liability exemption, certain, SUB HB 841
- Property, real, valuation, similar sales, defined, SB 3029
- Property taxes, assessments, limited, SB 2145
- Property taxes, costs, state programs, inadequate state reimbursement, levy, allowed, SB 2407
- Property taxes, delinquent, interest rate, compounded annually, SB 2665
- Property taxes, delinquent, interest rate increased, sale, grace provisions, SUB HB 10
- Property taxes, delinquent, interest rate, increased, SB 2009
- Property taxes, first \$20,000 valuation, exemption, SB 2379
- Property taxes, historic sites, leasehold interest, exemption, *SUB HB 302(a), CH. 196X
- Property taxes, personal, clarified, HB 465
- Property taxes, personal, relief, renters, provisions, SJR 101, SUB SJR 101
- Property taxes, relief, residences, certain, legislative power, expanded, SJR 113
- Property taxes, retirees, residences, deferral limit, raised, provisions, SUB HB 405
- Property taxes, retirees, residences, exemption, age, income qualifications, surviving spouse provision, tax deferral modifications, *SUB SB 2374, CH. 214X
- Property taxes, retirees, residences, exemption, assessed maximum valuation, income qualifications, SB 2374
- Property taxes, retirees, residences, income exemption, increased, HB 555

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(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

REVENUE AND TAXATION - REVENUE DEPARTMENT—cont.

- Property taxes, retirees, residences, original purchase price, assessment in excess, income qualifications, exemption, SB 2087
- Property taxes, retirees, residences, residency requirement, abolished, general revisions, SB 2464
- Property taxes, retirees, residences, school levy tax relief, emergency continuation, provisions, SUB HB 505, SB 2595
- Property taxes, retirees, residences, valuation to \$15,000, income qualifications, SB 2001
- Property taxes, retirees, residences, 1975 tax year, dollar amount, income qualifications, SB 2049
- Public utilities privilege tax, increased, SUB HB 240
- Real estate, excise tax, state tax, provisions, SUB HB 240
- Recreational campers, purchase, nonresident, use, certain, exempt, sales tax, HB 1317
- Rummage sales, bazaars, certain, deduction from B&O, exemption from sales and use, provisions, HB 540
- Sales tax, parimutuel wagering, imposed, *SUB HB 302(a), CH. 196X
- Sales tax, use tax, double amendments, *HB 346, CH. 12
- School buses, motor vehicle excise tax, exemption, SB 3108
- School districts, excess levies, basic education allocation formula, adjustment, provisions, SB 3104
- School districts, excess levies, maintenance and operations, limitations, revised, *SUB HB 227, CH. 172X
- School districts, excess tax levies, scope, enlarged, SB 2762
- School districts, levies, excess, maximum formula, percentage allocation, pupil transportation, handicapped excess costs, gifted, compensatory programs, *SUB HB 227, CH. 172X
- School districts, levies, excess, moneys, salary, fringe benefits increases, as defined, permitted, *SUB HB 227, CH. 172X
- Stevedoring, related activities, excise tax imposed, SUB HB 326, SB 2231
- Surface, mineral rights, real property, assessment, valuation, departmental rules, regulations, promulgation, county assessor, notice, SB 2419
- Surface, mineral rights, real property, subject to property tax, provisions, SB 2425
- Tax registration certificate, fee, deposit, service of notice, delinquent tax write-off, refund, SB 2621, *SUB HB 291, CH. 95X
- Tax revenues, state, increases not to exceed total growth rate, state personal income, provisions, INITIATIVE 62
- Tax warrants, superior court, clerks' fee, increased, SB 2381, SUB SB 2381
- Taxes, state, local, limit, voter approval required for taxes exceeding limit, emergency situations, funding established, SB 2931
- Taxicabs, fuel tax, refund, provisions, SB 2037
- Taxpayers, applications, reports, returns, confidentiality, provisions, SB 2664
- Timber sales, revenues, distribution, schools, SUB HB 240
- Timber tax, harvesters, assessment rolls, excise tax, modified, SB 3000
- Timber tax, harvesters, extended, SB 2516
- Timber tax, modified, SB 2514
- Title only, SB 2825, SB 2826, SB 2827, SB 2844, SB 2847

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA gubernatorial Appointment.

REVENUE AND TAXATION - REVENUE DEPARTMENT—cont.

- Tourist expansion, purposes, cities, counties, excess tax, imposition, authorized, SB 2780
- Travel trailers, campers, excise tax imposed, out-of-state exemption, collection provisions, *SB 2066, CH. 123
- Trucks, multi-units, defined, *HB 196, CH. 149X
- Unanticipated receipts, expenditure requirements, SB 2031
- Use tax, exemptions, modified, HB 296
- Use tax, sales tax, double amendments, *HB 346, CH. 12
- Utilities, functions, certain, counties, excise tax, imposition, authorized, SB 2441
- Valuation, indicated ratios, establishment, SB 2627
- Veterans' bonus act, repealed, *SB 2296, CH. 59X
- Veterans, revisions, gifts, grants, donations, cigarette tax, established revenue, deposit in general fund, *SB 2296, CH. 59X

REVIEW

- Administrative rules, legislative review procedures, established, HB 31(a), SB 3030, SUB SB 3030, *SUB HB 29 - VETOED

REWARDS

- Criminal arrests, information, modified, SB 2144, *SUB SB 2144, CH. 53X

RICHARDS, SCOTT O.

- Skagit Valley community college district 4, board of trustees, member, GA 125, confirmed pp. 88,238,267

RICHLAND

- Bridge, toll, Horn Rapids, necessary highway improvements, appropriation, SB 3034, *SUB SB 3034, CH. 212X

RICHMOND, CHESTER A.

- Board of pilotage commissioners, member, GA 113 pp. 85,707

RICHMOND, JOHN D.

- Public employees retirement board, member, GA 85, confirmed .. pp. 51,341,450

RIDDER, SENATOR RUTHE

- Remarks, regarding ESHB 554..... p. 2717

RIDE SHARING

- Commuter, course of employment, industrial insurance, exclusion, *SUB HB 96, CH. 111
- Commuter, private vehicles, owner's liability, *SUB HB 96, CH. 111
- Commuter, publicly-owned vehicles, authorized, *SUB HB 96, CH. 111
- Transportation providers, private, nonprofit, elderly, handicapped, state certification, *SUB HB 96, CH. 111

RIGHTS OF WAY

- Energy facilities, certain, construction, modification, operation, eminent domain, authority, certain, granted, SB 2494, SUB SB 2494
- Franchises, county roads, applicant, acceptance, rejection, procedures, SUB HB 726

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

RIPARIAN RIGHTS

- Public waters, future use reservation, permit priority date, exclusive authority, *SUB HB 446, CH. 166X
- Rivers or lakes, future use reservation permit, flow and level protection, exclusive authority, *SUB HB 446, CH. 166X
- Water rights, determination proceedings, scope, service of summons, fees, expenses, SB 2351, SUB SB 2351
- Water rights, determination, proceedings, service of summons, withdrawal permits, procedures, DOE appropriation, *SUB SB 2794, CH. 216X
- Water rights, determination proceedings, statement of facts, notice to owners, procedural requirements, SB 2351, SUB SB 2351

RISK MANAGEMENT

- Insurance, motor vehicles, local governments, general administration, will contract, required, appropriations, SB 3036
- Local government, program development, institution, provisions, SB 2866
- Local government, self-insurance, allowed, SB 2902
- School districts, ESD's, insurance, purchase, risk management office, mandated, appropriation, SB 2426
- Self-insurance, risk management, joint insurance, local governmental entities, authorized, *SUB HB 56, CH. 256X
- Self-insurance, safety, claims administration corporations, licensing, regulated, SB 3162

RIVERS AND STREAMS

- Cowlitz, bridge, near Rocky Point, DOT, study, directed, SB 2675
- Future use reservation permit, flow or level protection, ecology department, exclusive authority, *SUB HB 446, CH. 166X
- Water rights, determination proceedings, scope, service of summons, fees, expenses, SB 2351, SUB SB 2351
- Water rights, determination proceedings, service of summons, withdrawal permits, procedures, DOE appropriation, *SUB SB 2794, CH. 216X
- Water rights, determination proceedings, statement of facts, notice to owners, procedural requirements, SB 2351, SUB SB 2351

ROADS (See also HIGHWAYS)

- Counties, administration, classification, procedures, modified, primitive-road system, designation, provisions, SB 2268
- Counties, administration, classification, purchases, competitive prices, procedures modified, SUB SB 2268
- Counties, day labor, monetary limit maximum, contract/day labor combination, minority employment solicitation, SUB SB 2177
- Counties, day labor, monetary limit setting, permitted, SB 2177
- Counties, transportation authority, delegate members, may appoint, SB 3146
- Franchises, county right of way, applicant, acceptance, rejection, procedures, SUB HB 726
- Motor vehicles, abandoned, removal, private property, procedures, established, SUB HB 451, SB 2377
- Motor vehicles, abandoned, rights, duties, penalties, provisions, *SUB HB 755, CH. 178X
- Priority programming, DOT, restructured, *SUB HB 751, CH. 122X

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA gubernatorial Appointment.

ROADS (See also HIGHWAYS)—cont.

- Projects, call for bids, publication requirements, modified, *SB 2354, CH. 69X
- State highway numbers, new, descriptions, revisions, *HB 380, CH. 33X
- State route no. 181, vicinity Tukwila, redefined, *SUB HB 1031(a), CH. 192X
- State route no. 27, Pullman, extended, *HB 100, CH. 195X
- State route no. 27, vicinity Benton City, established, SB 2353
- State route no. 503, Woodland area, improvement, appropriation, SB 2114
- Tires, studded, outlawed, 1981, April, SB 2098
- Tires, studded, outlawed, 1983, April, SB 2356
- Trails, paths, improvement funds, mandatory minimum expenditure, established, *HB 750, CH. 121X
- Transportation department, reimbursable local projects, appropriation, *SUB HB 872, CH. 169X
- Urban arterial bonds, certain, authorization, reenacted, *SB 2065, CH. 5

ROBERTS, PAUL

- Public employment relations commission, member, GA 117, confirmed pp. 86,770,875

ROCKY POINT

- Cowlitz river, bridge, DOT, study, directed, SB 2675

ROSS, FRED

- Public disclosure commission, member, GA 79, confirmed . pp. 50,933,1779,1802

RULES - ADMINISTRATIVE

- Actions, appeals, certain, legal fees, payment, required, SB 2401
- Administrative rules review, joint legislative committee, created, *SUB HB 29 - VETOED
- Agencies, administrative rules, legislative review procedures, established, HB 31(a), SB 3030, SUB SB 3030, *SUB HB 29 - VETOED
- Code reviser, duties, rule-making, modified, SB 3142, SUB SB 3142
- Code reviser, filing, rule purpose statement, modified, SB 3121
- Decisions, discretionary review, court of appeals, authorized, HB 209
- Proposed, fiscal impact statements, notices, impacted persons, agencies, required, SB 2676, SUB SB 2676

RULES COMMITTEE

- Authorize assigning subject matters to standing committees for study during interims, *SR 1979-53 p. 1035

RULES - LEGISLATIVE (See also JOINT RULES; also LEGISLATURE)

- Joint, adopted, HCR 3, SCR 116

RULES - PERMANENT SENATE

- *SR 1979-4 pp. 11-28

RULINGS BY THE PRESIDENT (See also PRESIDENT OF THE SENATE; also CHERBERG, LIEUTENANT GOVERNOR JOHN A.; also PARLIAMENTARY INQUIRIES)

- Amendment to amendment on reconsideration not timely p. 2123
- Amendments, beyond scope and object pp. 543, 834, 835, 836, 837, 917-918, 918, 1009, 1019, 1228, 1255, 1345, 1540, 1547, 1550, 1611, 1612, 1628, 2162, 2361, 2677, 2678, 2679, 2684, 2716

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(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

RULINGS BY THE PRESIDENT (See also PRESIDENT OF THE SENATE; also CHERBERG, LIEUTENANT GOVERNOR JOHN A.; also PARLIAMENTARY INQUIRIES)—cont.

- Amendments, within scope and object . . . pp. 592, 1256, 1277, 1278, 1323, 1479, 1481-1482, 1483, 1484, 1597, 1625, 1627, 1718, 1751, 1778, 2331, 2752
- Committee amendment to house bill can be adopted by simple majority regardless of whether it increases amount of appropriation p. 2164
- Conclusion difficult if suggestion is followed p. 2680
- Consideration, question of, not debatable p. 495
- Considering second time same issue, Reed's rules 138, amendment not in order p. 2677
- Discussion, question in order, ESB 2235 p. 1241
- House committee amendment, SSB 2294, scope and object enlarged, referred to senate judiciary committee p. 1644
- Judiciary committee amendment in order, ESHB 352 p. 1715
- Motion to adjourn in order pp. 848,850
- Motion to reconsider, not timely p. 850
- Motion to reconsider vote on committee amendment, permitted same day as adoption p. 1778
- Move to reconsider in order anytime during working day after fiftieth day . . . pp. 808-809;848,850
- Not speaking on motion p. 2048
- Parliamentary inquiries (SEE PARLIAMENTARY INQUIRIES)
- Perfecting amendment before striking, allowed in fairness p. 1142
- Personal privilege before body, discussion ended pp. 1774-1776
- Personal privilege, solely personal p. 2047
- Personal privilege, Senator Matson speaking to point p. 2132
- Question can be reconsidered but once if on reconsideration an amendment makes substantial change, second reconsideration can be had, Reed's rules page 132 p. 2679
- Remarks
- House message, HB 236, rule 20 p. 2131
- Properly before senate, SHB 76 p. 1617
- Titles all-embracing, title only bills p. 1345
- Revenue-related, in order following cutoff, SSB 2273 p. 1221
- Rule 3, violation p. 590
- Rule 15, unfinished business, motion pending relieve committee in order . . p. 496
- Rule 41, admission to senate, remarks well taken p. 2718
- Rule 60, appropriating money may be considered in committee of the whole, no change in amount appropriated outside committee of the whole p. 2033
- Speech before motion, not in order pp. 252-253;1143-1144
- Two-third vote to adopt amendment outside committee of the whole p. 2033

RUMMAGE SALES

- Nonprofit organizations, B&O tax, exclusion, *SUB HB 302(a), CH. 196X
- Taxation, deduction from B&O, exemption from sales and use, provisions, HB 540

RUNAWAY YOUTH ACT

- Crisis shelters, domestic relations, procedures, appropriations, SB 3122
- Interstate compact, revisions, SB 3014, SUB SB 3014

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

- (a) Amendment to original bill.
 SR Senate Resolution.
 GA Gubernatorial Appointment.

RUNAWAY YOUTH ACT—cont.

Procedures for families in conflict, crisis intervention services, custody, detention, court records, DSHS appropriation, *SUB SB 2768, CH. 155, P.V.

Procedures for families in conflict, crisis intervention services, DSHS, provisions, SB 2768

Procedures for families in conflict, crisis intervention services, DSHS, provisions, appropriation, *SUB SB 2768, CH. 155, P.V.

RUNYAN, DAVID CRAIG

Restoration civil rights, governor's message p. 890

SAFETY

Building, industrial health, safety standards, compliance, primary responsibility, lessor, SB 2611

Buses, school, private carriers, warning signals, compliance, federal standards, required, SB 2470, SUB SB 2470

Child restraint systems, motor vehicles, installation, parents, required, SB 2895

Docks, commercial, inspection, certification, warrant, labor and industries department requirements, appropriation, SUB SB 2969

Drivers, instruction permit, effective period, lengthened, fee increased, distribution, revised, *SB 2094, CH. 63

Geoducks, clams, harvesting, commercial, rights, regulations, licensing, leasing provisions, SB 2674, *HB 781, CH. 141X

Geoducks, harvest, commercial, safety standards, required, SB 2926

Hearing defects, telecommunication devices, law enforcement, safety agencies, certain, installation required, *SB 2492, CH. 63X

Inspections, life, health, annual, schools, required, appropriation, SB 2127

Motorcycles, equipment, examinations, education, permits, enhanced, SB 2603

Motor freight carriers, equipment safety, hazardous materials, regulated, penalties, SUB HB 639

Motor vehicle loads, properly secured, fastened, otherwise, unlawful, SB 2480, SUB SB 2480

Motor vehicle operators, drugs, alcohol, under the influence, deferred prosecution program, ineligible, SB 2099

Product liability act, enacted, SB 3073

Railroads, crossings, reflectorized whistle posts, required, SB 2278

Railroads, first aid training, employees, certain, required, liability, standard of care, defined, SB 2299, SUB SB 2299

Railroads, hazardous materials, procedures, established, SB 3148

School districts, public, private, fire marshal, plan reviews, construction inspections, fire prevention, mandated, fee imposition, allowed, SB 2325

Self-insurance, safety, claims administration corporations, licensing, regulated, SB 3162

Tires, studded, outlawed, 1981, April, SB 2098

Tires, studded, outlawed, 1983, April, SB 2356

Vessels, certain provisions, compliance, pilots, ships, certification, required, SB 2108(a), SB 2424

Vessels, passenger-carrying, labor and industries department, regulation authority, inspection fees, established, SB 3100, *SUB SB 3100, CH. 74

Washington state patrol, work-a-day program, thanks, gratitude, expressed, SCR 104

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

SAFETY—cont.

Working conditions, standards, policies, revisions, SB 2593

SALARIES AND WAGES

Appropriation, omnibus, 1977-79 biennium, basic education, categorical programs, certain, allocation, modified, SUB SB 2944, *2nd SUB SB 2944, CH. 206X

CHAP, combined health agencies program, public employees, wage deductions, allowed, SB 2490

Committee, state, duties, modified, SUB SB 2720

Employees/employers relationships, labor, rights, bargaining, unfair practices, regulated, SB 3123

Employees, state, payments, state treasurer, electronic deposit, financial institutions, authorized, SB 2310, *SUB SB 2310, CH. 93

Firefighters, law enforcement, collective bargaining procedures, modified, SB 2370

Insurance companies, costs, examiners' salaries, benefits, inclusion, per diem travel salary, establishment, provisions, *SUB HB 546, CH. 35X

Insurance companies, insurers, examination, examiner expenses, travel, salary, benefits, reimbursement, provisions, SB 2649

Insurers, health care service, HMO's, insurance commission, periodic examination, required, examiner's expenses, reimbursement, SB 2729

Judges, justices, increased, *SUB SB 3008, CH. 255X

Legislators, civil office holders, salary increase, not eligible, *SJR 112

Public employment, office of financial management, schedule approval, SB 3107

Public officials, elected, certain, increased, schedule, *SUB SB 3008, CH. 255X

Public works projects, prevailing, required, SB 3109

Public works projects, prevailing, revisions, SB 2609

School directors, in lieu payments, authorized, SB 2090

Sick leave account, general fund, created, sick leave payment, wage exclusion, social security purposes, SB 2030, *SUB SB 2030, CH. 152

Sick leave payment, social security exclusion, state, school employees, appropriations, fund transfer, *SUB HB 1064, CH. 247X

Title only, elected officials, SB 3008

SALES (See also TAXES - SALES)

Campgrounds, private, food sales, retail sales, use tax, exemption, SB 2128

Cedar, western red, export, prohibited, processing, provisions, SB 2575

Cedar, western red, primary processing, domestic, required, SB 2599

Cigarettes, tax, certain, repealed, SB 2625

Corporations, assets, entirely real estate, excise tax, SB 2999

Credit reports, unfavorable, creditors, consumer notification, required, SB 2438

Drug paraphernalia, possession, unlawful, prohibited, SB 2174

Execution, redemption, liens, obligation, provisions, modified, SB 3024

Fireworks law, state, enacted, SB 2878

Fishing vessels, commercial, licenses, transfer, data collection, fisheries department, required, annual report, legislature, SUB HB 1008

Floating homes, detached buildings, used, resale, rental, sales, use tax exemption, real estate excise tax, redesignated real property tax, SUB HB 200

Funeral arrangements, customer information, certain, required, *SB 2385, CH. 62X

Insurance, practices, certain, prohibited, SB 2775

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

SALES (See also TAXES - SALES)——cont.

- Lands, public, valuation, pricing procedures, SB 2058, *SUB SB 2058, CH. 109X
- Livestock, markets, public, license fee, determination, *HB 229, CH. 91X
- Mobile homes, rental, lease, certain, sales, use tax, exemption, real estate excise tax, applied, certificate of ownership, issuance, *SUB SB 2929, CH. 266X
- Mobile homes, resale, certain, real estate sales tax, applied, provisions, SB 2193
- Mobile homes, used, resale, sales, use tax, exclusion, real estate excise tax, redesignated real property tax, ownership certificate, issuance, SUB HB 200, SB 2929
- Mobile homes, used, resale, sales, use tax, exemption, real estate excise tax, applied, certificate of ownership, issuance, *SUB SB 2929, CH. 266X
- Motor vehicles, seller, Washington title, required, insurance companies, separate regulations, SUB SB 2209
- Motor vehicles, seller, Washington title, required, SB 2209
- Natural resources department, public land, valuable materials, sales, exchanges, procedures, modified, HB 183, *SB 2159, CH. 54
- Property, personal, real, documents, preparation, persons, institutions, certain, permitted, SB 2583, *SUB HB 481, CH. 107X
- Property, real, valuation, similar sales, defined, SB 3029
- Real estate, excise tax, state tax, provisions, SUB HB 240
- Real estate, regulated, commission established, powers, duties, education requirements, appropriation, SB 2316, SUB SB 2316
- Retail, goods, price displayed, price, increase, prohibited, SB 3070
- Rummage, nonprofit organizations, B&O tax, exclusion, *SUB HB 302(a), CH. 196X
- School districts, real property, sale, notice, hearings requirements, SB 2302, *HB 413, CH. 16X
- Steelhead, transactions, between treaty Indians only, SB 2876
- Timber, DNR, land management program, SEPA, compliance, provisions, SB 2503
- Transportation department, real property, disposal procedures, modified, *SUB SB 2957, CH. 189X

SALESPERSONS

- Motor vehicles, dealers, fees, increased, SB 2071, *SUB SB 2071, CH. 251X

SALMON

- Advisory council, members, terms, duration, council termination, established, SUB HB 177, *SB 2045(a), CH. 60
- Charter boats, fishing, anglers, number restricted, two-year program, established, *SUB HB 333, CH. 101
- Charter boats, licensing, established, SUB HB 177, *SB 2045(a), CH. 60
- Fisheries, enforcement, transferred, state patrol, provisions, SB 2476
- Fishing vessels, buy-back, revisions, *SUB HB 962, CH. 43X
- Food fish, code violations, felony, fine, license denial, suspension, imprisonment, *SUB SB 2439, CH. 99X
- Food fish, code violations, market value, \$250, felony, fine, imprisonment, SB 2439
- Frozen, labeling requirements, established, HB 284
- Guides, certain, vessels, charter boat definition, exclusion, *SB 2045, CH. 60

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

SALMON—cont.

- Hatcheries, release-recapture rearing facilities, private ownership, operation, authorized, SB 2232
- Indian fishing treaty issues, U. S. supreme court, speedy resolution, petitioned, SJM 105
- Licenses, commercial, buy-back price, limited, original cost, SB 3081
- Licenses, vessels, commercial, limitation, landing requirement waiver, *SUB HB 175, CH. 135
- Privilege fees, canners, processors, dealers, not applicable, food fish, raised by grower, until harvested, or sold, *SUB SB 2388(a), CH. 203X
- Privilege fees, canners, processors, dealers, not applicable, food fish raised by grower, until harvested, or sold, lien holder exemption, *SUB SB 2388, CH. 203X
- Privilege fees, canners, processors, dealers, not applicable, food fish raised by grower, until harvested, SB 2388
- Wholesale fish dealers licenses, consolidated, *SB 2124, CH. 66

SATELLITE FACILITIES

- Credit unions, authorized, SB 2267, *HB 365, CH. 137

SAVINGS AND LOAN ASSOCIATIONS

- Accounts, negotiable transfers, use permitted, HB 762, SB 2626
- Depositaries, public, revisions, SB 2636
- Deposit guaranty association, created, powers, duties, membership, SB 2635
- Electronic deposits, state employees' salaries, wages, state fund recipients' benefits, payments, state treasurer, authorized, SB 2310, *SUB SB 2310, CH. 93
- Financial affairs privacy act, enacted, SB 2997
- General revisions, SB 2157, SUB SB 2157, *SUB HB 195, CH. 113
- Guaranty stock associations, shares, special, preferred, issuance, SB 2634
- Limited service facilities, establishment, provisions, SB 2634
- Property, personal, real, sale, documents, preparation, persons, institutions, certain, permitted, SB 2583, *SUB HB 481, CH. 107X
- Supervisor, rules adoption, SB 2634
- Taxes, miscellaneous changes, SB 2621, *SUB HB 291, CH. 95X
- Title only, SB 2814

SCHOLARSHIPS

- National Guard, higher education institutions, as defined, authorized, 2nd SUB SB 2212
- National Guard, higher education institutions, authorized, SUB SB 2212, *SUB HB 295, CH. 90X
- National Guard, state supported institutions, authorized, SB 2212
- Performing arts events, revenues, performing arts scholarships only, athletic events, revenue, athletic scholarships only, SB 2140
- Performing arts events, revenues, performing arts scholarship use, permitted, *SUB SB 2140, CH. 1X

SCHOOL DIRECTORS

- Bill of rights, parents, relating to students, provisions, SB 2669
- Excess tax levies, scope, enlarged, SB 2762
- In lieu payments, authorized, SB 2090
- School districts, directors running at large, allowed, SB 2164

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

SCHOOL DIRECTORS—cont.

School districts, first class, certain, election requirements, *SB 2143, CH. 183X

SCHOOLS AND SCHOOL DISTRICTS

Accreditation, state board of education, provisions, SB 2642, *SUB HB 367, CH. 173X

Apportionment, state funds, monthly, amounts, changed, *SB 2765, CH. 237X

Appropriation, omnibus, 1977-79 biennium, basic education, categorical programs, certain, allocation, modified, SUB SB 2944, *2nd SUB SB 2944, CH. 206X

Auditor, state, municipal tax levy, *HB 320, CH. 218X

Audits, financial, state auditor, frequency, payment provisions, revised, *SB 2403, CH. 71

Audits, intervals, reasonable, periodic, state auditor, SB 2404

Basic education act, curriculum, miscellaneous changes, SB 2270

Basic education act, funding, program scope, expended, SB 2673

Basic education act, miscellaneous changes, curriculum, contact hours, seniors, last 5 days, SUB HB 210

Basic education act, miscellaneous changes, SB 2156

Basic education act, nonresident enrollment, allocation, revised, *SUB HB 227, CH. 172X

Basic education act, program hour offerings, contract hours, school year length, miscellaneous changes, *SUB SB 2709, CH. 250X, P.V.

Basic education funds, reimbursement, total program offering, implemented, SUB SB 2708

Bilingual instruction act, enacted, appropriation, SB 2149

Bilingual instruction, transitional, act, enacted, appropriation, *SUB SB 2149, CH. 95

Bill of rights, parents, relating to students, provisions, SB 2669

Bonds, common school plant facilities, construction, issuance, bond anticipation notes, authorized, bond retirement fund, created, *SUB SB 3101, CH. 241X

Bonds, common school plant facilities, issuance, bond anticipation notes, authorized, bond retirement fund, construction account, created, SB 3101

Bonds, sales, issuance costs, deducted from proceeds, provisions, SB 2133, *HB 191, CH. 257X, P.V.

Bus stop shelters, signs, certain, permitted, HB 329, *SB 2277, CH. 69

Buses, driving contracts, certain, second class districts, conflicts of interest, ethics code, exemption, provision, SUB HB 1210

Buses, motor vehicle excise tax, exemption, SB 3108

Buses, motor vehicle license fees, payment, exemption, SB 3133

Buses, needs, SPI criteria, specifications, determination, payment by grant, SUB HB 556

Buses, warning signals, compliance, federal standards, required, SB 2470, SUB SB 2470

Classes in progress, residents, observation, provisions, SB 2612

Community colleges, students, 19 or older, obtaining high school diploma, fees, certain, waived, SB 2631, *HB 358, CH. 148X

Community colleges, surplus, certain, sale to school district, mandated, penalty, provisions, SB 2074

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

SCHOOLS AND SCHOOL DISTRICTS—cont.

- Cosmetology, regulation, licensing, continuing education requirements, modified, SB 3112
- Cosmetology, regulation, revisions, appropriations, SB 2437
- Cost stabilization program, facilities, funds, building purposes, use period, extended, SB 2132, *SUB SB 2132, CH. 89
- Developmentally disabled persons, DSHS services, costs, payment from residents' trust funds, required, SUB HB 858, SB 2662
- Directors, running at large, allowed, SB 2164
- Educational clinics, student eligibility, absenteeism, reimbursement, prohibited, SB 2345, *SUB HB 437, CH. 174X
- Educational employment relations, law implemented, SB 3079
- Educational employment relations, mediation, impasse, procedures, revisions, SB 3027
- Educational employment relations, strikes, bargaining, law implemented, SB 3149
- Educational service districts, joint purchasing program, established, *SB 2130, CH. 66X
- Educational television commission, abolished, powers, duties transferred, public broadcasting commission, hereby created, appropriation, HB 542, SB 2789
- Elected officials, assumption of office, common date, provisions, *SUB HB 57, CH. 126X
- Employees, nonstandard teaching certificated, education and experience schedule placement, section 217, *HB 516, CH. 270X, P.V.
- Facilities, community activities, use, implementation, provisions, SUB SB 2518, *HB 645(a), CH. 120X
- Facilities, community education programs, use, implementation, provisions, SPI, appropriation, SB 2518, *HB 645, CH. 120X
- Facilities, state funds, distribution formula, revised, SB 2766
- Feasibility studies, advanced financial support payment, amount, school transportation coordination, *SB 2026, CH. 59
- Fire marshal, plan reviews, construction inspections, fire prevention, mandated, fee imposition, allowed, SB 2325
- First aid, training, employees, certain, required, SB 2057
- First class, certain, director election requirements, *SB 2143, CH. 183X
- Food service programs, private agencies, operation, agreements, authorized, SUB SB 2879, *HB 666, CH. 140X
- Forest land, sales, revenues, distribution, SUB HB 240
- Forest reserves, revenues, distribution, schools, roads, counties, provisions, SUB HB 240
- Funds, state, matching percentage, computation formula VETOED, *HB 191(a), CH. 257X, P.V.
- Gifted students, education, programs, funds, mandated, SB 2245
- Gifted students, education, programs, funds, mandated, appropriations, 2nd SUB HB 370
- Handicapped, physical, mental, education, mandated, birth through 21, SB 3161
- Holidays, human relations day, Martin Luther King, Jr., birthday, January 15th, SB 2235
- Immunization, children, required, religious beliefs, exemption, provisions, SB 2241

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

SCHOOLS AND SCHOOL DISTRICTS—cont.

- Immunization, children, required, religious beliefs, exemption, provisions, appropriation, *SUB HB 502, CH. 118X
- Initiative measure 350, validity question, funds expenditure, prohibited, SB 2292
- In-service training task forces, certificated teachers, membership, provisions, SUB HB 363, SB 2641
- Insurance, direct negotiation, allowed, SB 2903
- Insurance, liability, purchase, risk management office, general administration department, mandated, appropriation, SB 2426
- Insurance, persons, transportation by employees, school district vehicles, provisions, SUB HB 440
- Juveniles, divertible offenders, community services, detention, counseling, provisions, custody, general revisions, SB 3078
- Learning objectives, guide content, specifics, responsibilities, clarified, HB 891
- Learning resource specialists, educational staff associates, certificated staff, inclusion, SUB SB 2517, *SUB SB 2709, CH. 250X, P.V.
- Levies, excess, basic education allocation formula, adjustment, provisions, SB 3104
- Levies, excess, maintenance and operations, limitations, revised, *SUB HB 227, CH. 172X
- Levies, excess, maximum formula, percentage allocation, pupil transportation, handicapped excess costs, gifted, compensatory programs, *SUB HB 227, CH. 172X
- Levies, excess, moneys, salary, fringe benefits increases, as defined, permitted, *SUB HB 227, CH. 172X
- Levies, excess, nonresident enrollment, basic education allocation, revised, *SUB HB 227, CH. 172X
- Levies, excess, scope, enlarged, SB 2762
- Levies, 106%, calculation, modified, SUB HB 299
- Levies, 106%, limit extended, *HB 320, CH. 218X
- Levies, 106%, limit extended, proposition, ballot format, provisions, SB 2024, SUB SB 2024
- Levy lid, changes, miscellaneous, SB 3139
- Levy lid, excesses, amount allowed, increased, declining enrollment, additional increase, permitted, *SUB HB 227, CH. 172X
- Meals at cost, private schools, certain children, allowed, *SB 2155, CH. 58
- Mental health cooperative programs, DSHS, client pay requirement, exemption, permitted, *SUB HB 1347, CH. 145X
- Nutrition program, provisions, SB 2253
- Parental access, classrooms, activities, teaching material, mandated, SB 3039, SUB SB 3039
- Parental involvement in education, act, enacted, pilot programs, development, authorized, SPI appropriation, SB 2499
- Parents, children, educational progress, reports, pick up from classroom teacher, provisions, SB 2769
- Parents, school buses, school business, riding, authorized, SUB HB 440
- PERS, school districts, schools for blind, deaf, community colleges, higher education, credit, 12-month basis, SUB SB 2465, 2nd SUB SB 2465
- Personnel, private for profit business, certain, services, prohibited, SB 2759

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(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

SCHOOLS AND SCHOOL DISTRICTS—cont.

- Printed materials, B&O tax, exclusion, *SUB HB 302(a), CH. 196X, *SUB SB 2929(a), CH. 266X
- Property, real, improvements, surplus, sale, lease, implemented, SB 3130
- Property, real, sale, notice, hearings requirements, SB 2302, *HB 413, CH. 16X
- Public broadcasting commission, created, powers, duties, appropriation, HB 542, SB 2789
- Pupil suspension, authority, short-term, long-term, authorized, defined, SB 2642, *SUB HB 367, CH. 173X
- Reading materials, surplus, disposal procedures, established, *SUB HB 79, CH. 134X
- Remediation assistance, state-wide program, students, deficient, basic skills, created, SB 2517, *SUB HB 663, CH. 149
- Residential schools, program of education, furnished by school district, *SB 3117, CH. 217X
- Revenue, local deductible, state apportionment, counties, common school education, revisions, SB 2472
- Risk management, local government, program development, institution, provisions, SB 2866
- Safety inspections, life, health, annual, required, appropriation, SB 2127
- Scoliosis screening, pupils, grades 5-8, provisions, SPI, appropriation, *SUB HB 88, CH. 47
- Sectarian control, free from, establishment, provisions, SUB HJR 26
- Self-insurance, allowed, SB 2902
- Self-insurance, risk management, joint insurance, authorized, *SUB HB 56, CH. 256X
- Self-insurance, state, political subdivisions, provisions, insurance fund, created, SB 2520
- Seniors, school year, last 5 days, excused, authorized, SB 2271, SUB SB 2708
- Sick leave payment, social security exclusion, state, school employees, appropriations, fund transfer, *SUB HB 1064, CH. 247X
- Strikes, school districts, certified employees, prohibited, SB 3131
- Students, discipline, short, long-term, suspensions, defined, SB 3031
- Students, learning, requisite skills, provide, mandated, SB 2134
- Students, part-time, certain, unemployment compensation benefits, allowed, SB 2645
- Students, transfer, another district, indefinite periods, authorized, *HB 666, CH. 140X
- Subdivisions, requirements, eliminated, SB 2939
- Surplus and donated food commodities revolving fund, appropriation, *SB 2131, CH. 20X
- Taxing, audits, intervals, reasonable, periodic, minimum, once in three years, schedule, adoption, state auditor, SUB SB 2404
- Teachers, contract, 5 days, added, purposes, certain, SB 2568
- Teachers, learning/language disabilities, children, identification, course, higher education, required, SB 2055, SUB SB 2055
- Teachers, proficiency test, skills, subject areas, required for certification, SB 2995
- Teachers, retirement, prior service credit, establishment, permitted, SB 2733
- Timber sales, revenues, distribution, schools, SUB HB 240

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

SCHOOLS AND SCHOOL DISTRICTS—cont.

Title only, SB 2707

Title only, certified employees continuing contract rights, SB 2881

Title only, certified employees, negotiation, SB 2698

Title only, common schools, SB 2838

Title only, proprietary, SB 2711

Title only, remedial programs, SB 2705

Title only, residential, SB 2541

Title only, school transportation, SB 2696

Transitional bilingual instruction act, enacted, appropriation, *SUB SB 2149, CH. 95

Transportation, common schools, law implemented, SB 3074

Transportation, costs, considered part of basis education allocation, provisions, SB 2672

Transportation, persons, by employees, school district vehicles, insurance provisions, SUB HB 440

Transportation, services, authorized to contract, 5 years, limit, SB 2590

Transportation, students, operating costs, reimbursement procedures, utilization of public systems, rent, lease, transportation vehicles, provisions, SUB HB 557

Truancy, habitual, defined, penalty, misdemeanor, SB 2496

Truancy, habitual, juvenile justice act, included, SB 3026

Truancy, parental responsibility, school, court procedures, violations, defense, fines, *SUB HB 1258, CH. 201X

Vehicles, needs, SPI criteria, specifications, determination, payment by grant, SUB HB 556

SCHOOLS - PRIVATE (See also SCHOOLS - PROPRIETARY)

Depository, distribution center, ESD service, provisions, *SB 2130, CH. 66X

Educational clinics, student eligibility, absenteeism, reimbursement, prohibited, SB 2345, *SUB HB 437, CH. 174X

Educational services registration act, enacted, certain private institutions, regulation, registration purposes, SB 2434, *SUB SB 2434, CH. 188X

Fire marshal, plan reviews, construction inspections, fire prevention, mandated, fee imposition, allowed, SB 2325

Instructional materials, educational service districts, loans, cost-reimbursement basis, authorized, SB 2076

Meals at cost, school district facilities, certain children, allowed, *SB 2155, CH. 58

Scholarships, National Guard, higher education institutions, as defined, authorized, 2nd SUB SB 2212

Scholarships, National Guard, higher education institutions, authorized, SUB SB 2212, *SUB HB 295, CH. 90X

Scholarships, National Guard, higher education, institutions, state supported, authorized, SB 2212

SCHOOLS - PROPRIETARY

Barbers, hairstylists, regulation, penalties, SB 2779

Cosmetology, continuing education, licensing, modified, SB 3112

Cosmetology, regulation, revisions, appropriations, SB 2437

Driver training, commercial schools, instructors, regulation provisions, SB 2032, *SUB 2032, CH. 51X

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

SCHOOLS - PROPRIETARY—cont.

Educational clinics, student eligibility, absenteeism, reimbursement, prohibited, SB 2345, *SUB HB 437, CH. 174X

Educational services registration act, enacted, certain private institutions, regulation, registration purposes, SB 2434, *SUB SB 2434, CH. 188X

SCHOOLS - RESIDENTIAL

Program of education, furnished by school district, *SB 3117, CH. 217X

SCIENTIFIC ORGANIZATIONS

Charitable gift annuities, business, educational, religious, scientific, insurance exemption, SB 2992

Charitable gift annuities, exempted insurers, institutions, certain, issuance, assets gift exchange, authorized, security act, exclusion, *HB 795(a), CH. 130

SCOLIOSIS

Screening, pupils, grades 5-8, provisions, SPI, appropriation, *SUB HB 88, CH. 47

SCOTT, SENATOR GEORGE W.

Remarks

Personal privilege, Senator North pp. 1774-1776

Statutory, select committee appointments p. 2781

SCREENING

Early, periodic screening, diagnosis, treatment program, social and health services department, administration, SB 2670

SEARCH AND RESCUE

Emergency services, volunteers, costs, certain, reimbursement, appropriation, law enforcement, local, responsibility, costs recovery, provisions, *2nd SUB HB 527, CH. 268X

SEARCH AND SEIZURE

Warrants, use, homicides, felonies, limited, HB 427

SEATBELTS

Motor vehicles, child restraint systems, installation, parents, required, SB 2895

SEATTLE

Boundary review board, farmland, soil, prime, agricultural uses, protection, *HB 860, CH. 142X

Cities, over 400,000, motor vehicle fuel, special fuel excise taxes, imposition by ordinance, authority, *SUB HB 1034, CH. 181X

Community college, south campus, traffic access, improvement, appropriation, SB 2619

Hydroplane races, admission charge, allowed, *SUB HB 796, CH. 26

I-90 completion, general obligation bonds, authorized, DOT appropriation, *SUB HB 1032, CH. 180X

Legislatures, national conference, 1982, summer, invitation, extended, *SCR 110

Service/cost relationship verification, cities over 400,000, required, annexation proceedings, *HB 860, CH. 142X

West Seattle Bridge, reimbursable expenditures, DOT appropriation, *SUB HB 872, CH. 169X

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

SECRETARY OF STATE

- Business corporation act, general revisions, *SB 2119, CH. 16
- Corporations, fees, certain, established, increased, *HB 33, CH. 133X
- Development projects, public, indebtedness, payments, means, provided, HJR 22
- Documents, private organizations, filing, recording requirements, revised, HB 903
- Elections, costs, primary, general, any year, state officers, measures, state assumes prorated share, HB 676
- Elections, general revisions, SB 3118, SUB SB 3118
- Home rule charter, framing, alternative methods, provisions, SUB HJR 7
- Home rule powers, counties, municipal corporations, granted, SJR 114, SUB SJR 114
- Insurance pooling, self-insurance, local governments, allowed, SJR 121
- Judicial qualifications commission, judicial disciplinary purposes, establishment, provisions, SJR 116
- Lands, federal, certain, concurrent jurisdiction, local government, authorized, *SUB HB 1176, CH. 49X
- Legislators, civil office holders, salary increases, not eligible, *SJR 112
- Legislature, regular, special sessions, defined, authorized, SJR 110, *SUB SJR 110
- Notification, canvass necessary, INITIATIVE 61 pp. 131-132
- Polling places, handicapped persons, accessibility, provisions, *SB 2565, CH. 64X
- Presidential primary, preference, provisions, absentee voting procedures, SB 2214, SUB SB 2214
- Recapitulation, state general election, November 7, 1978 pp. 96-97
- Redistricting commissions, establishment provisions, constitutional contingency, SB 2347, SB 2573, SUB SB 3065, 2nd SUB SB 3065, 3rd SUB SB 3065
- Redistricting commissions, establishment provisions, HJR 31, SJR 115, SJR 119, SUB SJR 125
- Retransmittal, INITIATIVE 62, error correction pp. 690-693
- Returnable beverage container act, enacted, INITIATIVE 61
- Salary, increased, *SUB SB 3008, CH. 255X
- Schools, public, free from sectarian control, establishment, provisions, SUB HJR 26
- Tax relief, property, residences, certain, legislative power, expanded, SJR 113
- Tax revenues, state, increases not to exceed total growth rate, state personal income, provisions, INITIATIVE 62
- Transmittal, elected, holdover senators pp. 2-4
- Transmittal, initiatives 61,62 pp. 75-76,191-194,521,690
- Transmittal, partial veto messages, (1977 session bills), SB 2042, SUB SB 2910, SB 3015, SUB SB 3109, SUB SB 3110, referred to committee on rules . p. 75
- Transmittal, proclamation from governor calling first extraordinary session . . . p. 1035
- Transmitted, veto message (1977 session bills), SUB SB 3054 referred to committee on rules p. 74
- Uniform federal lien registration act, enacted, SB 2230
- Utilities, public, loans, energy conservation purposes, authorized, appropriate charge back provision, *SUB SJR 120
- Utilities, public, loans, energy conservation purposes, authorized, SJR 120
- Voters, candidates, pamphlets, more informative, SUB HB 306

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

SECRETARY OF STATE—cont.

Voters, no vote, election provisions, SB 3127

Voters, registration, transfer, at polls, general, primary election, permitted, provisions, *SB 2562, CH. 96

Voters, registration, various changes, SUB SB 2454

Voting, ballots, ballot cards, voting machine records, duplicates required, SB 2288

Wills, international, provisions, SB 2937

SECRETARY OF THE SENATE (See also SNYDER, SIDNEY R.)

Execute vouchers, legislative expenses with president or president pro tempore, *SR 1979-53 p. 1034

Flowers, authority, bereavement, senators' family, *SR 1979-53 p. 1035

Journal preparation, *SR 1979-53 p. 1035

Keys, custody with facilities, operations committee, *SR 1979-53 p. 1035

National conference state legislatures and council of state governments attendance authorized, regular per diem, actual expenses allowed, *SR 1979-53 p. 1035

Retained, first extraordinary session, *SR 1979-54 p. 1046

Snyder, Sidney R., nominated, elected, oath administered pp. 7-8

Y.M.C.A. youth legislature, authority, chamber use permission, *SR 1979-53 . p. 1035

SECURITIES

Act, general revisions, *SB 2314, CH. 68X

Banks, trust companies, notes and debentures, conversion rights, SB 2741, *SUB HB 803, CH. 106

Banks, trust companies, stocks, authorized, unissued, purchases, state supervisor, approval, SB 2741, *SUB HB 803, CH. 106

Charitable gift annuities, business, educational, religious, scientific, insurance exemption, SB 2992

Charitable gift annuities, colleges, universities, certain, issuance, assets gift exchange, authorized, insurance code, security act, exclusion, SB 2856, *HB 795, CH. 130

Charitable gift annuities, exempted insurers, institutions, certain, issuance, assets gift exchange, authorized, security act, exclusion, *HB 795(a), CH. 130

Companies, takeover, regulated, SB 3093

Corporations, trust business, securities held in trust, deposit other banks, trust companies, permitted, SB 2739, *HB 808, CH. 45

Debenture company, definition, modified, SB 2632, *HB 802, CH. 140

Double amendments, *HB 342, CH. 8

Franchise investment protection act, enforcement mechanisms, investigations, injunctions, cease and desist orders, established, SUB HB 436, SB 2306, *SUB SB 2306, CH. 13X

Funds, state, investment, bankers' acceptances purchased on secondary market, authorized, *SB 2462, CH. 154X

State-owned, state treasurer, authorized custodian, *SB 2256, CH. 119

Title only, SB 2819

SECURITY SERVICES

Operating agencies, thermal plants, security forces, law enforcement powers, authorized, SB 2584

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

SECURITY SERVICES—cont.

Private, regulated, SB 2607, SUB SB 2607

SEDRO WOOLLEY

Highways, state route no. 20, realignment, planning, appropriation, SB 2427, SUB SB 2427

SEEDS AND SEEDING

Agricultural laws, updated, SB 2254, *SUB SB 2254, CH. 154, P.V.

Agricultural laws, updated, agriculture department, appropriation, *SUB SB 2254, CH. 154, P.V.

Tansy ragwort, viable, spreading, agriculture department, rules, violation, misdemeanor, SB 2393, *SUB SB 2393, CH. 118

SEIDEL, HENRY

Community college district 8, board of trustees, member, GA 175, confirmed pp. 1052,1305,1781

SELECT JOINT COMMITTEE

Reports, Sunset Act, 1977

Debt adjusting	p. 256
Driver instructor schools	p. 256
Employment agency advisory board	p. 257
Escrow commission	p. 257
Forest fire advisory board	p. 257
Grist mills	p. 256
Proprietary schools	p. 256
Vessel regulation	p. 256
Well water operators	p. 257

SELF-DEFENSE

Force, property protection, permission, *HB 307(a), CH. 244X

Trespass, detention allowed, motor vehicle, seizure and forfeiture, procedure, provisions, SUB HB 562

SELLAR, SENATOR GEORGE L.

Personal privilege, apples presented by Washington State Apple Commission . . p. 1092

Remarks

Confirmation Senator Newschwander to board of tax appeals	p. 2722
Dan Gordon, Wenatchee, *SR 1979-137	p. 2725

SENIOR CITIZENS

Aid, local governmental units, permitted, SJR 104

Displaced homemaker act, enacted, two-year pilot program, established, *SB 2406, CH. 73

Displaced homemaker act, enacted, two-year pilot program, established, DSHS appropriation, *SB 2406, CH. 73

Employment agencies, babysitting, convalescent, elderly care, certain referral services, HB 168

Home health agencies, licensed, SB 2239

Homemaker services, eligibility, rights, protections, revisions, SB 2475

Licenses, hunting, veterans, disabled, certain, free, provisions, SB 2204

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

SENIOR CITIZENS—cont.

- Licenses, razor clams, personal use, free, SB 2389
- Living accommodations, certain, poor, infirm, housing authorities, projects, provisions, *SUB SB 2010, CH. 187X
- Living accommodations, housing authorities, provisions, SB 2010
- Low income, local governmental entities, preferential rates, services, authorized, SB 2079
- Low income, local governmental utility services, reduced rates, permitted, *SB 2077, CH. 116
- Mobile homes, parks, housing authorities, projects, provisions, SB 2010
- Nursing homes, abuse, patients, reporting system, provisions, penalties, *SB 2338, CH. 228X
- Nursing homes, auditing and cost reimbursement act, enacted, SB 2335
- Nursing homes, auditing and cost reimbursement act, enacted, appropriation, SUB SB 2335
- Nursing homes, resident care standards, provisions, SB 2336, *SUB SB 2336, CH. 211X
- Passes, free, state parks, disabled veterans, age 62, provisions, *SUB HB 504, CH. 131X
- Passes, park, state parks, blind, deaf persons, eligibility, *SUB HB 504(a), CH. 131X
- Passes, park, state parks, residents, disability benefits recipients, privileges, SB 2755, *SUB HB 504, CH. 131X
- Passes, veteran's disability, state parks, veterans, age 62, thirty percent service-connected disability, free, *SUB HB 504, CH. 131X
- Personal care attendant services program, social and health services department, provision, SB 2344
- Poor, infirm, mobile home parks, housing authorities, projects, provisions, *SUB SB 2010, CH. 187X
- Programs, local governmental units, authorized, SB 2262, *SUB HB 16, CH. 109
- Property tax, residence, deferral, income limit, raised, provisions, SUB HB 405
- Property tax, residence, exemption, age, income qualifications, surviving spouse provision, tax deferral modifications, *SUB SB 2374, CH. 214X
- Property tax, residence, exemption, assessed maximum valuation, income qualifications, SB 2374
- Property tax, residence, exemption, income level to \$15,000, SB 2861
- Property tax, residence, exemption, original purchase price, assessment in excess, income qualifications, SB 2087
- Property tax, residence, exemption, valuation to \$15,000, income qualifications, SB 2001
- Property tax, residence, income qualifications, increased, HB 555
- Property tax, residence, residency requirement, abolished, general revisions, SB 2464
- Property tax, residence, retired, disabled persons, 1975 tax year, dollar amount, income qualifications, SB 2049
- Property tax, residence, school levy relief, emergency continuation, provisions, SUB HB 505, SB 2595
- Public assistance, eligibility standard, payment levels, modified, SB 2113

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

SENIOR CITIZENS—cont.

- Razor, license, clammimg, required, fees, penalties, attached, outer garment, fisheries department evaluation, appropriation, *SUB HB 1, CH. 243X
- Retirement, mandatory, public employees, under age 70, prohibited, *SB 2506, CH. 159X
- Service centers, volunteers, public assistance recipients, utilization, appropriation, SB 2237, *HB 491, CH. 147X
- Tax deferrals, exemptions, residency requirements, removed, SB 2227
- Title only, SB 2531, SB 2889
- Title only, elderly, SB 3151
- Transportation providers, private, nonprofit, elderly, handicapped, state certification, *SUB HB 96, CH. 111
- Well adult clinic services, authorized, appropriation, SB 2237, *HB 491, CH. 147X

SENTENCES - PENAL (See also PRISON TERMS AND PAROLES BOARD)

- Criminal code, mandatory provisions, revisions, SB 2229, SB 2229(a), *HB 307, CH. 244X
- Drunk drivers, defined, standards established, mandatory one-day jail sentence, *SUB HB 665, CH. 176X
- DWI, conviction, nonsuspendable sentences, provisions, SB 2122
- DWI, defined, standards established, mandatory one-day jail sentence, *SUB HB 665, CH. 176X
- Food fish, code violations, felony, fine, license denial, suspension; imprisonment, *SUB SB 2439, CH. 99X
- Food fish, code violations, market value, \$250, felony, fine, imprisonment, SB 2439
- Game licenses, obtained by fraud, gross misdemeanor, SB 2315, *HB 330, CH. 127X
- Imprisonment, certain crimes, terms, modified, SUB HB 498, SB 2247
- Minimum terms of confinement, prison terms and paroles board, guidelines adoption, SB 2004
- Restitution, victims, imposing, enforcing, suspended sentences, probation, procedures added, *SB 2417, CH. 29
- Sentencing reform act, enacted, SB 2266
- Traffic offenders, alcohol, drug related, evaluation, treatment program, participation, requirements, development criteria, sentencing provisions, *SUB HB 665, CH. 176X

SERGEANT AT ARMS (See also JOHNSON, CHARLES L.R.)

- Johnson, Charles L.R., nominated, elected, oath administered pp. 8-9
- Retained, first extraordinary session, *SR 1979-54 p. 1046
- Senate chamber, adjoining rooms, furniture, equipment, good order, responsibility, *SR 1979-53 p. 1035

SESSION LAWS

- Preparation, publication, appropriation, *HB 1114, CH. 144

SEWERS AND SEWER DISTRICTS

- Alpine mountain sewer districts, sewer tax, authorized, provisions, SB 2772
- Audits, financial, state auditor, frequency, payment provisions, revised, *SB 2403, CH. 71

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

- (a) Amendment to original bill.
- SR Senate Resolution.
- GA Gubernatorial Appointment.

SEWERS AND SEWER DISTRICTS—cont.

- Comprehensive plan, sewer, water districts, county legislative authority, approval, deadline, SB 2395, *SUB HB 139, CH. 23
- Formation, procedures, modified, SB 2061
- Interlocal cooperation act, sewerage improvement districts, inclusion, SB 2118
- Interlocal cooperation act, sewerage improvement districts, public agency, definition, modified, *SUB SB 2118, CH. 36
- Local improvement districts, water, drainage, bonds, authorized, guaranty fund, created, assessments, modified, SB 3086
- Sanitary disposal, storm drainage, comprehensive plan, tax levy, modified, SB 3094, SUB SB 3094
- Sewage disposal, ecology department, regulations consolidated, local health department, provisions, SUB SB 2530
- Sewerage improvement districts, 3rd class counties, transformed, sewer districts, validation, petition notice, SB 2117, *SUB SB 2117, CH. 35
- Special purpose districts, board, treasurer, designated, HB 132
- Special purpose districts, commissioners, compensation, increased, travel, provisions, SB 2394, SUB SB 2394
- Special purpose districts, small works contracts, bids, procedures, modified, SB 2397, *SUB HB 133, CH. 137X
- Systems, reservoirs, counties, included within municipal water and sewer facilities act, SB 3095
- Title only, SB 2530
- Title only, water and sewer systems, SB 3005
- Water, sewer, special purpose districts, merged, board members, provisions, SUB HB 131

SEX CRIMES

- Criminal code, rape, redefined, SB 2229, *HB 307, CH. 244X
- Criminal code, redefined, SB 2229, *HB 307, CH. 244X
- Victims of sexual assault act, enacted, appropriation, *2nd SUB HB 418, CH. 219X

SEXUAL CONDUCT

- Criminal code, rape, redefined, SB 2229, *HB 307, CH. 244X
- Criminal code, redefined, SB 2229, *HB 307, CH. 244X

SHEARER, B. A.

- Board of pilotage commissioners, member, GA 73, confirmed . . . pp. 48,315,332

SHEEP

- Cattle, markets, public, license fee, determination, *HB 229, CH. 91X

SHELLFISH (See also CLAMS)

- Aquatic animal resources, certain, shoreline management act, harvest defined, SB 2364
- Fisheries, enforcement, transferred, state patrol, provisions, SB 2476
- Frozen, labeling requirements, established, HB 284
- Geoducks, clams, harvesting, commercial, rights, regulations, licensing, leasing provisions, SB 2674, *HB 781, CH. 141X
- Geoducks, harvest, commercial, safety standards, required, SB 2926
- Physically disabled persons, digging by another, permitted, SB 2092

- * Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

SHELLFISH (See also CLAMS)—cont.

Razor clams, license, clamming, persons over 65, under 16, affidavit required, free license, dealer fee, payment, *SUB HB 1, CH. 243X

Razor clams, license, clamming, required, fees, issuance, penalty regulations, SB 2085

Razor clams, license, clamming, required, fees, penalties, attached, outer garment, fisheries department, evaluation, appropriation, *SUB HB 1, CH. 243X

Razor clams, license, personal use, required, fees, penalties, residents, nonresidents, requires visibility of license, over 65, less than 16, free, appropriation, SB 2389

Title only, SB 2458, SB 2460

Wholesale fish dealers licenses, consolidated, *SB 2124, CH. 66

SHELTERED WORKSHOPS

Title only, SB 2528

SHELTERS

Victims, domestic violence, social and health services department, assistance, appropriation, *SUB HB 554, CH. 245X

SHIN, PAULL H.

Commission on Asian-American affairs, member, GA 24, confirmed pp. 37,183,213

SHINPOCH, SENATOR A.N. "BUD"

Remarks, regarding ruling by president on SHB 109 p. 836

SHIPMAN, JIM

Community college district 5, board of trustees, member, GA 127, confirmed pp. 88-89,238,268

SHIPS AND BOATS

Docks, commercial, inspection, certification, warrant, labor and industries department requirements, appropriation, SUB SB 2969

Ferry vessels, purchase, local governmental units, sales, use tax, exemption, SUB HB 746, *SUB SB 2929(a), CH. 266X

Fishing, buy-back, revisions, *SUB HB 962, CH. 43X

Fishing, commercial, licenses, transfer, data collection, fisheries department, required, annual report, legislature, SUB HB 1008

Grays Harbor pilotage district, established, boundaries, defined, SB 2108, *SUB SB 2952, CH. 207X

Passenger-carrying, inspection, licensing, navigation rules, labor and industries, regulation, inspection fees, established, SB 3100, *SUB SB 3100, CH. 74

Pilotage commissioners, board, vacancies, unexpired terms, filling, quorum requirements, SB 2108, *SUB SB 2952, CH. 207X

Pilotage commissioners, budget adopted, appropriation, *SUB HB 871, CH. 168X

Pilots, license fees, examinations, compensation, examination committee members, SB 2108, *SUB SB 2952, CH. 207X

Pilots, mandatory retirement, age limit, *SUB SB 2952, CH. 207X

Reckless operation, lawful process, interference, reckless flight, felony, SB 2116

Safety provisions, certain, vessel compliance, pilots, certification, required, SB 2108(a), SB 2424

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

SHIPS AND BOATS—cont.

- Salmon charters, fishing, anglers, number restricted, two-year program, established, *SUB HB 333, CH. 101
- Salmon charters, licensing, established, SUB HB 177, *SB 2045(a), CH. 60
- Salmon guides, certain, vessels, charter boat definition, exclusion, *SB 2045, CH. 60
- Salmon licenses, commercial, buy-back price, limited, original cost, SB 3081
- Salmon licenses, commercial, limitation, landing requirement waiver, *SUB HB 175, CH. 135
- Steamship agencies, B&O tax, imposed, SB 2309, SB 3124, SUB SB 3124
- Stevedoring, related activities, excise tax imposed, SUB HB 326, SB 2231
- Willapa Bay, pilotage district, boundaries, defined, SB 2108

SHORELANDS AND SHORELINES (See also WATER; also TIDELANDS)

- Aquatic plants, animal resources, shoreline management act, harvest defined, SB 2364
- Energy facilities, site certification by governor, applicants, shoreline management act, development permits, exemption, data collection purposes, SUB SB 3019
- Energy facilities, site certification by governor, applicants, shoreline management act, development permits, exemption, provision, SB 3019
- Environmental hearings office, created, shoreline hearings board, inclusion, *HB 1115, CH. 47X
- Environmental policy act, challenges, procedures, modified, SB 2075
- Leases, objects, certain, moored, tidelands, shorelands, harbor areas, navigable waters, beds, DNR terms, SUB SB 3044
- Second class, publicly owned lakes, certain, sale to abutting owner, authorized, *SUB HB 486, CH. 150
- Second class, publicly owned, lakes, sale, abutting owner, not less than 25% market value, authorized, SB 3098
- Shoreline management act, challenges, procedures, modified, SB 2075
- Shoreline management act, energy facilities, site certification by governor, applicants, development permits, exemption, data collection purposes, SUB SB 3019
- Shoreline management act, energy facilities, site certification by governor, applicants, development permits, exemption, provision, SB 3019
- Title only, management, SB 2700, SB 3059

SICK LEAVE

- Account, general fund, created, sick leave payment, wage exclusion, social security purposes, SB 2030, *SUB SB 2030, CH. 152
- Attendance incentive program, established, state employees, compensation, provisions, SB 2192, *SUB SB 2192, CH. 150X
- Officials, elected, regulated, SB 2052
- Payment, social security exclusion, state, school employees, appropriations, fund transfer, *SUB HB 1064, CH. 247X

SIDEWALKS

- Wheelchairs, motorized, public places, sidewalks, permitted, SB 2086

SIGNATURES

- Death, fetal death certificates, mandatory signature, time period, established, *SUB HB 262, CH. 162X

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

- (a) Amendment to original bill.
- SR Senate Resolution.
- GA Gubernatorial Appointment.

SIGNATURES—cont.

Insurance policies, countersignature requirement, removed, SB 2652

SIGNS

Hazardous materials, interstate, international commerce, placard system, improved, federal government, provide, SJM 109

Political advertising, sponsor designation, required, sign provision, SUB SB 2865

School bus stop shelters, certain, permitted, HB 329, *SB 2277, CH. 69

SILVERLAKE

Flood control district, funds, transferred from game department, SB 2225

Flood control district, game fund, appropriation, SB 2216

SINGLAUB, MAJOR GENERAL JOHN K.

U.S. Army, retired, introduced p. 347

SINGLE PERSONS

Householder, definition, personal exemption purpose, inclusion, SB 2217

SKAGIT COUNTY

Heart lake state park, DNR, land exchange, authorized, trail system, essential link, appropriations, SB 2996, SUB SB 2996

SKIS AND SKIING

Alpine mountain sewer districts, sewer tax, authorized, provisions, SB 2772

SLANDER

Health care services, contracts, understandable language, cancellation, written notice, reasons, libel, slander immunity, *SUB HB 109, CH. 133

Insurance policies, certain, understandable language, cancellation, written notice, reasons, libel, slander immunity, *SUB HB 109, CH. 133

SLEE, REVEREND JOHN L. F.

Commission on Asian-American affairs, member, GA 25, confirmed pp. 37,183,214

SMALL BUSINESS

Adverse impact, state rules, regulations, review, recommend amendments to minimize effects, HB 821

Banks, trust companies, investments, small business investment companies stock, holdings, increase, authorized, HB 314, *SB 2479, CH. 124

SMALL CLAIMS COURTS

Jurisdiction, limit increased, SB 2007

Jurisdiction, maximum dollar amount, increased, *HB 279, CH. 102

SMART, BOB

Forest practices appeals board, member, GA 43, confirmed pp. 41,250,331

SMITH, IRVING S.

Commission for the blind, member, GA 32, confirmed pp. 38,131,200

SNAGS

Selective removal, fire control, required, *SUB HB 188, CH. 8X

SNOHOMISH AND SNOHOMISH COUNTY

Pacific northwest festival facilities, vicinities, Federal Way, Lynnwood, bond issuance, anticipation notes, authorized, SB 2867

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

SNOHOMISH AND SNOHOMISH COUNTY—cont.

Superior court, judges, number increased, SB 2421, *SUB SB 2095, CH. 202X, P.V.

SNOWMOBILES

Advisory committee, parks and recreation commission, created, members, facilities, programs, development, *SUB HB 1281, CH. 182X, P.V.

Registration, fees, increased, fuel tax revenues, distribution, account, created, operation regulations, fines, rules adoption, *SUB HB 1281, CH. 182X, P.V.

SNYDER, SIDNEY R. (See also SECRETARY OF THE SENATE)

Execute vouchers, legislative expenses with president or president pro tempore, *SR 1979-53 p. 1034

Flowers, authority, bereavement, senators' family, *SR 1979-53 p. 1035

Journal preparation, *SR 1979-53 p. 1035

Keys, custody with facilities, operations committee, *SR 1979-53 p. 1035

National conference state legislatures and council of state governments attendance authorized, regular per diem, actual expenses allowed, *SR 1979-53 . p. 1035

Retained, secretary of the senate, first extraordinary session, *SR 1979-54 . . . p. 1046

Secretary of the senate, nominated, elected, oath administered pp. 6-7

Y.M.C.A. youth legislature, authority, chamber use permission, *SR 1979-53 . p. 1035

SOCIAL AND HEALTH SERVICES DEPARTMENT (See also PUBLIC ASSISTANCE)

Adult corrections services, community colleges, authorized, tuition, fees, charging, allowed, *SUB SB 2250, CH. 226X

Alcohol, drug related traffic offenders, evaluation, treatment program, participation, requirements, development criteria, sentencing provisions, *SUB HB 665, CH. 176X

Applicants, grievances, hearings, decisions, appeals, procedures, overpayment recovery provision, *SUB HB 254, CH. 92X

Bonds, facilities, issuance, bond anticipation notes, authorized, bond redemption fund, created, SB 2251, *SUB SB 2251, CH. 252X

Bonds, jail facilities, issuance, bond anticipation notes, authorized, jail renovation bond retirement fund, created, SB 2505

Bonds, water supply facilities, issuance, bond anticipation notes, authorized, bond redemption fund, created, appropriation, SB 2350, *SUB HB 574, CH. 258X

Bonds, water supply facilities, public, issuance, bond anticipation notes, authorized, bond redemption fund, created, referendum provision, SB 2639, *SUB SB 2639, CH. 234X

Cardiovascular health promotion program, two-year demonstration, established, appropriation, SUB HB 715

Children, behavioral, emotional disabilities, mental health cooperative program, school districts, client pay requirement, exemption, permitted, *SUB HB 1347, CH. 145X

Children, dependent, parent, support debt, notification, deadline, thirty days, SB 2103

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

SOCIAL AND HEALTH SERVICES DEPARTMENT (See also **PUBLIC ASSISTANCE**)—cont.

- Children, dependent, support enforcement, procedures, modified, SB 2211, *SUB HB 125, CH. 171X
- Children, support payments, distribution priorities, reimbursement, established, SUB HB 615
- Civil service, exempt positions, revisions, SUB HB 799, SB 2659, SUB SB 2659
- Clam digging, physically disabled persons, digging by another, permitted, SB 2092
- Commitment, civil, procedures, modified, SB 2415
- Commitment, procedures, mental illness, modifications, requirements, evaluation, treatment, SB 2171, SUB SB 2171
- Commitment, treatment, mentally ill, provisions, *SUB SB 2415, CH. 215X
- Community corrections committee, created, SB 2137
- Community support for the mentally ill act, enacted, demonstration project, Spokane county, appropriation, SB 2587
- Convulsive treatment, regulated, SB 3089
- Criminal code, specific crimes, mandatory sentencing provisions, revisions, SB 2229, SB 2229(a), *HB 307, CH. 244X
- Criminal offenders, diversion, criminal process, provisions, appropriation, SB 2137, SUB SB 2137
- Criminal records privacy act, administration, dissemination, disclosure procedures, modified, *HB 571, CH. 36X
- Crisis intervention services, children, families, DSHS, local nonprofit social service agencies, contracting, required, SB 2036
- Day care centers, demonstration project, abused, neglected children, aid, feasibility, established, *HB 1207, CH. 248X
- Death, fetal death certificates, mandatory signature, time period, established, *SUB HB 262, CH. 162X
- Department name references, updated, *HB 847, CH. 141
- Developmentally disabled persons, services, costs, payment from residents' trust funds, required, SUB HB 858, SB 2662
- Drunk drivers, defined, standards established, mandatory one-day jail sentence, *SUB HB 665, CH. 176X
- Early and periodic screening, diagnosis, and treatment program, administration, SB 2670
- Emergency medical services, districts, counties, creation, authorized, provisions, *2nd SUB HB 1239(a), CH. 200X
- Emergency medical services, program development, administration, planning, inspection, licensing, training, revisions, appropriation, SB 2308, *SUB SB 2308, CH. 261X, P.V.
- Emergency medical services, regions, councils, designated, VETOED, SB 2308, *SUB SB 2308, CH. 261X, P.V.
- Emergency medical services, six-year levy, imposition, cities, towns, counties, voter approval, SB 3016, *2nd SUB HB 1239, CH. 200X
- Employment agencies, babysitting, convalescent, elderly care, certain referral services, HB 168
- Employment, encouraged, tax relief, employers, SB 2112

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

SOCIAL AND HEALTH SERVICES DEPARTMENT (See also PUBLIC ASSISTANCE)—cont.

- Escapes, criminal justice costs, political subdivisions, reimbursement, institutional impact account, created, *SUB HB 144, CH. 108X
- Family commission, created, members, powers, duties, family life stability, harmony, purposes, SB 2784
- Foster care, adoption, child welfare services, recruiting plan, investigation, turn-over causes, plans, develop, SB 3092
- Fraudulent claims, health care providers, services, public assistance recipients, indigent persons, prohibited, SB 2337, *SUB SB 2337, CH. 152X
- Hazardous materials, committee, created, membership, duties, SB 2564
- Hazardous materials, incidence response program, preparation, teams, training, emergency services department, SB 2564
- Health and social welfare organizations, nonprofit, defined, public income, B&O tax, exclusion, SB 2260, SB 3124, SUB SB 3124, *SUB HB 302, CH. 196X
- Health care insurance, access, quality, regulated, revisions, SB 2920
- Health officers, local, educational requirements, revised, SUB HB 898
- Hemophilia, health care assistance, appropriations, SB 2928
- Home health agencies, licensed, SB 2239
- Homemaker services, eligibility, rights, protections, revisions, SB 2475
- Hospitals, construction projects, certain, sales and use tax deferrals, provisions, SB 2614
- Immunization, children, required, religious beliefs, exemption, provisions, SB 2241
- Immunization, children, required, religious beliefs, exemption, provisions, appropriation, *SUB HB 502, CH. 118X
- Injury cases, health care, evidence, likely future compensation, permitted, SB 2222
- Inmates, honor, labor, regional jail camps, industrial insurance coverage, *SUB HB 80, CH. 160X
- Institutions, disabled, physical, mental responsibility, code revisions, SB 2750
- Juvenile institutions, children, committed, parental support, required, SUB HB 340, SB 2742
- Juvenile institutions, parental support, assessments, provisions, SB 2606
- Juvenile justice act, technical amendments, dependency criteria, modified, SB 2213, SUB SB 2213
- Juveniles, curfew, violations, provisions, SUB SB 2495
- Juveniles, divertible offenders, community services, detention, counseling, provisions, custody, general revisions, SB 3078, SUB SB 3078
- Juveniles, habitual truancy, defined, penalty, misdemeanor, SB 2496
- Juveniles, procedures for families in conflict, custody, detention, court records, appropriation, *SUB SB 2768, CH. 155, P.V.
- Juveniles, records, access, content, procedures, revisions, SB 2924, SUB SB 2924
- Law enforcement, correctional personnel, injury, line of duty, special workers' compensation benefits, provisions, SB 2413
- Litter control, pilot program, general assistance beneficiaries, employment, DSHS administration, DOE fund allocation, SB 2657
- Local health departments, sewage, disposal regulations, SUB SB 2530
- Medical treatment, emergency, standby guardians, consent authority, *SB 2178, CH. 32

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

SOCIAL AND HEALTH SERVICES DEPARTMENT (See also PUBLIC ASSISTANCE)—cont.

- Mental disorders, insurance, group disability, health care services, coverage, required, SB 2491
- Mental health cooperative programs, school districts, client pay requirement, exemption, permitted, *SUB HB 1347, CH. 145X
- Mill tailings, licensing and perpetual care act, enacted, SB 2197, *SUB SB 2197, CH. 110X
- National health planning and resources development act of 1974, implemented, council, created, *SUB HB 249, CH. 161X
- Natural death act, enacted, *SUB HB 264, CH. 112
- Nonprofit community services organizations, certain, B&O tax, exemption, SB 2120
- Northern state hospital, jurisdiction, section 199, VETOED, *HB 516, CH. 270X, P.V.
- Northern state hospital, jurisdiction transferred, SB 2749, SUB SB 2749
- Nursing homes, abuse, patients, reporting system, provisions, penalties, *SB 2338, CH. 228X
- Nursing homes, appropriation, SB 2360
- Nursing homes auditing and cost reimbursement act, enacted, SB 2335
- Nursing homes auditing and cost reimbursement act, enacted, appropriation, SUB SB 2335
- Nursing homes, nursing assistants, certification, required, provisions, rate adjustment, authorized, *SB 2339, CH. 114
- Nursing homes, resident care standards, provisions, SB 2336, *SUB SB 2336, CH. 211X
- Parent-child relationship, termination procedures, crisis intervention, guardianship status establishment, general provisions, SUB HB 1261
- Parent-child relationship, termination procedures established, *SUB HB 352, CH. 165X
- Parent-child relationship, termination procedures, Indian tribe membership, guardianship status establishment, general provisions, SUB HB 1261
- Personal care attendant services program, provisions, SB 2344, SUB SB 2344
- Physicians, B&O tax, certain credit, provisions, SB 2220, SB 3124
- Prisoners, certain, leaves, medical, dental care, volunteer services projects, provisions; HB 1106
- Prisoners, county, certain, confinement, state institutions, reimbursement, modified, *SB 2399, CH. 147
- Prisoners, custodial care standards, adoption procedures, modified, *SB 2399(a), CH. 147
- Prisoners, rehabilitation, commercial enterprises, institutional facilities, authorized, annual report to legislature, required, *SUB HB 80, CH. 160X
- Probation, summary, DSHS, custody, authorized, provisions, SB 2485, SUB SB 2485
- Procedures for families in conflict, crisis intervention services, SB 2768
- Procedures for families in conflict, crisis intervention services, appropriation, *SUB SB 2768, CH. 155, P.V.
- Procedure for families in conflict, crisis intervention services, custody, detention, court records, appropriation, *SUB SB 2768, CH. 155, P.V.

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(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

SOCIAL AND HEALTH SERVICES DEPARTMENT (See also PUBLIC ASSISTANCE)—cont.

- Public assistance, eligibility standards, payment levels, modified, SB 2113
- Radiation control agency, program development, regulation, monitoring, emergency response plans, licensee investigation, SB 2743
- Radiation control agency, program development, regulation, monitoring, emergency response plans, licensee investigation, appropriation, SUB HB 894
- Radiation pilot programs, nonionizing radiation hazards, report to legislature, provision, appropriation, SUB HB 894
- Radiation redefined, ionizing, nonionizing, limited to laser, microwaves, ultraviolet light, appropriation, SUB HB 894
- Recipients, grievances, hearings, decisions, appeals, procedures, overpayment recovery provisions, *SUB HB 254, CH. 92X
- Residential schools, program of education, furnished by school district, *SB 3117, CH. 217X
- Runaway youth, families, detention facilities, crisis shelters, modified, appropriations, SB 3122
- Runaway youth, interstate compact, revisions, SB 3014, SUB SB 3014
- Runaway youth, procedures for families in conflict, SB 2768
- Runaway youth, procedures for families in conflict, appropriation, *SUB SB 2768, CH. 155, P.V.
- Runaway youth, procedures for families in conflict, custody, detention, court records, appropriation, *SUB SB 2768, CH. 155, P.V.
- Safety inspections, life, health, annual, schools, required, appropriation, SB 2127
- Scoliosis screening, pupils, grades 5–8, provisions, SPI, appropriation, *SUB HB 88, CH. 47
- Senior citizens, low income, local governmental entities, preferential rates, services, authorized, SB 2079
- Senior citizens, service centers, volunteers, public assistance recipients, utilization, appropriation, SB 2237, *HB 491, CH. 147X
- Senior citizens, well adult clinic services, authorized, appropriation, SB 2237, *HB 491, CH. 147X
- Shelters, victims, domestic violence, assistance, appropriation, *SUB HB 554, CH. 245X
- Supportive services, blind, disabled, aged, provisions, SB 2344, SUB SB 2344
- Task force, joint legislative, children and families, established, SCR 107
- Task force, joint legislative, children and families, established, expenditure limitation, studies, DSHS review, provisions, *SUB HCR 6
- Title only, SB 2555
- Truancy, parental responsibility, school, court procedures, violations, defense, fines, *SUB HB 1258, CH. 201X
- Unemployable persons, employment security department, definition, expanded, SB 2433
- Unemployable persons, general assistance, resource exemptions, established, authorized, SB 2100
- Unemployable persons, standards, general assistance, removed, SB 2678
- Uniform brain death act, enacted, SB 2170
- Vendors, public assistance, final charges, rendered, time period, extended, *SB 2753, CH. 81X

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

SOCIAL AND HEALTH SERVICES DEPARTMENT (See also PUBLIC ASSISTANCE)—cont.

- Victims of sexual assault act, enacted, appropriation, *2nd SUB HB 418, CH. 219X
- Vital statistics, federal standards, compliance update, *SUB HB 262, CH. 162X
- Vocational rehabilitation services, state purchase, formal sealed bid, requirements, execution, *HB 113, CH. 14X
- Water systems, public, enforcement powers, granted, SB 2203
- Wheelchairs, motorized, public places, sidewalks, permitted, SB 2086

SOCIAL SECURITY (OLD AGE AND SURVIVORS' DISABILITY INSURANCE)

- Indigent children, EPSDT program, DSHS, provisions, SB 2670
- National health planning and resources development act of 1974, implemented, council, created, *SUB HB 249, CH. 161X
- Sick leave account, general fund, created, sick leave payment, wage exclusion, social security purposes, SB 2030, *SUB SB 2030, CH. 152
- Sick leave payment, social security exclusion, state, school employees, appropriations, fund transfer, *SUB HB 1064, CH. 247X
- Unemployable persons, general assistance, resource exemptions, established, authorized, SB 2100
- Workers' compensation, benefits, reduction, because of federal social security benefits, time frame, other provisions, prescribed, SB 2317, *SUB SB 2317, CH. 151X

SOCIAL WORK

- Examiners board, duties, governor, appointment provisions, licensing department, rules, regulations, SB 2600
- Title only, SB 2526

SOIL CONSERVATION

- Prime farmland, agricultural uses, boundary review board, protection, *HB 860, CH. 142X

SOLAR ENERGY

- Easements, provisions, *SUB HB 912, CH. 170X
- Property rights, development, use, easements, provisions, SUB SB 2014
- Property rights, use provisions, SB 2014
- State building code, stressed, revisions, SB 2605

SOLDIERS HOMES

- Support items, residents, director of veteran affairs, value determination authority, *SB 2102, CH. 65

SOLID WASTE (See also GARBAGE; ALSO POLLUTION; also WASTE DISPOSAL)

- Counties, unincorporated areas, system, excise tax, authorized, SB 2688
- Sewage disposal, ecology department, regulations consolidated, local health department, provisions, SUB SB 2530
- Title only, management, SB 2942, SB 2954

SOMEKAWA, MS. EMI

- Community college district 11, board of trustees, member, GA 134, confirmed pp. 90,238,268

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

SORIANO, LOUIS

State board for community college education, member, GA 99, confirmed . . . pp. 54,84,127

SOYBEANS

Manufacturers, B&O tax, imposed, *SUB HB 302(a), CH. 196X
Manufacturers, B&O tax, imposed, expiration date, SUB HB 703

SPECIAL PURPOSE DISTRICTS

Comprehensive plan, sewer, water, county legislative authority, approval, deadline, SB 2395, *SUB HB 139, CH. 23
Financial disclosure, officials, exemptions, requirements, modified, SB 2685, *SUB SB 2685, CH. 265X
Inactive, dissolution, provisions, *SUB HB 77, CH. 5X
Interlocal cooperation act, sewerage improvement districts, inclusion, SB 2118
Interlocal cooperation act, sewerage improvement districts, public agency, definition, modified, *SUB SB 2118, CH. 36
Obsolete references, deleted, *SUB HB 78, CH. 30X
Petitions, proposed, board, notice, information, permitted, SB 2622
Sewer, water, board, treasurer, designated, HB 132
Sewer, water, commissioners, compensation, increased, travel, provisions, SB 2394, SUB SB 2394
Sewer, water, small works contracts, bids, procedures, modified, SB 2397, *SUB HB 133, CH. 137X
Sewerage improvement districts, third class counties, transformed, sewer districts, validation, petition notice, SB 2117, *SUB SB 2117, CH. 35
Water, sewer, merged, board members, provisions, SUB HB 131

SPEED LIMITS

Local authorities, setting, provisions, SB 2048
Maximum, 65 mph, established, SB 2487
Speeding violations, certain, parking violations, drivers insurance abstracts, exclusions, SUB SB 2418
Speeding violations, minor, not considered serious traffic violations, provisions, SB 2073

SPOKANE

Expo '74, site, facilities, title transferred, *SB 2925, CH. 25X

SPOKANE COUNTY

Community support for the mentally ill act, enacted, demonstration project, DSHS, appropriation, SB 2587
Superior court judges, number increased, *SUB SB 2095(a), CH. 202X, P.V.

SPOKANE RIVER

Toll bridge, new, known, designated, James E. Keefe bridge, *SUB HB 749(a), CH. 131
Toll bridge, refunding bonds, exchange, TRS, PERS, new bridge purposes, authorized, appropriation, SB 2608, SUB SB 2608, *SUB HB 749, CH. 131

SPORTS

Trails, paths, improvement funds, mandatory minimum expenditure, established, *HB 750, CH. 121X

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

SPORTS—cont.

Youth sports center, University of Washington, provisions, appropriations, SB 2089

SPORTS POOLS.

Golfing calcuttas, golf organizations, authorized, SB 2044

Sporting event pool boards, authorized, SB 2872

SPOT CHECKS

Motor vehicles, state patrol, inspection, authorized, any hour, plainly marked patrol car, public highway, SB 2481

SPOUSES

Family farm permits, marital community, each member, authorized, SB 2921

Inheritance tax, general revisions, SB 2181, *SUB SB 2181, CH. 209X

Land, owner, 5 acres, transfer, parent, spouse, child, residential purposes, single family, zoning inapplicable, SB 2263

Real estate, transfers, intra-family, certain, real estate excise tax, exemption, SB 2396

Retirement systems, public employees, beneficiary, predeceases, remarriage, provisions, SB 3021

Retirement systems, public, spouses, ex-spouses, certain payments, court ordered, *SB 2378, CH. 205X

School buses, driving contracts, certain, second class school districts, conflicts of interest, ethics code, exemption, provision, SUB HB 1210

Veteran's, employment preference, provisions, SB 3105, SUB SB 3105

SQUARE DANCE

Official dance, state of Washington, designated, HB 218, *SB 2015, CH. 10X

STADIUMS

Convention center system, bonds, issuance, bond anticipation notes, authorized, funds created, tax revenues, certain, SB 3110

Performing, visual arts centers, municipal, authorized, *SB 2062, CH. 222X

STAMPEDE PASS

Weather station, manned status, maintain, requested, SJM 110

STATE AUDITOR

Bank commission, state, created, powers, duties, bank of Washington, management, control, operation, penalties, SB 2770

Duty transfers, certain, office of financial management, administrator for the courts, SB 3066

Duty transfers, certain, office of financial management, revenue department, SB 2493, *SUB SB 3066, CH. 86X

Municipal tax levy review, *HB 320, CH. 218X

Salary, increased, *SUB SB 3008, CH. 255X

Taxing districts, audits, intervals, reasonable, periodic, SB 2404

Taxing districts, audits, intervals, reasonable, periodic, minimum, once in three years, schedule, adoption, SUB SB 2404

Taxing districts, frequency, payment provisions, revised, *SB 2403, CH. 71

Witness fees, felony convictions, court administrator, payment provisions, *HB 30, CH. 129

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

STATE BUILDING CODE

- Amending, updating, responsibilities, procedures, modifications, SB 2868
- Energy conservation, stressed, revisions, SB 2605
- Fire code, hand-held candles, religious ceremonies, exemptions, HB 322, SB 2561
- Handbook, reference, updated, *SB 2474, CH. 76X
- Heat, homes, wood, natural gas, facilitating, SB 3087
- Parking, handicapped, requirements, reserved spaces, use authorization, permit display, SB 2016, *SUB SB 2016, CH. 26X
- Polling places, handicapped persons, accessibility, provisions, *SB 2565, CH. 64X
- Thermal efficiency and lighting code, adoption provision, *SB 2474, CH. 76X
- Updated, SUB HB 541

STATE CAPITOL HISTORICAL ASSOCIATION

- State capitol museum, fund raising, gift, bequest acceptance, limits, removed, SUB HB 515

STATE GOVERNMENT

- Accounts, funds, revisions, HB 397, SB 2318
- Accounts, revolving, state, local improvements, created, water supply facilities, public; referendum provision, SB 2639, *SUB SB 2639, CH. 234X
- Administrative actions, appeals, certain, legal fees, payment, required, SB 2401
- Administrative agencies, decisions, discretionary review, court of appeals, authorized, HB 209, SB 2172
- Administrative rules review, joint legislative committee, created, *SUB HB 29, VETOED
- Agencies, administrative rules, legislative review procedures, established, *SUB HB 29, VETOED
- Agencies, administrative rules, legislative review procedures, established, HB 31(a), SB 3030, SUB SB 3030
- Agencies, certain, printing, binding, private printer, cost estimate not exceeding \$500, allowed, SB 2269
- Agencies, interagency transactions, section 211, *HB 516, CH. 270X, P.V.
- Agencies, nongeneral fund supported, repayment of governor's emergency appropriation allocation, section 209, *HB 516, CH. 270X, P.V.
- Agencies, operational activity, OFM director monitoring, section 216, *HB 516, CH. 270X, P.V.
- Agencies, rules, filing, code reviser, rule purpose statement, modified, SB 3121
- Agencies, rules, proposed, fiscal impact statements, notices, impacted persons, agencies, required, SB 2676, SUB SB 2676
- Aircraft, interagency use, section 219, *HB 516, CH. 270X, P.V.
- Attendance incentive program, established, sick leave, compensation, provisions, SB 2192, *SUB SB 2192, CH. 150X
- Bank commission, state, created, powers, duties, bank of Washington, management, control, operation, penalties, SB 2770
- Benefits, state fund recipients, payments, state treasurer, electronic deposit, financial institutions, authorized, SB 2310, *SUB SB 2310, CH. 93
- Boards, commissions, part-time, four classes, established, uniform compensation purposes, SUB HB 39
- Boards, councils, committees, certain, governor, governor's designee, other state official, serve in governor's stead, authorized, *SB 2242, CH. 57X
- Bond covenant, blanket appropriation, section 210, *HB 516, CH. 270X, P.V.

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

STATE GOVERNMENT—cont.

- Bonds, archaeological/historic facilities, issuance, bond anticipation notes, authorized, bond redemption fund, created, SB 2935
- Bonds, capital improvements, issuance, bond anticipation notes, authorized, bond redemption fund, created, SB 2361
- Bonds, capital improvements, issuance, bond anticipation notes, authorized, bond retirement fund, created, *SUB SB 2361, CH. 230X
- Bonds, common school plant facilities, construction, issuance, bond anticipation notes, authorized, bond retirement fund, construction account, created, SB 3101
- Bonds, common school plant facilities, construction, issuance, bond anticipation notes, authorized, bond retirement fund, created, *SUB SB 3101, CH. 241X
- Bonds, community college education board, issuance, bond anticipation notes, authorized, *SUB SB 2250, CH. 226X
- Bonds, community college education board, issuance, bond anticipation notes, authorized, bond retirement fund, created, SB 2250
- Bonds, fire service training center, issuance, bond anticipation notes, authorized, appropriation, *SUB SB 2249, CH. 225X
- Bonds, fisheries department, issuance, bond anticipation notes, authorized, *SUB SB 2244, CH. 224X
- Bonds, fisheries department, issuance, bond anticipation notes, authorized, bond retirement fund, created, SB 2244
- Bonds, handicapped accessibility, issuance, bond anticipation notes, authorized, bond redemption fund, created, SB 2463
- Bonds, handicapped facilities, issuance, bond anticipation notes, authorized, bond redemption fund, created, appropriation, referendum provision, *SUB HB 740, CH. 221X
- Bonds, higher education institutions, issuance, bond anticipation notes, authorized, bond retirement fund, construction account, created, *SUB SB 2964, CH. 253X
- Bonds, higher education institutions, issuance, bond anticipation notes, authorized, *SUB SB 2243, CH. 223X
- Bonds, higher education institutions, issuance, bond anticipation notes, authorized, bond retirement fund, created, SB 2243
- Bonds, jail facilities, general obligation, issuance, bond anticipation notes, authorized, account, fund, created, *SUB SB 2505, CH. 232X
- Bonds, jail facilities, issuance, bond anticipation notes, authorized, jail renovation bond retirement fund, created, SB 2505
- Bonds, outdoor recreation, issuance, bond anticipation notes, authorized, bond redemption fund, created, SB 2357, *SUB SB 2357, CH. 229X
- Bonds, performing arts facilities, Olympia, Tacoma, issuance, authorized, bond redemption fund, created, SB 3129, *SUB SB 3129, CH. 260X
- Bonds, performing arts, museum facilities, issuance, bond anticipation notes, authorized, bond redemption fund, created, SB 3015
- Bonds, regional universities, issuance, bond anticipation notes, authorized, bond retirement fund, created, SB 2746
- Bonds, social and health services department, facilities, issuance, bond anticipation notes, authorized, bond redemption fund, created, SB 2251, *SUB SB 2251, CH. 252X

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

STATE GOVERNMENT—cont.

- Bonds, vocational education commission, issuance, bond anticipation notes, authorized, fire training bond retirement fund, created, SB 2249
- Bonds, Washington state university, issuance, bond anticipation notes, authorized, bond retirement, created, SB 2248
- Bonds, water supply facilities, issuance, bond anticipation notes, authorized, bond redemption fund, created, appropriation, SB 2350, *SUB HB 574, CH. 258X
- Bonds, water supply facilities, public, issuance, bond anticipation notes, authorized, bond redemption fund, created, referendum provision, SB 2639, *SUB SB 2639, CH. 234X
- Budget, holdback, three percent, section 213, *HB 516, CH. 270X, P.V.
- Budget, omnibus, 1979–1981 biennium, appropriation, SUB HB 236
- Budget, omnibus, capital, 1979–1981 biennium, appropriation, SUB HB 236, *HB 516, CH. 270X, P.V.
- Budget, responsibilities, delegation, section 225, *HB 516, CH. 270X, P.V.
- Budget, supplemental, adopted, SB 2148, *SUB SB 2148, CH. 15
- Budget, terms, definitions, section 223, *HB 516, CH. 270X, P.V.
- Budget, transportation department, supplemental, adopted, SB 2252, *SUB SB 2252, CH. 30
- Businesses, small, impact, agency rules, regulations, review, recommend amendments to minimize adverse effects, HB 821
- Capital projects, excess appropriation, inter–project transfer, section 228, *HB 516, CH. 270X, P.V.
- Career development, training program, civil service employees, established, SUB HB 38
- CHAP, combined health agencies program, wage deductions, allowed, SB 2490
- Checks, employees, state fund recipients, payments, state treasurer, electronic deposit, financial institutions, authorized, SB 2310, *SUB SB 2310, CH. 93
- Cities, counties, costs, incurred, state programs, state reimbursement, property tax levy, provisions, SB 2407
- Civil actions, against agency, competitor, bond, required, HB 1263
- Claims, small, settlement authority, OFM, appropriation, *SUB HB 706, CH. 167X
- Collective bargaining, higher education, certain personnel, provisions, SB 2236
- Community college capital projects account, debt service payments, limitation, section 227, *HB 516, CH. 270X, P.V.
- Commuter ride sharing, course of employment, industrial insurance, exclusion, *SUB HB 96, CH. 111
- Commuter ride sharing, publicly–owned vehicles, authorized, *SUB HB 96, CH. 111
- Construction projects, consolidation and compliance review, section 222, *HB 516, CH. 270X, P.V.
- Contracts, services, certain, civil service coverage, exemption, *SUB HB 1057, CH. 46X
- Court reporter, qualifications, modified, word processing technology, emphasized, SB 3091
- Credit unions, deposits, public funds, hold, receive, authorized, SB 2661
- Criminal justice, governor's council, division, governor's established, SB 2320, *2nd SUB HB 204, CH. 79

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

STATE GOVERNMENT—cont.

- Debt, limitations, SJR 103, *SB 2176, CH. 204X
- Depositaries, public, revisions, SB 2636
- Double amendments, departmental references, *HB 344, CH. 10
- Duty transfers, OFM, revenue department, state auditor, SB 2493, *SUB SB 3066, CH. 86X
- Educational television commission, abolished, powers, duties transferred, public broadcasting commission, hereby created, appropriation, HB 542, SB 2789
- Elected officials, certain, salaries, increased, *SUB SB 3008, CH. 255X
- Election costs, primary, general, any year, state officers, measures, state assumes prorated share, HB 676
- Employees, compensation, outside sources, limited, SB 2129
- Employees, middle management, civil service, higher education personnel laws, exempted, SB 2323
- Employment agency advisory board, sunset review, termination schedule, deleted, *SUB SB 2798, CH. 82X
- Energy division, created, utilities and transportation commission, duties, energy office, documents, transfer, provisions, SUB SB 3063
- Environmental coordination procedures act, modified, SB 2571
- Environmental hearings office, created, pollution control hearings, provisions, *HB 1115, CH. 47X
- Environmental policy act, challenges, procedures, modified, SB 2075
- Equipment, state-owned, inventory control, authority transferred, office of financial management, *SB 2033, CH. 88
- Executive officials, appointed, elected, financial disclosure reports required, enumerated, SB 2373, SUB SB 2373
- Expenditures, limitations, SJR 105
- Expenditures, taxes, limited, excess revenue, emergency account, created, provisions, SB 3116
- Federal conflicts, reconciliation, section 220, *HB 516, CH. 270X, P.V.
- Financial disclosure, official, exemptions, requirements, modified, SB 2685, *SUB SB 2685, CH. 265X
- Fire protection, state-owned buildings, local government, provisions, *HB 41, CH. 102X
- Fiscal notes, appropriation clauses, legislation mandating expenditures, state, local government, copy attached to bill or resolution, required, *SUB HB 156, CH. 112X
- Fisheries commission, created, powers, duties, SB 2512
- Food donation, donor's, nonprofit donee distributors, liability, government inspection, regulation, state information, referral service, *SB 2147, CH. 115
- Funds, accounts, certain, obsolete, disestablished, SB 2862, SUB SB 2862, *SB 2295, CH. 67X
- Funds, accounts, excess, certain, transferred into general fund, SB 2519
- Funds, federal, removal, state replacement, prohibited, section 205, VETOED, *HB 516, CH. 270X, P.V.
- Funds, investment, bankers' acceptance purchased on secondary market, authorized, *SB 2462, CH. 154X
- Funds, matching, unused, for federal funds, reversion, section 204, *HB 516, CH. 270X, P.V.

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

STATE GOVERNMENT—cont.

- Funds, state general obligation bond retirement fund, created, SUB SB 2721
- Game department, commission, powers, duties, transferred, wildlife commission, department, SB 2405
- General administration department, construction, facilities, broader role, provisions, SB 2324
- General administration department, general revisions, telecommunications division, provisions, SB 2327
- General administration department, procurement, regulations, revised, SB 2329
- General administration department, real estate, control, revisions, SB 2326
- General administration facilities and services revolving fund, rate increases, OFM, approval, section 218, *HB 516, CH. 270X, P.V.
- Gift, real property, owner, governmental units, permitted, SB 2392
- Governor, term of office, second Monday in December, commencement, SJR 102, SB 2003
- Higher education, instruction services program, funding control, section 214, *HB 516, CH. 270X, P.V.
- Hiring freeze, governor's order, state institution, specific reference required, SB 2093
- Immunity, certain information, persons, giving to public officials, granted, SB 2771, SUB SB 2771
- Immunity, provisions, modified, SB 2246
- Insurance, programs, self-funding, permitted, SB 2581
- Interest, state obligations, required, SB 2238, SUB SB 2238
- Judges, retirement system, benefits, increased, adjustments, provisions, appropriation, *SUB HB 500, CH. 96X
- Labor-management relations act, enacted, appropriations, SB 3090
- Lands, federal, certain, concurrent jurisdiction, local government, authorized, *SUB HB 1176, CH. 49X
- Law enforcement/training account, created, funded, fines, penalties, parks/recreation commission, law enforcement purposes, appropriation, *SB 2179, VETOED
- LEAP reports, agency expenditures, legislative review, section 212, *HB 516, CH. 270X, P.V.
- Leases, real property, limitations, SB 2025, SUB SB 2025
- Leases, real property, purchase option prohibition, section 215, *HB 516, CH. 270X, P.V.
- Leave, accrual, limit, removed, SB 2185
- Legal services revolving fund, rate increases, OFM, approval, section 217, *HB 516, CH. 270X, P.V.
- Legislature, annual sessions, convening date, established, constitutional contingency, SUB SB 2716, *SUB HB 1126, CH. 48X
- Legislature, representative, additional, at large, election, powers, duties, SUB SB 2893
- Lobbying, agencies, regulated, HB 1221
- Local funds, agency appropriations, allotment, modified, SB 3099
- Open meetings, executive sessions, law, clarified, SB 2615
- Panel medicine plan, health maintenance organizations, certain, inclusion, SB 2581

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

STATE GOVERNMENT—cont.

- Panel medicine plan, higher payment, employees' contribution, increase, authorized, SB 2582, *SUB HB 729, CH. 125
- Personal information, held by government agencies, protection, provisions, SB 2383
- Personal service contracts, OFM, comprehensive review, supervision, definitions, exemptions, SB 2301, *SUB SB 2301, CH. 61X
- Personnel appeals board, created, powers, duties, SB 2023, SUB SB 2023, 2nd SUB SB 2023
- Printer, public, general revisions, SB 2257
- Professional services contracts, negotiation, award procedures, established, provisions, SB 2303
- Professions, occupations, regulation, criteria, established, SUB HB 315
- Programs, nonimplemented, appropriation withholding, section 207, *HB 516, CH. 270X, P.V.
- Property donations, approval, section 221, VETOED, *HB 516, CH. 270X, P.V.
- Public broadcasting commission, created, powers, duties, appropriation, HB 542, SB 2789
- Public disclosure act, records, certain, inspection, copying, exemption, SB 3136, SUB SB 3136
- Public service commission, UTC, redesignated, SB 2461
- Public works, contracts, formation, performance, regulated, SB 2328
- Real estate, disposition, public agencies, executive sessions, allowed, *SUB HB 248, CH. 42
- Reappropriations, limitations, section 226, *HB 516, CH. 270X, P.V.
- Receipts deficiencies, expenditure limitation, section 203, *HB 516, CH. 270X, P.V.
- Records, employment security, governmental access, restrictions modified, SB 2629, *HB 668, CH. 177X
- Redistricting commissions, establishment provisions, HJR 31, SJR 115, SJR 119, SUB SJR 125
- Redistricting commissions, establishment provisions, constitutional contingency, SB 2347, SB 2573, SUB SB 3065, 2nd SUB SB 3065, 3rd SUB SB 3065
- Refunds, erroneous, excess payments, authorization, section 208, *HB 516, CH. 270X, P.V.
- Register, state, agency publication of materials, payment, required, SB 2604
- Representative, state, additional, at large, election, powers, duties, SUB SB 2893
- Retirement, mandatory, under age 70, prohibited, *SB 2506, CH. 159X
- Retirement, withdrawn contributions, restoration, time period extended, SB 2369
- Rewards, criminal arrests, information, modified, SB 2144, *SUB SB 2144, CH. 53X
- Salaries, state committee, duties, modified, SUB SB 2720
- Salaries, wages, employees, payments, state treasurer, electronic deposit, financial institutions, authorized, SB 2310, *SUB SB 2310, CH. 93
- Self-insurance, state, political subdivisions, provisions, insurance fund, created, SB 2520
- SEPA, appeal, notice, provisions, modified, SB 2682
- Shoreline management act, challenges, procedures, modified, SB 2075

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

STATE GOVERNMENT—cont.

- Sick leave account, general fund, created, sick leave payment, wage exclusion, social security purposes, SB 2030, *SUB SB 2030, CH. 152
- Sick leave payment, social security exclusion, state, school employees, appropriations, fund transfer, *SUB HB 1064, CH. 247X
- Small businesses, impact, agency rules, regulations, review, recommend amendments to minimize adverse effects, HB 821
- Social and health services, disabled, handicapped, physical, mental, institutions, responsibility, code revisions, SB 2750
- Space occupancy, legislative activities, general administration department, payment, section 200, *HB 516, CH. 270X, P.V.
- Square dance, official dance, designated, HB 218, *SB 2015, CH. 10X
- State capitol building projects, approval, section 224, VETOED, *HB 516, CH. 270X, P.V.
- State patrol, retirement benefits, increased, adjustments, provisions, appropriation, *SUB HB 500, CH. 96X
- State patrol, retirement benefits, increased, provisions, SB 2240, SB 2994
- Sunset review, termination schedule, established, SB 2497, *SUB HB 112, CH. 99
- Tax limitation, voter approval required for taxes exceeding limit, emergency situations, funding established, SB 2931
- Tax revenues, state, increases not to exceed total growth rate, state personal income, provisions, INITIATIVE 62
- Taxpayers, applications, reports, returns, confidentiality, provisions, SB 2664
- Title only, SB 2721, SB 2722, SB 2723, SB 2724, SB 2846, SB 2944, SB 2989
- Title only, fish and wildlife department, created, SB 3155
- Title only, spending, reduction, SB 3009
- Torts, claims against state, settlement, adjustment, payment, responsible agency official, modified, *HB 1175, CH. 144X
- Transportation department, powers, duties, *SB 2290, CH. 58X
- Transportation policy, multimodal development, intergovernmental cooperation, adopted, *SCR 112
- Transportation providers, private, nonprofit, elderly, handicapped, certification, *SUB HB 96, CH. 111
- Travel expenses, advance payment, period extended, *SB 2398, CH. 71X
- Travel expenses, employees, payment procedures, modified, SB 2412
- TRS, benefits, increased, adjustments, provisions, appropriation, *SUB HB 500, CH. 96X
- Unanticipated receipts, allotment authority, section 206, *HB 516, CH. 270X, P.V.
- Unanticipated receipts, expenditure requirements, SB 2031
- Urban land, DNR ownership, local governments, cooperative land use planning, *SB 2218, CH. 56X
- Utilities and transportation commission, redesignated public service commission, SB 2461
- Veterans' bonus act, repealed, *SB 2296, CH. 59X
- Veterans, revisions, gifts, grants, donations, cigarette tax, established revenue, deposit in general fund, *SB 2296, CH. 59X
- Warrants, lost, destroyed, replacement procedures, modified, *SB 2398, CH. 71X

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

STATE GOVERNMENT—cont.

Waste and inefficiency in state government commission, created, members, duties, SB 2777

STATE HISTORICAL SOCIETY

Double amendments, *HB 343, CH. 9

STATE PARKS

City limits, within, provisions, HB 238

Guide, recreation, sites, facilities, comprehensive interagency committee on outdoor recreation, production, *SB 2736, CH. 24X

Heart lake, DNR, land exchange, authorized, trail system, essential link, appropriations, SB 2996, SUB SB 2996

Hostels, property tax, exempt, SB 3018

Interagency committee for outdoor recreation, membership, reduced, SB 2365

Interagency committee for outdoor recreation, reorganized, renamed, council of recreation resources, agencies, certain, authority, SB 2563

Land, sale, proceeds, counties, real property acquisition/development account, created, appropriations, SB 2473

Law enforcement/training account, created, funded, fines, penalties, parks/recreation commission, law enforcement purposes, appropriation, *SB 2179, VETOED

Nonresidents, overnight camping, reciprocal surcharge agreement, fee standard, state of origin, *SB 2569, CH. 153

Passes, park, blind, deaf persons, eligibility, *SUB HB 504(a), CH. 131X

Passes, park, residents, disability benefits recipients, privileges, SB 2755, *SUB HB 504, CH. 131X

Passes, veteran's disability, veterans, age 62, thirty percent service-connected disability, free, *SUB HB 504, CH. 131X

Reservation system, parks and recreation commission, experimental, establishment, federal, state governments, agreements allowed, appropriation, 2nd SUB HB 1141

Telephone information system, toll-free, establishment, campsites availability, parks and recreation commission, appropriation, SUB SB 3153

STATE PRINTER

Agencies, certain, printing, binding, private printer, cost estimate not exceeding \$500, allowed, SB 2269

General revisions, SB 2257

STATE REGISTER

Agencies, publication of materials, payment, required, SB 2604.

Agencies, rules, proposals, alterations, substitutions, judicial review, code reviser, duties, provisions, SB 3142

STATE REGISTRAR

Adoption certificates, birth records, certain, provisions, SB 2020, *HB 4, CH. 101X

Death, fetal death certificates, mandatory signature, time period, established, *SUB HB 262, CH. 162X

Health officers, local, duties, revised, *SB 2060, CH. 52X

Vital statistics, federal standards, compliance update, *SUB HB 262, CH. 162X

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

STATE TREASURER

- Accounts, funds, revisions, HB 397, SB 2318
- Bank commission, state, created, powers, duties, bank of Washington, management, control, operation, penalties, SB 2770
- Debt, state, limitations, SJR 103, *SB 2176, CH. 204X
- Electronic deposits, employees' salaries, wages, state fund recipients' benefits, payments, financial institutions, authorized, SB 2310, *SUB SB 2310, CH. 93
- Funds, accounts, certain, obsolete, disestablished, SB 2862, SUB SB 2862, *SB 2295, CH. 67
- Funds, investment, bankers' acceptance purchased on secondary market, authorized, *SB 2462, CH. 154X
- Funds, local, agency appropriations, allotment, modified, SB 3099
- Funds, savings deposits, restrictions, *SB 2256, CH. 119
- Funds, state general obligation bond retirement fund, created, SUB SB 2721
- Investment advisory committee, membership qualification, *SB 2256, CH. 119
- Real estate, excise tax, state tax, provisions, SUB HB 240
- Revenue, local deductible, state apportionment, counties, common school education, revisions, SB 2472
- Salary, increased, *SUB SB 3008, CH. 255X
- Securities, state-owned, authorized custodian, *SB 2256, CH. 119
- Veterans' bonus act, 1972, reopened, six months period, compensation purposes, appropriation, SB 2747

STATUTE LAW COMMITTEE

- Session laws, preparation, publication, appropriation, *HB 1114, CH. 144

STATUTE OF LIMITATIONS

- Abandoned property, presumption, disposition, SB 2620, *HB 308, CH. 117X
- Adverse possession, lengthened, SB 2570
- Ethics, legislature, board, power, extended, former legislators, employees, filing period, established, SB 3038
- German Federal Republic, Nazi war criminals, extension, petitioned, SJM 104
- Medical malpractice, children, certain, revisions, SB 2228
- Tort, product liability, general revisions, appropriation, SB 2333(a)
- Tort, product liability, modified, SB 2333
- Tort, product liability, modified, affirmative defenses, established, SUB SB 2333
- Tort, product liability, modified, affirmative defenses, established, appropriation, 2nd SUB SB 2333

STATUTORY AND SELECT COMMITTEES (See also APPENDIX)

- Appointed pp. 2780-2781

STEAD, ROBERT E.

- Community college district 9, board of trustees, member, GA 131, GA 132, confirmed pp. 89;90,385,459

STEAM

- Pollution control, air, water, facilities, tax exemption, credit, provisions, SB 2751

STEELHEAD

- Sales transactions, between treaty Indians, only, SB 2876

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

STEVEDORING

Excise tax, imposed, SUB HB 326, SB 2231

Tax, B&O, imposed, SB 3124, SUB SB 3124, *SUB HB 302(a), CH. 196X

STEWART, MEL

Board of pilotage commissioners, member, GA 76, confirmed pp. 49,707,874

STILLS

Gasohol production, alcohol production for gasohol, license, liquor control board, required, no fee, SUB SB 2978

STOCKS AND STOCKHOLDERS

Banks, trust companies, investments, small business investment companies stock, holdings, increase, authorized, HB 314, *SB 2479, CH. 124

Banks, trust companies, notes and debentures, conversion rights, SB 2741, *SUB HB 803, CH. 106

Banks, trust companies, stocks, authorized, unissued, purchases, state supervisor, approval, SB 2741, *SUB HB 803, CH. 106

Insurers, domestic, stock, owners, certain, business dealings, same insurer, prohibited, SB 2650

STOLEN GOODS

Pawnbroker, possession, recovery suit, owner, attorney fees, granted, SB 2498, *SUB HB 774, CH. 41X

Return to owner, provisions, SB 2416

Theft, robbery, withhold or appropriate, defined, SB 2500

STORAGE

Lockers, walk-in, confinement, accidental, precautions, required, SB 2080

Pesticides, control, revisions, SB 2255

Pesticides, registration, federal compliance, revisions, *SUB SB 2255, CH. 146

Social and health services department, senior citizens, service centers, well adult clinic services, SB 2237, *HB 491, CH. 147X

STRATTON, ALLEN F.

State parks and recreation commission, member, GA 158 p. 258

STRIKES

Educational employment relations, strikes, bargaining, law implemented, SB 3149

Ferries, state system, personnel policies, civil service regulations, modified, SUB SB 2477

Firefighters, law enforcement, collective bargaining procedures, modified, SB 2370

Labor-management relations act, enacted, appropriations, SB 3090

Minors, employment, permit required, 12 month limit, not allowed to work during labor dispute, SB 2592

Schools, certificated employees, prohibited, SB 3131

STUART, GAEL R.

Community college district 1, board of trustees, member, GA 153, confirmed pp. 95,241,273

STUDENTS

Barbers, hairstylists, regulations, examination, shops, schools, courses, suspension, penalties, SB 2779

Basic education act, curriculum, miscellaneous changes, SB 2270

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

STUDENTS—cont.

- Basic education act, funding, program scope, expanded, SB 2673
- Basic education act, miscellaneous changes, SB 2156
- Basic education act, miscellaneous changes, curriculum, contact hours, seniors, last five days, SUB HB 210
- Basic education act, program hour offerings, contract hours, school year length, miscellaneous changes, *SUB SB 2709, CH. 250X, P.V.
- Basic education act, program hour offerings, contract hours, school year length, transportation, funding, miscellaneous changes, SUB SB 2517
- Basic education funds, reimbursement, total program offering, implemented, SUB SB 2708
- Bill of rights, parents, relating to students, provisions, SB 2669
- British Columbia, higher education, tuition and fees, reciprocity, program, continued, two additional years, SB 2585
- Community colleges, 19 or older, obtaining high school diploma, fees, certain, waived, SB 2631, *HB 358, CH. 148X
- Cosmetology, regulation, licensing, continuing education requirements, modified, SB 3112
- Disadvantaged, needy, tuition, fees, waiver, limitations, *SUB SB 2451, CH. 262X, P.V.
- Displaced homemakers, community colleges, tuition, fees, waiver, provisions, *SUB SB 2451(a), CH. 262X, P.V.
- Educational ability, exceptional, residents, tuition, fees, waiver, provisions, VETOED, *SUB SB 2451, CH. 262X, P.V.
- Educational clinics, student eligibility, absenteeism, reimbursement, prohibited, SB 2345, *SUB HB 437, CH. 174X
- Financial aid, state program, redefined, postsecondary education council, *SUB SB 2744, CH. 235X
- Financial aid, state program, redefined, postsecondary education council, appropriation, SB 2744
- Food service programs, school districts, private agencies, operation, agreements, authorized, SUB SB 2879, *HB 666, CH. 140X
- Foreign, tuition, fees, waiver, limitations, *SUB SB 2451, CH. 262X, P.V.
- Gifted, programs, funds, mandated, SB 2245
- Gifted, programs, funds, mandated, appropriations, 2nd SUB HB 370
- Hairstylists, barbers, regulations, examination, shops, schools, courses, suspension, penalties, SB 2779
- Healing arts, certain, student grants, out-of-state study, postsecondary education council, appropriation, SB 2588
- Higher education, associated student bodies, contract authority, certain, transferred, board, SB 3114
- Higher education, associations, certain, open meetings required, HB 357
- Higher education, parents assigned to consular missions, resident fees, pilot programs, authorized, *SUB SB 2042, CH. 19X
- Higher education, resident classification, application, time period, provisions, *SUB HB 201, CH. 15X
- Higher education, student funded activities, development, budget, student responsibility, *SUB HB 194, VETOED

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

STUDENTS—cont.

- Higher education, undergraduates, parents assigned to consular missions, resident fees, pilot programs, authorized, SB 2042
- Immunization, children, required, religious beliefs, exemption, provisions, SB 2241
- Immunization, children, required, religious beliefs, exemption, provisions, appropriation, *SUB HB 502, CH. 118X
- Instruction permit, motor vehicle operators, effective period, lengthened, fee increased, distribution, revised, *SB 2094, CH. 63
- Insurance, higher education, provisions, prior double amendment, *SB 3115, CH. 88X
- Learning objectives, guide content, specifics, responsibilities, clarified, HB 891
- Meals at cost, school district facilities, private schools, certain children, allowed, *SB 2155, CH. 58
- Mental health cooperative programs, DSHS, school districts, client pay requirement, exemption, permitted, *SUB HB 1347, CH. 145X
- Oregon, tuition, fees, reciprocity, waiver, certain community colleges, TESC, authorized, SB 2346, *HB 226, CH. 80
- Parental access, classroom activities, teaching material, mandated, SB 3039, SUB SB 3039
- Parents, children, educational progress, reports, pick up from classroom teacher, provisions, SB 2769
- Part-time, certain, unemployment compensation benefits, allowed, SB 2645
- Performing arts events, revenues, performing arts scholarships only, athletic events, revenue, athletic scholarships only, SB 2140
- Performing arts events, revenues, performing arts scholarship use, permitted, *SUB SB 2140, CH. 1X
- Pupil suspension, authority, short-term, long-term, authorized, defined, SB 2642, *SUB HB 367, CH. 173X
- Remediation assistance, state-wide program, students, deficient, basic skills, created, SB 2517, *SUB HB 663, CH. 149
- School districts, excess levies, maximum formula, percentage allocation, pupil transportation, handicapped excess costs, gifted, compensatory programs, *SUB HB 227, CH. 172X
- School districts, excess levies, nonresident enrollment, basic education allocation, revised, *SUB HB 227, CH. 172X
- Schools, accreditation, state board of education, provisions, SB 2642, *SUB HB 367, CH. 173X
- Schools, bus stop shelters, signs, certain, permitted, HB 329, *SB 2277, CH. 69
- Schools, learning, requisite skills, provide, mandated, SB 2134
- Scoliosis screening, pupils, grades 5-8, provisions, SPI appropriation, *SUB HB 88, CH. 47
- Seniors, school year, last five days, basic education act, changes, SUB HB 210
- Seniors, school year, last five days, district, excused, authorized, SB 2271, SUB SB 2708
- Students, discipline, short, long-term, suspensions, defined, SB 3031
- Teachers, contracts, five days, added, purposes, certain, SB 2568
- Teachers, proficiency test, skills, subject areas, required for certification, SB 2995
- Transfers, another school district, indefinite periods, authorized, *HB 666, CH. 140X

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

STUDENTS—cont.

- Transitional bilingual instruction act, enacted, appropriation, *SUB SB 2149, CH. 95
- Transportation, common schools, law implemented, SB 3074
- Transportation, costs, school districts, considered part of basic education allocation, provisions, SB 2672
- Transportation, services, district, authorized to contract, five years, limit, SB 2590
- Truancy, habitual, defined, penalty, misdemeanor, SB 2496
- Truancy, habitual, juvenile justice act, included, SB 3026
- Truancy, parental responsibility, school, court procedures, violations, defense, fines, *SUB HB 1258, CH. 201X
- Unemployment compensation, special coverage, certain graduate students, excluded, SB 3137
- Veterans, Vietnam, tuition, fees, increases, exemption, *SB 2923, CH. 83X

STUDIES

- Aviation, general, intrastate air carriers, legislative transportation committee, appropriation, *SUB HB 1031, CH. 192X
- Cowlitz river, bridge, near Rocky Point, DOT, directed, SB 2675
- Electric utilities, pricing policies, comprehensive study, required, provisions, SB 2201
- Energy and utilities legislative standing committees, joint meetings, energy supply, demand, analysis, recommendations, 1981 session, SUB SCR 111
- Feasibility, advanced financial support payment, amount, school transportation coordination, *SB 2026, CH. 59
- Home rule issue, joint legislative committee, appointment, study, hearings, report, *SUB HB 76(a), CH. 194X
- Insurers, certain, experience-premium, required, SB 2684
- Transportation, legislative transportation committee, authorized, reports, 1981 session, *SUB HB 1031, CH. 192X

SUBDIVISIONS

- Irrigation districts, water rights of way, required, prior to plat approval, SB 2933
- Land, owner, 5 acres, transfer, parent, spouse, child, residential purposes, single family, zoning inapplicable, SB 2263
- Platting, open spaces, parks, playgrounds, schools, notice, requirements, eliminated, modified, SB 2939

SUBPOENA

- Search warrants, homicides, felonies, use limited, HB 427

SUGAR AND SUGAR BEETS

- Sugar beets, federal support, petitioned, *HJM 3
- Sugar beets, manufacturers, B&O tax imposed, SUB SB 3124

SUMMONS AND PROCESS

- Insurers, legal action, service of process, increased, SB 2648
- Insurers, suits against, legal process, service, insurance commissioner, designated, fee, increased, SB 2650, *SUB HB 1121, CH. 199X, P.V.
- Insurers, unauthorized, service of process, revisions, SB 2901
- Tax registration certificate, fee, deposit, service of notice, delinquent tax write-off, refund, SB 2621, *SUB HB 291, CH. 95X

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

SUMMONS AND PROCESS—cont.

- Water rights, determination proceedings, service of summons, withdrawal permits, procedures, DOE appropriation, *SUB SB 2794, CH. 216X
 Water rights, determination, service alternatives, SB 2351, SUB SB 2351

SUNFLOWER OIL

- Manufacturers, B&O tax, imposed, *SUB HB 302(a), CH. 196X

SUNSET ACT

- Agencies, termination procedures, modified, *HB 127, CH. 22
 Debt adjusting, termination schedule, deleted, *HB 86(a), CH. 156
 Employment agency advisory board, termination schedule, deleted, *SUB SB 2798, CH. 82X
 Forest fire advisory board, termination schedule, deleted, *HB 874, CH. 49
 Review termination schedule, established, SB 2497, *SUB HB 112, CH. 99
 Salmon advisory council, members, terms, duration, council termination, established, SUB HB 177, *SB 2045(a), CH. 60
 Veterinary governors board, termination schedule, established, *SUB HB 163, CH. 31X
 Water well construction operators examining board, termination schedule, deleted, SUB SB 2830

SUNSET BILLS

- Personal privilege, Senator Wilson, regarding p. 580
 Point of inquiry, Senators Guess and Wilson, regarding grist mill commission . p. 580

SUNSET REPORTS

- Debt adjusting p. 853
 Driving instructors p. 719
 Employment agency advisory board p. 719
 Escrow commission p. 853
 Forest fire advisory board p. 720
 Grist mills pp. 384-385
 Proprietary school licensing pp. 718-719
 Vessel regulation activities pp. 707-708
 Water well construction operators examining board, committee report p. 559

SUPERINTENDENT OF PUBLIC INSTRUCTION

- Appropriation, omnibus, 1977-79 biennium, basic education, categorical programs, certain, allocation, modified, SUB SB 2944, *2nd SUB SB 2944, CH. 206X
 Basic education act, curriculum, miscellaneous changes, SB 2270
 Basic education act, funding, program scope, expanded, SB 2673
 Basic education act, miscellaneous changes, curriculum, contact hours, seniors, last 5 days, SUB HB 210
 Basic education act, miscellaneous changes, SB 2156
 Basic education act, nonresident enrollment, allocation, revised, *SUB HB 227, CH. 172X
 Basic education act, program hour offerings, contract hours, school year length, miscellaneous changes, *SUB SB 2709, CH. 250X, P.V.

- * Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

SUPERINTENDENT OF PUBLIC INSTRUCTION—cont.

- Basic education act, program hour offerings, contract hours, school year length, transportation, funding, miscellaneous changes, SUB SB 2517
- Basic education allocation, capital improvements, direction, allowed, SUB HB 240
- Basic education allotment, local revenues adequacy, determination, SUB HB 240
- Basic education funds, reimbursement, total program offering, implemented, SUB SB 2708
- Bilingual instruction act, enacted, appropriation, SB 2149
- Bonds, common school plant facilities, construction, issuance, bond anticipation notes, authorized, bond retirement fund, construction account, created, SB 3101
- Bonds, common school plant facilities, construction, issuance, bond anticipation notes, authorized, bond retirement fund, created, *SUB SB 3101, CH. 241X
- Buses, school, private carriers, warning signals, compliance, federal standards, required, SB 2470, SUB SB 2470
- Classrooms, parental access, activities, teaching materials, mandated, adopted procedure, report, SB 3039
- Community colleges, students, 19 or older, obtaining high school diploma, fees, certain, waived, SB 2631, *HB 358, CH. 148X
- Driving instructors' advisory committee, created, membership, duties, compensation, SB 2032, *SUB SB 2032, CH. 51X
- Educational service districts, depository, distribution center, service to private schools, provisions, joint purchasing programs, established, *SB 2130, CH. 66X
- Facilities, state funds, distribution formula, revised, SB 2766
- Food service programs, school districts, private agencies, operation, agreements, authorized, SUB SB 2879, *HB 666, CH. 140X
- Forest land, sales, revenues, distribution, SUB HB 240
- Forest reserves, revenues, distribution, schools, roads, counties, provisions, SUB HB 240
- Funds, state, educational service districts, apportionment, monthly, amounts, changed, *SB 2765, CH. 237X
- Gifted students, programs, funds, mandated, SB 2245
- Gifted students, programs, funds, mandated, appropriations, 2nd SUB HB 370
- Initiative measure 350, validity question, school districts, funds expenditure, prohibited, SB 2292
- Learning resource specialists, educational staff associates, certificated staff, inclusion, SUB SB 2517, *SUB SB 2709, CH. 250X, P.V.
- Levies, excess, basic education allocation formula, adjustment, provisions, SB 3104
- Levies, excess, maintenance and operations, limitations, revised, *SUB HB 227, CH. 172X
- Levies, excess, maximum formula, percentage allocation, pupil transportation, handicapped excess costs, gifted, compensatory programs, *SUB HB 227, CH. 172X
- Levies, excess, moneys, salary, fringe benefits increases, as defined, permitted, *SUB HB 227, CH. 172X
- Levies, excess, nonresident enrollment, basic education allocation, revised, *SUB HB 227, CH. 172X

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

SUPERINTENDENT OF PUBLIC INSTRUCTION—cont.

- Levy lid, changes, miscellaneous, SB 3139
- Levy lid, excesses, amount allowed, increased, declining enrollment, additional increase, permitted, *SUB HB 227, CH. 172X
- Levy lid, 106%, calculation, modified, SUB HB 299
- Levy lid, 106%, community mental retardation, developmentally disabled services, limitation, required, SUB HB 943
- Levy lid, 106%, limit, extended, proposition, ballot format, provisions, SB 2024, SUB SB 2024
- Levy lid, 106%, municipal pension fund tax, limitation, required, SUB HB 943
- Levy lid, 106%, state, school districts, extended, *HB 320, CH. 218X
- Levy lid, 106%, veterans' relief, county, limitation, required, SUB HB 943
- Meals at cost, school district facilities, private schools, certain children, allowed, *SB 2155, CH. 58
- Nonstandard teaching certificated employees, education and experience schedule placement, section 217, *HB 516, CH. 270X, P.V.
- Nutrition program, provisions, SB 2253
- Parental involvement in education act, enacted, pilot programs, development, authorized, appropriation, SB 2499
- Parents, children, educational progress, reports, pick up from classroom teacher, provisions, SB 2769
- Pupil suspension, authority, short-term, long-term, authorized, defined, SB 2642, *SUB HB 367, CH. 173X
- Remediation assistance, state-wide program, students, deficient, basic skills, created, SB 2517, *SUB HB 663, CH. 149
- Residential schools, program of education, furnished by school district, *SB 3117, CH. 217X
- Revenue, local deductible, state apportionment, counties, common school education, revisions, SB 2472
- Salary, increased, *SUB SB 3008, CH. 255X
- School districts, directors running at large, allowed, SB 2164
- School districts, task forces, certificated teachers, membership, provision, SUB HB 363, SB 2641
- School districts, vehicles, needs, criteria, specifications, determination, payment by grant, SUB HB 556
- School facilities, community activities, use, implementation, provisions, SUB SB 2518, *HB 645(a), CH. 120X
- School facilities, community education program, use, implementation, provisions, appropriation, SB 2518, *HB 645, CH. 120X
- School facilities, cost stabilization program, funds, building purposes, use period, extended, SB 2132, *SUB SB 2132, CH. 89
- Schools, accreditation, state board of education, provisions, SB 2642, *SUB HB 367, CH. 173X
- Scoliosis screening, pupils, grades 5-8, provisions, SPI, appropriation, *SUB HB 88, CH. 47
- Seniors, school year, last 5 days, district, excused, authorized, SB 2271, SUB SB 2708
- Sick leave payment, social security exclusion, state, school employees, appropriations, fund transfer, *SUB HB 1064, CH. 247X

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

SUPERINTENDENT OF PUBLIC INSTRUCTION—cont.

- Student associations, certain, higher education, open meetings required, HB 357
- Students, discipline, short, long-term, suspensions, defined, SB 3031
- Students, learning, requisite skills, provide, mandated, SB 2134
- Surplus and donated food commodities revolving fund, appropriation, *SB 2131, CH. 20X
- Teachers, proficiency test, skills, subject areas, required for certification, SB 2995
- Timber sales, revenues, distribution, schools, SUB HB 240
- Transitional bilingual instruction act, enacted, appropriation, *SUB SB 2149, CH. 95
- Transportation, common schools, law implemented, SB 3074
- Transportation, costs, considered part of basic education allocation, provisions, SB 2672
- Transportation, students, operating costs, reimbursement procedures, utilization of public systems, rent, lease, transportation vehicles, provisions, SUB HB 557

SUPERIOR COURTS

- Appeals, certain, agencies, administrative actions, legal fees, payment, required, SB 2401
- Civil actions under \$10,000, mandatory arbitration, court authorization, permitted, *SUB HB 425, CH. 103
- Clerks, official services, fees, increased, SB 2381, SUB SB 2381
- Commissioners, duties, numbers, constitutional limits, removed, SJR 108
- Commissioners, duties, numbers, constitutional limits, removed, legislative authority, added, SUB HJR 21
- Commissioners, one or more, allowed, duties, added, *SB 2173, CH. 54X
- Commissioners, superior court, number allowed, limited, duties, added, SUB HB 578
- Criminal defendants, fee, SB 2189
- Docks, commercial, inspection, certification, warrant, labor and industries department requirements, appropriation, SUB SB 2969
- Environmental coordination procedures act, modified, SB 2571
- Foreign judgments, notice of filing, creditor required, *HB 66, CH. 97
- Judges, Chelan, Douglas counties, judicial district, revised, *SUB SB 2095(a), CH. 202X, P.V.
- Judges, Clark, Cowlitz, Grant, Kitsap, Mason-Thurston jointly, Pierce, Snohomish, Spokane counties, number increased, *SUB SB 2095(a), CH. 202X, P.V. by both Senate and House. Also Senate Resolutions adopted.

SUPPORT

- Juvenile institutions, parents, assessments, DSHS, provisions, SB 2606
- Juvenile institutions, parents, required, SUB HB 340, SB 2742

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(s) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

SUPPORT ENFORCEMENT

Children, dependent, procedures, modified, SB 2211, *SUB HB 125, CH. 171X
Children, support payments, distribution priorities, reimbursement, established,
SUB HB 615
Debt, notification, deadline, 30 days, SB 2103

SUPREME COURT

Indian fishing treaty issues, U.S. supreme court, speedy resolution, petitioned,
SJM 105
Justices, salaries, *SUB SB 3008, CH. 255X
State-wide special inquiry judge act, enacted, fund, created, appropriation, SUB
HB 1147

SURFACE RIGHTS

Assessment, valuation, revenue department, provisions, SB 2419
Property taxation, provisions, SB 2425

SURPLUS PROPERTY

Community colleges, surplus property, certain, sale to school district, mandated,
penalty, provisions, SB 2074
Eggs, salmon, modifications, SB 2757
Insurance companies, capital surplus requirements, modified, SB 2656
Libraries, school districts, surplus materials, disposal procedures, established,
*SUB HB 79, CH. 134X
Schools, real, improvements, sale, lease, implemented, SB 3130

SURVEYS AND SURVEYORS

Public works, contracts, formation, performance, regulated, SB 2328
Regulations, ethics, responsibility, definitions, revised, SB 2767
Regulations, revised, SUB HB 312

SUTTON, MS. HELEN G.

Community college district 6, board of trustees, member, GA 128, confirmed pp.
89,385,458

SWAN, RICHARD C.

State parks and recreation commission, member, GA 162, confirmed pp.
259,2145,2149

SWAUGER, LORI

Commission for the blind, member, GA 33, confirmed pp. 39,131,200

SWIMMING POOLS

New construction, heating, nonrenewable resources, use, prohibited, SB 2198

SWINE

Damage, injury, destruction, penalty, revised, *SUB SB 2142, CH. 145
Damage, injury, penalty, revised, SB 2142

SYLVESTER, MS. JANE B.

The Evergreen State College, board of trustees, member, GA 94, confirmed . . pp.
53,83,126

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.
(a) Amendment to original bill.
SR Senate Resolution.
GA Gubernatorial Appointment.

TACOMA

- Expo '89 commission, created, members, duties, nonprofit corporation, provisions, SB 2990, SUB SB 2990
- Performing arts facilities, recreational, bonds, issuance, authorized, redemption fund, created, SB 3129, *SUB SB 3129, CH. 260X

TALENT AGENTS

- Minors, on premises, liquor licensees, certain professional purposes, authorized, SB 2616

TALLEY, SENATOR DON L.

- Gavel presented to Senator Odegaard p. 1300
- Personal privilege, ESSB 2118, concerning Senator Quigg p. 452
- Personal privilege, SB 2667 p. 1704
- Point of inquiry, Senator North, regarding vote on EHB 329 p. 1554
- Remarks
- Confirmation of Senator Newschwander to board of tax appeals p. 2723
- Point of consideration, SB 2667 p. 1703
- Revising laws relating to buy-back of fishing vessels, SHB 962 pp. 1477, 1478

TALMADGE, SENATOR PHIL

- Remarks
- *SR 1979-30, commending Bethlehem Steel Corporation p. 1004
- SSB 2771 p. 1229

TANSY RAGWORT

- Seed, viable, spreading, agriculture department, rules, federal reimbursements, violations, misdemeanor, SB 2393, *SUB SB 2393, CH. 118

TASK FORCE

- Children and families, joint legislative, established, SCR 107
- Children and families, joint legislative, established, expenditure limitation, studies, DSHS review, provisions, SUB HCR 6
- Migrant workers, agricultural labor parks, construction, DOT, employment security, fees, appropriations, SB 2574
- Migrant workers, housing facilities, construction, DOT, employment security, fees, appropriations, SUB SB 2574

TAVERNS

- Discrimination, unfair practice, protection, sensory, mental, physical handicaps, extended, appropriation, *SUB HB 480(a), CH. 127
- Minors, on premises, liquor licensees, certain professional purposes, authorized, SB 2616
- Musical instruments, equipment, employee-musician, employer, defined, damaged, stolen, liability, established, SB 2687
- Musical instruments, equipment, employee-musician, employer, defined, damaged, stolen, strict liability, established, SB 2680
- Successor clauses, entertainment services, union contracts, provisions, SB 2679, SUB SB 2679

TAXES

- Alpine mountain sewer districts, sewer, authorized, SB 2772

- * Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

TAXES—cont.

- Cogeneration facilities, credits, authorized, revenue department, certificates, provision, SB 2598, SUB SB 2598
- Counties, revenue, local deductible, state apportionment, common school education, revisions, SB 2472
- Emergency medical service districts, counties, creation, authorized, provisions, *2nd SUB HB 1239(a), CH. 200X
- Emergency medical services, six-year levy, imposition, cities, towns, counties, voter approval, SB 3016, *2nd SUB HB 1239, CH. 200X
- Employment, encouraged, tax relief, employers, SB 2112
- Energy, business, gross income, support joint energy committee, SB 3120
- Fuel, nonpolluting, use, commercial vehicles, natural gas, propane, use, encouraged, license fee in lieu of tax, provisions, SB 2234
- Fuel, nonpolluting, use, favorable license fee, in lieu of tax, reduced, extended, *HB 288, CH. 48
- Gambling activities, cities, towns under 20,000, county rate setting authority, removed, SUB HB 1196
- Gaming devices, coin-operated, special, rate, increased, replaced, SUB HB 1138
- Gasohol, motor vehicle fuel importer, excise, partial exemption, SUB SB 2978
- Gift tax act, enacted, SB 2182, *SUB SB 2182, CH. 210X
- Insurance, refunds, time limits, set, SB 2647, *SUB HB 459, CH. 130X
- Laws, changes, miscellaneous, hearings, appeals, financial businesses, aircraft, liens, property, penalties, SB 2621, *SUB HB 291, CH. 95X
- Limit, state, local, voter approval required for taxes exceeding limit, emergency situations, funding established, SB 2931
- Pension annuities, payments, premium tax exclusion, *SB 2508, CH. 233X
- Pollution control, air, water, facilities, tax exemption, credit, provisions, SB 2751
- Port districts, levies, industrial development, six-year limitation, revised, *HB 140, CH. 76
- Port districts, levies, voter approval, required, SB 2930
- Public utilities privilege, increased, SUB HB 240
- Public utility districts, revisions, SB 3141
- Registration certificate, fee, deposit, service of notice, delinquent tax write-off, refund, SB 2621, *SUB HB 291, CH. 95X
- Revenue, state, increases not to exceed total growth rate, state personal income, provisions, INITIATIVE 62
- Sanitary sewage disposal system, comprehensive plan, tax levy, modified, SB 3094, SUB SB 3094
- Senior citizens, tax deferrals, exemptions, residency requirement, removed, SB 2227
- State expenditures, limited, excess revenues, emergency account, created, provisions, SB 3116
- Taxpayers, applications, reports, returns, confidentiality, provisions, SB 2664
- Title only, SB 2961
- Title only, gift, SB 2966
- Transportation, communication businesses, certain, public utility, B&O, applied, provisions, SB 2208
- Transportation, public, funding, excise, sales and use, business tax, proceeds, operation, maintenance, capital needs, HB 570

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

TAXES—cont.

Uniform federal lien registration act, enacted, SB 2230

Warrants, liens, personal property subject, limited, excludes third person beneficiary, SB 2934

TAXES - BUSINESS AND OCCUPATION

Bazaars, rummage sales, nonprofit organizations, exclusion; *SUB HB 302(a), CH. 196X

Charitable, educational, organizations, deductions, grants, funds, public, private, certain, SB 2873

Clubs, private, dues, inclusion, *SUB HB 302(a), CH. 196X

Cogeneration facilities, credit, *SUB HB 1013(a), CH. 191X

Condominiums, cooperative housing, maintenance fees, contract services, purchased, deduction, permitted, SUB HB 958

Condominiums, cooperative housing, maintenance fees, exclusion, *SUB HB 302(a), CH. 196X

Counties, imposition, allowed, SB 2917

Drugs, hospital furnished, exclusion, SB 3124, SUB SB 3124, *SUB HB 302(a), CH. 196X

Exemption, agent advance, reimbursement, SB 3072

Farm cooperative loans, interest, exclusion, SB 2521, SB 3124, SUB SB 3124, *SUB HB 302(a), CH. 196X

Funeral homes, accommodation services, exclusion, HB 537, SB 2368, SB 3124, SUB SB 3124, *SUB HB 302(a), CH. 196X

Gasohol production, alcohol production for gasohol, exempt, 2nd SUB HB 1000, *SUB HB 302(a), CH. 196X

Health, social welfare organizations, nonprofit, defined, public income, exclusion, SB 2260, SB 3124, SUB SB 3124, *SUB HB 302, CH. 196X

Homeowners associations, definition, SB 2781

Homeowners associations, residential, definition, SB 2781

Hospitals, patients, prescription drugs used, sales, deducted, SB 2152

Inventory credit, removed, assessment reductions, SB 3145

Minimum volume, exemption, *SUB HB 302(a), CH. 196X

Monetary exemption, increased, HB 642, SB 2851

Nonprofit community services organizations, certain, exemption, SB 2120

Payments, quarterly, permitted, SB 2287

Physicians, certain credits, provisions, SB 2220, SB 3124

Printed materials, cities, towns, counties, school districts, educational service districts, exclusion, *SUB SB 2929(a), CH. 266X

Printed materials, cities, towns, counties, school districts, exclusion, *SUB HB 302(a), CH. 196X

Printed materials, libraries, library districts, exclusion, *SUB SB 2929(a), CH. 266X

Rummage sales, bazaars, certain, deduction from B&O, exemption from sales and use, provisions, HB 540

Soybeans, soybean oil, manufacturers, imposed, *SUB HB 302(a), CH. 196X

Soybeans, soybean oil, seeds into oils, manufacturers, imposed, expiration date, SUB HB 703

Steamship agencies, international freight forwarders, customs brokers, charter brokers, air cargo agents, imposed, SB 2309, SB 3124, SUB SB 3124

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

TAXES - BUSINESS AND OCCUPATION—cont.

Stevedoring, tax imposed, SB 3124

Sunflower seeds, sunflower oil, manufacturers, imposed, *SUB HB 302(a), CH. 196X

Title only, SB 2812, SB 2906, SB 2910

Transportation, communication businesses, certain, applied, provisions, SB 2208

TAXES - EXCISE

Aircraft, fuel, revisions, SB 2038

Cigarettes, established, *SB 2296, CH. 59X

Convention center system, bonds, issuance, bond anticipation notes, authorized, funds created, tax revenues, certain, SB 3110

Corporations, sale, assets, entirely real estate, excise tax, SB 2999

Floating homes, detached buildings, used, resale, real estate, redesignated, real property tax, SUB HB 200

Fuel, distribution formula, revised, SB 2059

Fuel, distribution formula, revised, computation modified, SB 2391, SUB SB 2391

Fuel, special, taxation, regulation, provisions, SB 2304, *SUB SB 2304, CH. 40

Gasohol, motor vehicle fuel, partial exemption, SUB SB 2978

Historic sites, certain, leasehold excise tax exemption, modified, HB 601, SB 2469

Mobile homes, rental, lease, certain, real estate, applied, *SUB SB 2929, CH. 266X

Mobile homes, resale, certain, real estate sales tax, applied, provisions, SB 2193

Mobile homes, used, real estate, redesignated, real property tax, SUB HB 200, SB 2929

Mobile homes, used, resale, real estate, applied, *SUB SB 2929, CH. 266X

Motor vehicle, distribution, municipalities, public transportation purposes, modified, SB 2261

Motor vehicle, distribution, revenue, municipalities, certain, apportionment formula, SB 2633

Motor vehicle, distribution statute, expiration date, removed, *HB 622, CH. 175X

Motor vehicle, errors, refund, payment provisions, *SB 2069, CH. 120

Motor vehicle, fuel, special fuel, cities over 400,000, imposition by ordinance, authority, *SUB HB 1034, CH. 181X

Motor vehicle, payment pledge, public transportation bonds, certain, withdrawn, SB 2091

Overpayments, refund period extended, interest rate, increased, HB 325

Performing, visual arts centers, municipal, special, authorized, *SB 2062, CH. 222X

Quarterly payment, certain, permitted, SB 2287

Real estate, state tax, provisions, SUB HB 240

Real estate, transfers, intra-family, certain, exemption, SB 2396

School buses, motor vehicle, exemption, SB 3108

Solid waste disposal system, county, unincorporated areas, excise tax, authorized, delinquent, property lien, SB 2688

Stevedoring, related activities, tax imposed, SUB HB 326, SB 2231

Taxicabs, fuel, refund, provisions, SB 2037

Timber tax, harvesters, land sales, modified, SB 3000

Title only, SB 2823

Title only, leasehold, SB 3041

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA gubernatorial Appointment.

TAXES - EXCISE—cont.

- Travel trailers, campers, imposed, licensing department, out-of-state exemption, collection provisions, *SB 2066, CH. 123
- Utilities, local government, retail sales, SB 3144
- Utility functions, certain, counties, imposition, authorized, SB 2441

TAXES - EXEMPTIONS

- Assembly halls, public, certain, provisions, SB 2874
- Bazaars, rummage sales, nonprofit organizations, B&O, *SUB HB 302(a), CH. 196X
- B&O, agent advance, reimbursement, SB 3072
- B&O, monetary exemption, increased, HB 642, SB 2851
- Campgrounds, private, food sales, retail sales and use, SB 2128
- Cogeneration facilities, property, *SUB HB 1013(a), CH. 191X
- Condominiums, cooperative housing, maintenance fees, B&O, *SUB HB 302(a), CH. 196X
- Drugs, hospital furnished, B&O tax, SB 3124, SUB SB 3124, *SUB HB 302(a), CH. 196X
- Farm cooperative loans, interest, B&O, SB 2521, SB 3124, SUB SB 3124, *SUB HB 302(a), CH. 196X
- Farmlands, current use classification, so designated, special benefit assessment, provisions, *SUB HB 617, CH. 84
- Ferry vessels, purchase, local governmental units, sales and use, SUB HB 746, *SUB SB 2929(a), CH. 266X
- Floating homes, detached buildings, used, resale, rental, sales, use, SUB HB 200
- Funeral homes, accommodation services, B&O, HB 537, SB 2368, SB 3124, SUB SB 3124, *SUB HB 302(a), Ch. 196X
- Gasohol production, alcohol production for gasohol, B&O, 2nd SUB HB 1000, *SUB HB 302(a), CH. 196X
- Gasohol production, alcohol production for gasohol, property, equipment use, leasehold interests, 2nd SUB HB 1000
- Health, social welfare organizations, nonprofit, defined, public income, B&O tax, SB 2260, SB 3124, SUB SB 3124, *SUB HB 302, CH. 196X
- Historic sites, leasehold interest, property tax, *SUB HB 302(a), CH. 196X
- Leased property, certain, SB 2440
- Minimum volume, B&O, *SUB HB 302(a), CH. 196X
- Mobile homes, rental, lease, retail sales tax, SB 2929
- Mobile homes, rental, lease, sales, use tax, *SUB SB 2929, CH. 266X
- Mobile homes, used, resale, sales, use, SUB HB 200, SB 2929
- Mobile homes, used, resale, sales, use tax, *SUB SB 2929, CH. 266X
- Nonprofit community services organizations, certain, B&O, SB 2120
- Nonprofit organizations, property, park, open spaces, recreation, purposes, SUB SB 2790, *HB 1241, CH. 193X
- Prescription devices, sales and use, SB 2510
- Printed materials, cities, towns, counties, school districts, educational service districts, B&O, *SUB SB 2929(a), CH. 266X
- Printed materials, cities, towns, counties, school districts, B&O, *SUB HB 302(a), CH. 196X
- Printed materials, libraries, library districts, B&O, *SUB SB 2929(a), CH. 266X
- Property, real, first \$20,000 valuation, SB 2379

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

TAXES - EXEMPTIONS—cont.

- Real estate, excise tax, certain intra-family transfers, SB 2396
- Retirees, disabled persons, property, income qualifications, increased, HB 555
- Retirees, disabled persons, property, school levy relief, emergency continuation, provisions, SUB HB 505, SB 2595
- Retirees, disabled persons, property, valuation to \$15,000, income qualifications, SB 2001
- Retirees, disabled persons, property, 1975 tax year, dollar amount, income qualifications, SB 2049
- Retirees, property, age, income qualifications, surviving spouse provision, tax deferral modifications, *SUB SB 2374, CH. 214X
- Retirees, property, exemption, assessed maximum valuation, income qualifications, SB 2374
- Retirees, property, exemptions, residency requirement, removal, SB 2227
- Retirees, property, income level to \$15,000, SB 2861
- Retirees, property, original purchase price, assessment in excess, income qualifications, SB 2087
- Retirees, property, residency requirement, abolished, general revisions, SB 2464
- School buses, motor vehicle excise, SB 3108
- Travel trailers, campers, excise tax imposed, out-of-state exemption, collection provisions, *SB 2066, CH. 123

TAXES - INHERITANCE

- General revisions, SB 2181, *SUB SB 2181, CH. 209X
- Title only, SB 2828

TAXES - PROPERTY (See also TAXES - TIMBER; also TAXES - INHERITANCE)

- Assembly halls, public, certain, exempt, provisions, SB 2874
- Assessments, limited, SB 2145
- Assessments, omitted value, allowed, notice, appeal information, required, SB 2726
- Assessments, omitted value, allowed, notice, appeal information, required, purchaser liability exemption, certain, SUB HB 841
- Auditor, state, municipal tax levy review, *HB 320, CH. 218X
- Cogeneration facilities, exemption, *SUB HB 1013(a), CH. 191X
- Delinquent, interest rate, compounded annually, SB 2665
- Delinquent, interest rate, increased, SB 2009
- Delinquent, interest rate, increased, sale, grace provisions, SUB HB 10
- Development projects, public, indebtedness, payments, means, provided, HJR 22, SJR 118
- Farmlands, current use classification, so designated, special benefit assessments, exemption, provisions, *SUB HB 617, CH. 84
- Floating homes, detached buildings, real estate excise tax, redesignated, SUB HB 200
- Forest land, classified, sale, assessor notification, compensating tax payment of continued use, requirements, SUB HB 810
- Forest land, classified, sale, tax lien attachment provision, noncomplying conveyance instrument, auditor acceptance, prohibited, SUB HB 810
- Gasohol production, alcohol production for gasohol, property, equipment use, leasehold interests, exemption, 2nd SUB HB 1000

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(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

TAXES - PROPERTY (See also TAXES - TIMBER; also TAXES - INHERITANCE)—cont.

- Historic sites, certain, leasehold excise tax exemption, modified, HB 601, SB 2469
- Historic sites, certain, leasehold interest, exemption, *SUB HB 302(a), CH. 196X
- Hostels, exempt, SB 3018
- Levies, excess, basic education allocation formula, adjustment, provisions, SB 3104
- Levies, schools, 106% limit, extended, proposition, ballot format, provisions, SB 2024, SUB SB 2024
- Levy lid, schools, changes, miscellaneous, SB 3139
- Levy lid, 106%, calculation, modified, SUB HB 299
- Levy lid, 106%, community mental retardation, developmentally disabled services, levies, limitation, required, SUB HB 943
- Levy lid, 106%, municipal pension fund tax levies, limitation, required, SUB HB 943
- Levy lid, 106%, state, school districts, extended, *HB 320, CH. 218X
- Levy lid, 106%, veterans' relief, county levies, limitation, required, SUB HB 943
- Mobile homes, used, real estate excise tax, redesignated, SUB HB 200, SB 2929
- Nonprofit organizations, park, open spaces, recreation, purposes, exemption, SUB SB 2790, *HB 1241, CH. 193X
- Personal, leased, taxation, clarified, HB 465
- Personal, relief, renters, provisions, SJR 101, SUB SJR 101
- Port districts, industrial development levies, revisions, SB 2195
- Relief, residences, certain, SJR 113
- Retirees, disabled persons, deferral, income limit, raised, provisions, SUB HB 405
- Retirees, disabled persons, residences, exemption, valuation to \$15,000, income qualifications, SB 2001
- Retirees, disabled persons, residences, school levy tax relief, emergency continuation, provisions, SUB HB 505, SB 2595
- Retirees, disabled persons, residences, 1975 tax year, dollar amount, income qualifications, SB 2049
- Retirees, residences, deferrals, exemptions, residency requirement, removed, SB 2227
- Retirees, residences, exemption, age, income qualifications, surviving spouse provision, tax deferral, modifications, *SUB SB 2374, CH. 214X
- Retirees, residences, exemption, assessed maximum valuation, income qualifications, SB 2374
- Retirees, residences, exemption, original purchase price, assessment in excess, income qualifications, SB 2087
- Retirees, residences, income exemption, increased, HB 555
- Retirees, residences, residency requirement, abolished, general revisions, SB 2464
- Senior citizens, residences, exemption, income level to \$15,000, SB 2861
- Surface, mineral rights, assessment, valuation, revenue department rules, regulations, promulgation, county assessor, notice, SB 2419
- Surface, mineral rights, provisions, SB 2425
- Title only, SB 2821, SB 2822
- Tourist expansion, purposes, cities, counties, excess tax, imposition, authorized, SB 2780
- Valuation, indicated ratios, revenue department, establishment, SB 2627

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

TAXES - PROPERTY (See also TAXES - TIMBER; also TAXES - INHERITANCE)—cont.

Valuation, similar sales, defined, SB 3029
 \$20,000, valuation, first, exempt, SB 2379

TAXES - SALES AND USE

Campgrounds, private, food sales, exemption, SB 2128
 Cigarettes, certain, repealed, SB 2625
 Convention center system, bonds, issuance, bond anticipation notes, authorized, funds created, tax revenues, certain, SB 3110
 Deep sea fishing, charter boats, sales and use tax, exempt, SB 3147
 Exemptions, use tax, modified, HB 296
 Ferry vessels, purchase, local governmental units, exempt, SUB HB 746, *SUB SB 2929(a), CH. 266X
 Floating homes, detached buildings, used, sales, rentals, exemption, SUB HB 200
 Hospitals, construction projects, certain, deferrals, provisions, SB 2614
 Mobile homes, rental, lease, certain, exclusion, *SUB SB 2929, CH. 266X
 Mobile homes, rental, lease, certain, retail, exemption, SB 2929
 Mobile homes, used, resale, certain, exclusion, *SUB SB 2929, CH. 266X
 Mobile homes, used, resale, retail, exclusion, SUB HB 200, SB 2929
 Parimutuel wagering, sales, imposed, *SUB HB 302(a), CH. 196X
 Payments, quarterly, permitted, SB 2287
 Prescription devices, exemption, SB 2510
 Recreational campers, purchase, nonresident, use, certain, exempt, HB 1317
 Returned merchandise, refund provisions, HB 2
 Rummage sales, bazaars, certain, deduction from B&O, exemption from sales and use, provisions, HB 540
 Title only, SB 2960
 Title only, revenue distribution, SB 2946

TAXES - TIMBER

Forest land, valuation, revisions, SB 2515
 Harvesters, assessment rolls, excise tax, modified, SB 3000
 Harvesters, extended, SB 2516
 Rates, modified, SB 2514
 Rates, modified, forest tax committee, created, temporary, *SB 2111, CH. 6
 Title only, SB 2820, SB 2888
 Title only, timberlands, SB 2820
 Youth programs, nonprofit organizations, support, harvest income use, tax exempt, SB 2084

TAXICABS

Fuel tax, refund, provisions, SB 2037
 Rates, regulation, cities, towns, counties, prohibited, SB 2623

TAXIDERMY AND TAXIDERMISTS

License fees, retained, issuing persons, increased, SB 2758, *HB 44, CH. 3X

TEACHERS

Appropriation, omnibus, 1977-79 biennium, basic education, categorical programs, certain, allocation, modified, SUB SB 2944, *2nd SUB SB 2944, CH. 206X

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

TEACHERS—cont.

- Basic education act, miscellaneous changes, SB 2156
- Basic education act, miscellaneous changes, curriculum, contact hours, seniors, last 5 days, SUB HB 210
- Basic education act, program hour offerings, contract hours, miscellaneous changes, SUB SB 2517, *SUB SB 2709, CH. 250X, P.V.
- Business, private for profit, services, school premises, prohibited, SB 2759
- CETA employees, TRS, coverage, exempt, permanent nonsubsidized employment, buy back provision, *SUB HB 1045, CH. 45X
- Contract, 5 days, added, purposes, certain, SB 2568
- Educational staff associates, certificated staff, inclusion, SUB SB 2517, *SUB SB 2709, CH. 250X, P.V.
- In-service training task forces, certificated teachers, membership, provisions, SUB HB 363, SB 2641
- Learning/language disabilities, children, identification, course, higher education, required, SB 2055, SUB SB 2055
- Learning resource specialists, certificated staff, inclusion, SUB SB 2517, *SUB SB 2709, CH. 250X, P.V.
- Nonstandard teaching certificated employees, education and experience schedule placement, section 217, *HB 516, CH. 270X, P.V.
- Parental access, classrooms, activities, teaching material, mandated, SB 3039, SUB SB 3039
- Parents, children, educational progress, reports, pick up from classroom teacher, provisions, SB 2769
- Proficiency test, skills, subject areas, required for certification, SB 2995
- Retirement system, benefits, increased, adjustments, provisions, appropriation, *SUB HB 500, CH. 96X
- Retirement system, benefits, increased, SB 2240, SB 2994
- Retirement system, military service credit, provisions, modified, SB 2050
- Retirement system, prior military service credit, provisions, SB 2663
- Retirement system, prior service, credit, establish, permitted, SB 2733
- Students, discipline, short, long-term, suspensions, defined, SB 3031

TEETH

- Dental licensing examinations, multistate, agreements authorized, dental examiners board, compensation, *SB 2136, CH. 38
- Denturism, occupation, established, regulated, SB 2125

TELECOMMUNICATIONS

- General administration department, division, provisions, SB 2327
- Teletypewriters, hearing defects, safety agencies, required to install, *SB 2492, CH. 63X

TELEPHONES

- Hostages, emergencies, law enforcement officers, telephone lines diversion, permitted, SB 2028, *SUB SB 2028, CH. 28
- Rate-making, fair value, future utility plants, costs, allowance, authorized, SB 3082
- State parks, toll-free information system, establishment, campsites availability, parks and recreation commission, appropriation, SUB SB 3153
- Tax, local government, retail sales, SB 3144

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

TELEPHONES—cont.

Teletypewriters, hearing defects, safety agencies, required to install, *SB 2492, CH. 63X

Utility functions, certain, counties, excise tax, imposition, authorized, SB 2441

Utility poles, attachments, rates, regulated, *SB 2186, CH. 33

TELEVISION AND RADIO

Broadcasting, authority preempted by federal statutes, programming, compliance federal statutes, authorized, SUB HB 1196

Educational television commission, abolished, powers, duties transferred, public broadcasting commission, hereby created, appropriation, HB 542, SB 2789

Public broadcasting commission, created, powers, duties, appropriation, HB 542, SB 2789

Railroads, crews, radio transceiver, availability, required where necessary, SUB SB 2735

Railroads, crews, radio transceiver, portable, required, SB 2735

Waste and inefficiency in state government commission, created, members, duties, SB 2777

TENURE

Community colleges, member on leave, faculty replacement, tenure prohibited, SB 3143

Public disclosure act, records, certain, inspection, copying, exemption, SB 3136, SUB SB 3136

TERM PAPERS

Commercial sale, postsecondary education, unlawful, *HB 126, CH. 43

TERMINAL AREAS

Motor freight carriers, established, SB 2745

TESTS AND TESTING (See also EXAMINATIONS)

Instruction permit, motor vehicle operators, effective period, lengthened, fee increased, distribution, revised, *SB 2094, CH. 63

Physicians, surgeons, osteopaths, chiropractors, basic science, requirement, eliminated, *SUB HB 219, CH. 114X

Teachers, proficiency test, skills, subject areas, required for certification, SB 2995

THEATERS

Motion picture fair competition act, blind bidding, prohibited, bidding procedures, established, attorneys fees, *HB 58, CH. 29X

Olympia, center for the performing arts, bond issuance, anticipation notes, redemption fund, created, SB 3020

Pacific northwest festival facilities, vicinities, Federal Way, Lynnwood, bond issuance, anticipation notes, authorized, SB 2867

Pacific northwest festival facility, vicinity Federal Way, bond issuance, anticipation notes, authorized, SB 2279, *HB 376, CH. 197X

Performing arts facilities, Olympia, Tacoma, bonds, issuance authorized, bond redemption fund, created, SB 3129, *SUB SB 3129, CH. 260X

Performing arts, museum facilities, bonds, issuance, bond anticipation notes, authorized, bond redemption fund, created, SB 3015

Performing, visual arts centers, municipal, authorized, *SB 2062, CH. 222X

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

THE EVERGREEN STATE COLLEGE

- Boards, institutions, certain, members, terms, selection, uniformity, SB 2858, SUB SB 2858
- Board, trustees, terms, meeting requirements, *SUB HB 398, CH. 103X
- Capital construction projects, minimum bid requirement, *SUB SB 2194, CH. 12X
- Degree granting, masters, authorized, postsecondary education council review, *2nd SUB SB 2610, CH. 78X
- Degree granting, masters, authorized, procedures, SB 2610
- Progress reports, required, *2nd SUB SB 2610(a), CH. 78X
- Tuition, fees, certain nationals, friendly foreign nations, waiver, authorized, SB 2513
- Tuition, fees, disadvantaged, needy students, waiver, limitations, *SUB SB 2451, CH. 262X, P.V.
- Tuition, fees, exceptional educational ability, resident students, waiver, provisions, VETOED, *SUB SB 2451, CH. 262X, P.V.
- Tuition, fees, foreign students, waiver limitations, *SUB SB 2451, CH. 262X, P.V.
- Tuition, fees, Oregon, reciprocity, waiver, provisions, SB 2346, *HB 226, CH. 80

THEFT

- Criminal code, sentencing, revisions, SB 2229(a)
- Musical instruments, equipment, employee-musician, employer, defined, damaged, stolen, liability, established, SB 2687
- Musical instruments, equipment, employee-musician, employer, defined, damaged, stolen, strict liability, established, SB 2680
- Stolen goods, pawnbroker possesses, suit to recover, attorney fees granted, SB 2498, *SUB HB 774, CH. 41X
- Stolen property, police custody, return to owner, provisions, SB 2416
- Withhold or appropriate, defined, SB 2500

THERMAL POWER

- Geothermal resources, surface land owner, property rights, declared, *SB 2191, CH. 2X
- Nuclear plants, bond indebtedness, plans, reports, develop, provisions, SB 3135
- Operating agencies, performance audits, required, SUB SB 2980, *SUB HB 1075, CH. 220X, P.V.
- Security forces, operating agencies, law enforcement powers, authorized, SB 2584

THERMAL STANDARDS

- Thermal efficiency and lighting code, adoption provision, *SB 2474, CH. 76X

THIEME, DR. FREDERICK P.

- Western interstate commission for higher education, member, GA 102, confirmed pp. 55,84,113

THOMPSON, GERALD

- Department of social and health services, secretary, GA 5, confirmed pp. 32,105,186

THORIUM

- Mill tailings licensing and perpetual care act, enacted, SB 2197, *SUB SB 2197, CH. 110X

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

THREE MINUTE RULE

In force on debate remaining time of session, April 11, 1979 p. 1570
 On debate p. 780

THURSTON COUNTY

Judges, superior court, jointly with Mason county, number increased, SB 2774,
 *SUB SB 2095(a), CH. 202X, P.V.
 Olympia, center for the performing arts, bond issuance, anticipation notes,
 redemption fund, created, SB 3020
 Olympia, performing arts facilities, recreational, bonds, issuance, authorized,
 redemption fund, created, SB 3129, *SUB SB 3129, CH. 260X

TIDELANDS (See also SHORELANDS AND SHORELINES; also WATER)

Aquatic plants, animal resources, shoreline management act, harvest defined, SB
 2364
 Geoducks, clams, harvesting, commercial, rights, regulations, licensing leasing
 provisions, SB 2674, *HB 781, CH. 141X
 Geoducks, harvest, commercial, safety standards, required, SB 2926
 Leases, objects, certain, moored, tidelands, shorelands, harbor areas, navigable
 waters, beds, DNR terms, SUB SB 3044
 Title only, SB 3003

TIRES

Studded, outlawed, 1981, April, SB 2098
 Studded, outlawed, 1983, April, SB 2356

TITLE COMPANIES

Property, personal, real, sale, documents, preparation, persons, institutions, cer-
 tain, permitted, SB 2583, *SUB HB 481, CH. 107X

TITLE INSURANCE

Insurers, insurance law applicability, modified, SB 2423

TITLE ONLY BILLS

Agriculture, SB 2791, SB 2792, SB 3049
 Airquality, SB 2701, SB 2702, SB 2714
 Alcoholic beverages, SB 2912
 Alcoholism, SB 2545
 Appropriations, SB 2845, SB 2848, *HB 516, CH. 270X, P.V.
 Architects, licensing, SB 2710
 Banks and banking, SB 3056
 Banks, trust companies, SB 2813
 Budget, SB 2824
 Budget, accounting, SB 2839
 Budget, capital, SB 2968
 Budget, operating, SB 2967
 Business regulation, SB 2799
 Child welfare, SB 2537
 Children, permanent planning, termination, parental rights, SB 3050
 Chiropractors, SB 2549, SB 2725, SB 2840
 Civil causes of action, SB 3058
 Civil procedure, SB 2837
 Cloud seeding, SB 3047

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

TITLE ONLY BILLS—cont.

- Collective bargaining, SB 2834
- Collective bargaining, public employees, SB 3028, SB 3042
- Commerce, SB 2797, SB 3062
- Common schools, SB 2838
- Community colleges, SB 2450, SB 2886
- Community colleges, state board, SB 2449
- Community services, SB 2509
- Condominiums, SB 2941
- Constitutional amendment, SJR 122, SJR 123, SJR 124, SJR 125
- Consumers, SB 2801
- Corporal punishment, SB 2962
- Correctional facilities, appropriation, SB 2961
- Corrections, SB 2552
- Credit unions, SB 2816
- Curfew violations, juveniles, SB 2495
- Day care, SB 3007
- Debt adjusting, SB 2803
- Dental hygiene, SB 2542
- Dentists, SB 2557
- Developmental disabilities, SB 2914
- Drivers records, accuracy, proper usage, SB 2418
- Ecology, SB 3045
- Education, SB 2697, SB 2706, SB 2708, SB 2709, SB 2831, SB 2879, SB 2880, SB 2882
- Education, appropriation, SB 2963
- Elderly, SB 3151
- Elections, SB 2454, SB 2716, SB 2893
- Elevators, regulation, SB 3150
- Employment agencies, SB 2798
- Energy, SB 2979, SB 2980, SB 3063
- Energy, conservation, SB 2676, SB 2677, SB 2678
- Energy, department, created, SB 2947
- Energy, distribution systems, SB 2442
- Energy, sites, SB 2984, SB 2985
- Energy, sites, regulation, SB 2973, SB 2974, SB 2975
- Energy, utilities, accounting procedures, SB 2457
- Environmental coordination procedures, SB 2699
- Environmental policy, SB 2703
- Escrow, SB 2811
- Financial responsibility, SB 2807
- Financial responsibility, motorists, SB 3051
- Fish and wildlife department, created, SB 3155
- Fisheries, SB 2280, SB 2282, SB 2283, SB 2842
- Food fish, shellfish, SB 2458, SB 2460
- Foster care, SB 2547
- Foster home standards, SB 2913
- Fund raisers, SB 3052, SB 3054
- Funds, SB 2717, SB 2719

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

TITLE ONLY BILLS—cont.

Gambling, SB 2796, SB 3002
 Game, SB 2281, SB 2289, SB 2293, SB 2841
 Grist mills, SB 2712
 Group homes, SB 2535
 Handicaps, SB 2529
 Healing arts, SB 2548
 Health board, SB 2524
 Health care, SB 2539
 Health department, SB 2829
 Health maintenance organizations, SB 2538
 Health planning, SB 2546
 Higher education, SB 2453, SB 2887
 Higher education, appropriation, SB 2964
 Higher education, tuition, fees, SB 2447
 Hospital districts, SB 2532
 Hospitals, SB 2536, SB 2554
 Houses, SB 2534
 Hydroelectric stations, small, licensing, SB 2986
 Indians, SB 2523
 Industrial insurance, SB 2835, SB 2836
 Institutions, SB 2540
 Insurance, SB 2809, SB 2810, SB 3057
 Irrigation districts, SB 2795
 Jail standards, SCR 103, SCR 109
 Jails, appropriation, SB 2965
 Juveniles, SB 2909, SB 2945, SB 3154, SB 3157
 Juveniles, corporal punishment, SB 2559
 Juveniles, court, counsel, indigency requirements, SB 2943
 Juveniles, in loco parentis, SB 2560
 Land use, SB 2949
 Legislative ethics, SB 2970
 Licensing, SB 2806
 Loans, SB 2818
 Local government, SB 2160, SB 2443, SB 2459, SB 3004
 Marine transportation, SB 2952
 Meat inspection, SB 3048
 Medical malpractice, SB 2525
 Medical practitioners, SB 2543
 Mental health, SB 2544
 Mobile homes, lots, landlords, tenants, SB 3064
 Moorage, SB 3044
 Motor vehicle insurance, SB 2808
 Motor vehicles, dealers, SB 3053
 Motor vehicles, SB 2950, SB 2951
 Municipal corporations, SB 2715
 Mutual savings banks, SB 2815, SB 3055
 Natural resources, SB 2284, SB 2285, SB 2286, SB 2843, SB 3061
 Noise pollution, SB 2694

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

TITLE ONLY BILLS—cont.

Nurses, SB 2527
 Nursing homes, SB 2556, SB 3152
 Optometry, SB 2553
 Osteopathy, SB 2551
 Outdoor recreation, SB 3153
 Parks and recreation, SB 2790
 Pesticides, SB 2793, SB 2832
 Physicians, SB 2533
 Physicians, licensing, SB 3032
 Ports appropriation, SB 3160
 Postsecondary education, SB 2451, SB 2452
 Postsecondary education, council, SB 2445, SB 2446
 Presidential preference primary, SB 2892
 Prison terms and paroles, SB 2550
 Products liability, SB 2804
 Professional licensing, SB 2800
 Public assistance, SB 2558
 Public disclosure, SB 2455, SB 2456, SB 2890, SB 2891, SB 2894
 Public employment, SB 2718, SB 2720
 Public transportation, SB 2953, SB 2955
 Public transportation, appropriation, SB 2969
 Rail transportation, SB 3156
 Real estate, SB 2805
 Redistricting and reapportionment, SB 3065
 Residential schools, SB 2541
 Retirement systems, appropriation, SB 3158
 Retirement, TRS, SB 2704
 Revenue and taxation, SB 2825, SB 2826, SB 2827, SB 2844, SB 2847
 Salaries, elected officials, SB 3008
 Savings and loan associations, SB 2814
 School districts, SB 2707
 School transportation, SB 2696
 Schools, certified employees continuing contract rights, SB 2881
 Schools, certified employees, negotiations, SB 2698
 Schools, proprietary, SB 2711
 Schools, remedial programs, SB 2705
 Securities, SB 2819
 Senior citizens, SB 2531, SB 2889
 Sewage, SB 2530
 Sewer and water systems, SB 3005
 Sheltered workshops, SB 2528
 Shorelines management, SB 2700, SB 3059
 Small loan companies, SB 2817
 Social and health services, SB 2555
 Social work, SB 2526
 Solid waste management, SB 2942, SB 2954
 State government, SB 2721, SB 2722, SB 2723, SB 2724, SB 2846, SB 2944, SB 2989

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

TITLE ONLY BILLS—cont.

- State spending, reduction, SB 3009
- Taxes, B&O, SB 2812, SB 2906, SB 2910
- Taxes, excise, SB 2823
- Taxes, excise, leasehold, SB 3041
- Taxes, gift, SB 2966
- Taxes, inheritance, SB 2828
- Taxes, property, SB 2821, SB 2822
- Taxes, sales, revenue, distribution, SB 2946
- Taxes, sales, use, SB 2960
- Taxes, timberlands, SB 2820
- Taxes, timber, SB 2820, SB 2888
- Tidelands, SB 3003
- Tourism, SB 2713, SB 2802
- Transportation, SB 2956, SB 2957, SB 2958, SB 2959, SB 3046
- Tuition, fees, appropriation, SB 3159
- Unemployment compensation, SB 2833, SB 3043
- Utilities, SB 2987, SB 2988, SB 3006, SB 3060
- Utilities, rates, SB 2981, SB 2982, SB 2983
- Utilities, registration, SB 2971, SB 2972
- Vehicle licensing, SB 2948
- Vocational education, SB 2444, SB 2448, SB 2884, SB 2885
- Vocational-technical institutes, SB 2444
- Water, SB 2794
- Water quality, SB 2692, SB 2693, SB 2695
- Well water construction, SB 2830
- Workers' compensation, SB 2911

TITLES

- Motor vehicles, sale, offer to sell, Washington title, required, SB 2209
- Motor vehicles, sale, offer to sell, Washington title, required, insurance company, separate regulations, SUB SB 2209

TITLES (LAND)

- Expo '74, site, facilities, title transferred, city of Spokane, *SB 2925, CH. 25X
- Geothermal resources, surface land owner, property rights, declared, *SB 2191, CH. 2X

TOBACCO AND TOBACCO PRODUCTS

- Cigarettes, excise tax, established, *SB 2296, CH. 59X
- Cigarettes, sales tax, certain, repealed, SB 2625

TOKUNAGA, JOE

- Commission on Asian-American affairs, member, GA 26, confirmed. pp. 37,182,214

TORTS

- Affirmative defenses, governmental units, certain, provisions, SB 2875
- Claims, against state, settlement, adjustment, payment, responsible agency, official, modified, *HB 1175, CH. 144X
- Damages, prior agreements, court approval, announcement, required, SUB HB 391, SB 2223, SUB SB 2223

- * Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

TORTS—cont.

- Dog bites, liability, persons lawfully on another's property, defined, *HB 25, CH. 148
- Dog bites, liability, revised, SB 2096
- Governmental immunity, provisions, modified, SB 2246
- Injury cases, health care, evidence, likely future compensation, permitted, SB 2222
- Liability, general revisions, appropriation, SB 2333(a)
- Liability, products, revised, SUB SB 2333
- Liability, products, revised, appropriations, 2nd SUB SB 2333
- Liability, revised, SB 2333
- Local government, certain, claims against, notice period, shortened, SB 2904
- Local government, judgments against, modified, SB 2683
- Medical malpractice, children, certain, statute of limitations, revisions, SB 2228
- Medical malpractice, convulsive treatment, revisions, SB 2915
- Medical malpractice, professional review board, records, members, staff, not subject, subpoena, discovery proceedings, HB 388, *SB 2221, CH. 17
- Product liability act, enacted, SB 3073
- Railroads, crossings, accidents, liability, cities, first class, standard of care, provisions, SB 2567
- Railroads, first aid training, employees, certain, required, liability, standard of care, defined, SB 2299, SUB SB 2299
- Risk management office, bonding requirements, modified, agents of state, claims, damages, inclusion, SB 2638
- Tortfeasors, contribution, apportionment, right, created, SB 2677

TOURISM (See also COMMERCE AND ECONOMIC DEVELOPMENT)

- Expo '89 commission, created, members, duties, nonprofit corporation, Tacoma, provisions, SB 2990, SUB SB 2990
- Legislatures, national conference, 1982, summer, Seattle, invitation, extended, *SCR 110
- Olympia, center for the performing arts, bond issuance, anticipation notes, redemption fund, created, SB 3020
- Pacific northwest festival facilities, vicinities, Federal Way, Lynnwood, bond issuance, anticipation notes, authorized, SB 2867
- Pacific northwest festival facility, vicinity Federal Way, bond issuance, anticipation notes, authorized, SB 2279, *HB 376, CH. 197X
- Title only, SB 2713, SB 2802
- Tourist expansion, purposes, cities, counties, excess tax, imposition, authorized, SB 2780

TOWING AND TOWERS

- Equipment, standards, regulations, revisions, SB 2908
- Motor vehicles, abandoned, removal, procedures, established, SUB HB 451, SB 2377
- Motor vehicles, abandoned, rights, duties, penalties, provisions, *SUB HB 755, CH. 178X

TRADE CONVENTIONS

- Convention center system, bonds, issuance, bond anticipation notes, authorized, funds created, tax revenues, certain, SB 3110

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

TRADE FAIRS

Expo '89 commission, created, members, duties, nonprofit corporation, Tacoma, provisions, SB 2990, SUB SB 2990

TRAFFIC AND TRAFFIC CONTROL (See also MOTOR VEHICLES; also DRIVERS - MOTOR VEHICLES)

Accidents, reports, copy fees, increased, SB 2078

Accidents, runaway car, last driver, certain duties, established, HB 814

Alcohol, drug related traffic offenders, evaluation, treatment program, participation, requirements, development criteria, sentencing provisions, *SUB HB 665, CH. 176X

Arrest, power, drivers, without warrant, certain traffic violations, defined, *SUB HB 22, CH. 28X

Drivers, motor vehicles, noncompliance, law enforcement order to stop, penalty, *SB 2468, CH. 75X

Habitual traffic offenders, suspension, sentencing provisions, *SB 2068, CH. 62

Instruction permit, motor vehicle operators, effective period, lengthened, fee increased, distribution, revised, *SB 2094, CH. 63

Lanes, preferential, unlawful use, civil fines, established, SB 2855, SUB SB 2855, SB 3119

Motor vehicles, loads, not properly secured, fastened, forbidden, SB 2480, SUB SB 2480

Motor vehicles, reckless operation, lawful process, interference, reckless flight, felony, SB 2116

Offenses, certain, decriminalized, SB 2126

Offenses, certain, decriminalized, general, SB 2210, *SUB HB 311, CH. 164X

Offenses, noncriminal, monetary penalties, criminal justice training account, distribution, *SUB HB 311(a), CH. 164X

Parking, illegal, not considered serious traffic violation, provisions, SB 2073

Seattle community college, south campus, access, improvement, appropriation, SB 2619

Speed limits, certain, local authorities, setting, provisions, SB 2048

Speeding violations, minor, not considered serious traffic violations, provisions, SB 2073

Violations, decriminalization, *HB 101, CH. 136X

Wheelchairs, motorized, public places, sidewalks, permitted, SB 2086

TRAILS AND PATHS

Heart lake, state park, land exchange, authorized, trail system, essential link, appropriation, SB 2996, SUB SB 2996

Improvement funds, mandatory minimum expenditure, established, *HB 750, CH. 121X

TRAINING

Apprenticeship council, state, procedure, qualifying hours, *HB 576, CH. 37X

Fire service, centers, location, permissible areas, limited, SB 2918

Hazardous materials, incidence response program, preparation, teams, training, emergency services department, SB 2564

TRAINING INSTITUTES

Railroads, first aid training, employees, certain, required, liability, standard of care, defined, SB 2299, SUB SB 2299

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

TRANSIENT ACCOMMODATIONS

Fire safety standards, license requirements, SB 2783

TRANSPORTATION AND TRANSPORTATION DEPARTMENT (See also TRANSIT SYSTEMS; also MASS TRANSIT)

Aircraft, hazard zones, described, penalties, SB 2916

Airports, licensing, site approval authority, SB 2165

Aviation, general, intrastate air carriers, legislative transportation committee, studies, appropriation, *SUB HB 1031, CH. 192X

Basic education act, program hour offerings, contact hours, school year length, transportation, funding, miscellaneous changes, SUB SB 2517

Bonds, general obligation, highway improvements, authorized, appropriation, SB 2782

Bonds, general obligation, I-90, Seattle-Bellevue area, completion, authorized, appropriation, *SUB HB 1032, CH. 180X

Bonds, public transportation, certain, motor vehicle excise tax, payment pledge, withdrawn, SB 2091

B&O tax, gasohol production, alcohol production for gasohol, exemption, 2nd SUB HB 1000, *SUB HB 302(a), CH. 196X

Bridge, Columbia river, Columbia point, authority granted, SB 3034, *SUB SB 3034, CH. 212X

Bridge, Columbia river, toll, North Richland at Horn Rapids, bond issuance, authorized, highway construction, appropriation, SB 3034, *SUB SB 3034, CH. 212X

Budget, operations, capital improvements, DOT, urban arterial board, pilotage commissioners, appropriations, *SUB HB 871, CH. 168X

Budget, supplemental, adopted, SB 2252, *SUB SB 2252, CH. 30

Buses, school, private carriers, warning signals, compliance, federal standards, required, SB 2470, SUB SB 2470

Businesses, certain, public utility, B&O taxes applied, provisions, SB 2208

Cab cards, single, weight, special permits, deleted, HB 167

Carriers, nonprofit shipping consolidation groups, regulation exclusion, *SUB HB 535, CH. 138X

Child restraint systems, motor vehicles, installation, parents, required, SB 2895

Cities, over 400,000, motor vehicle fuel, special fuel excise taxes, imposition by ordinance, authority, *SUB HB 1034, CH. 181X

Commuter ride sharing, course of employment, industrial insurance, exclusion, *SUB HB 96, CH. 111

Commuter ride sharing, private vehicles, owner's liability, *SUB HB 96, CH. 111

Commuter ride sharing, publicly-owned vehicles, authorized, *SUB HB 96, CH. 111

Counties, transportation authority, delegate members, may appoint, SB 3146

Cowlitz river bridge, near Rocky Point, study, directed, SB 2675

Department, powers, duties, *SB 2290, CH. 58X

Displacement, relocation, market value, DOT, provisions, modified, SB 3025

Docks, commercial, inspection, certification, warrant, labor and industries department requirements, appropriation, SUB SB 2969

Double amendments, departmental references, *HB 344, CH. 10

Drivers, impaired medical condition, doctors, report, department of licensing, authorized, SB 2110

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

TRANSPORTATION AND TRANSPORTATION DEPARTMENT (See also TRANSIT SYSTEMS; also MASS TRANSIT)——cont.

- Energy, utilities, joint legislative committee, membership, powers, modified, SB 3120
- Environmental impact statement, highways, requirement, repealed, *HB 26, CH. 7
- Equipment fund, property transfers, authorized, SB 2291, *SUB SB 2291, CH. 39
- Feasibility studies, advanced financial support payment, amount, school transportation coordination, *SB 2026, CH. 59
- Ferry system, employees, personnel policies, civil service regulations, modified, SUB SB 2477
- Ferry system, operating expenditures, restrained, Hood Canal bridge, destruction, provisions, SUB HB 1307
- Ferry system, toll bridge, marine, employees, toll bridge authority, transferred, DOT, SB 2477
- Ferry vessels, purchase, local governmental units, sales, use tax, exemption, SUB HB 746, *SUB SB 2929(a), CH. 266X
- Financial information, records, bids, public disclosure, exemption, SB 2756
- Forest products, specialized, regulated, *HB 460, CH. 94X
- Fuel, nonpolluting, commercial vehicles, natural gas, propane, use, encouraged, license fee in lieu of tax, provisions, SB 2234
- Fuel, nonpolluting, use, favorable license fee, in lieu of tax, reduced, extended, *HB 288, CH. 48
- Gasohol production, alcohol production for gasohol, wholesale distribution, B&O tax exemption, 2nd SUB HB 1000
- Grays Harbor pilotage district, established, boundaries, defined, SB 2108, *SUB SB 2952, CH. 207X
- Grays Harbor Puget Sound, canal, DOT, study, preliminary engineering, directed, appropriation, SB 2900
- Hazardous materials, accidents, responsibility, local level, requested, SJM 111
- Hazardous materials, committee, created, membership, duties, SB 2564
- Hazardous materials, incidence response program, preparation, teams, training, emergency services department, SB 2564
- Hazardous materials, interstate, international commerce, placard system, improved, federal government, provide, SJM 109
- Hazardous materials, transportation, accidents, emergency response teams, federal aid, training, requested, SJM 108
- Highways, environmental impact statement, requirement, repealed, *HB 26, CH. 7
- Highways, numbers, new, descriptions, revisions, *HB 380, CH. 33X
- Highways, projects, call for bids, publication requirements, modified, *SB 2354, CH. 69X
- Highways, state route no. 181, vicinity Tukwila, redefined, *SUB HB 1031(a), CH. 192X
- Highways, state route no. 224, extension, Columbia river to Pasco airport, appropriation, SB 3034, *SUB SB 3034, CH. 212X
- Highways, state route no. 27, Pullman, extended, *HB 100, CH. 195X
- Highways, state route no. 27, vicinity Benton City, established, SB 2353

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

TRANSPORTATION AND TRANSPORTATION DEPARTMENT (See also TRANSIT SYSTEMS; also MASS TRANSIT)—cont.

- Highways, state route no. 503, improvement, appropriation, SB 2114
- Highways, state route no. 20, vicinity Sedro Woolley, realignment, planning, appropriations, SB 2427, SUB SB 2427
- Hood Canal bridge, destruction, interim service, replacement authority, procedures, appropriation, *SUB HB 1033, CH. 27
- Hood Canal bridge, destruction, interim service, restoration, facilitated, *SUB SB 2958, CH. 84X
- International registration plan, trucks, fees, provisions, SB 2658, SUB SB 2658
- I-90 completion, Seattle-Bellevue area, general obligation bonds, authorized appropriation, *SUB HB 1032, CH. 180X
- Lanes, preferential, unlawful use, civil fine, established, SB 2855, SUB SB 2855, SB 3119
- Marine employers, labor disputes, record-keeping requirements, removed, HB 919
- Migrant workers, agricultural labor parks, task force construction, employment security, DOT, fees, appropriation, SB 2574
- Migrant workers, housing facilities, task force, construction, employment security, DOT, fees appropriations, SUB SB 2574
- Milwaukee railroad, federal aid, requested, SJM 106
- Mopeds, defined, operator, vehicle license regulations, fees, SB 2097, *SUB SB 2097, CH. 213X
- Motor freight, terminal areas, commercial zones, established, SB 2745
- Motor vehicle fund, appropriations, limits, provisions, SUB SB 2956
- Motor vehicles, combinations, excess of 73 feet length, prohibited, SB 2041
- Motor vehicles, equipment, standards, regulations, revisions, SB 2908
- Motor vehicles, excise tax, distribution, municipalities, public transportation purposes, modified, SB 2261
- Motor vehicles, loads, not properly secured, fastened, forbidden, SB 2480, SUB SB 2480
- Motor vehicles, maximum length, increased, *HB 164, CH. 113X
- Motor vehicles, maximum size restrictions, SB 2341
- Motor vehicles, registration, documentation requirements, *HB 164, CH. 113X
- Motor vehicles, special movement permits, annual fee, *HB 164, CH. 113X
- Naches Pass tunnel, construction, directed, SB 2690
- Outdoor recreation, interagency committee, renamed, council of recreation resources, agencies, certain, authority, vehicle permits, highways, SB 2563
- Pilotage commissioners, board, vacancies, unexpired terms, filling, quorum requirements, SB 2108, *SUB SB 2952, CH. 207X
- Pilotage commissioners, budget adopted, appropriation, *SUB HB 871, CH. 168X
- Pilots, ships, license fees, examinations, compensation, examination committee members, SB 2108, *SUB SB 2952, CH. 207X
- Pilots, ships, mandatory retirement, age limit, *SUB SB 2952, CH. 207X
- Pilots, ships, safety provisions, certain, vessel compliance, certification, required, SB 2108(a), SB 2424
- Policy, state, multimodal development, intergovernmental cooperation, adopted, *SCR 112
- Priority programming, restructured, *SUB HB 751, CH. 122X
- Property, real, disposal procedures, modified, *SUB SB 2957, CH. 189X

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(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

TRANSPORTATION AND TRANSPORTATION DEPARTMENT (See also TRANSIT SYSTEMS; also MASS TRANSIT)—cont.

- Property, transportation by motor vehicle, commission powers, stated, SB 2617
- Providers, private, nonprofit, elderly, handicapped, state certification, *SUB HB 96, CH. 111
- Public employment relations commission, hearings procedures, *SB 2430, CH. 73X
- Public, funding, excise, sales and use, business tax, proceeds, operation, maintenance, capital needs, HB 570
- Railroads, crews, radio transceiver, availability, required where necessary, SUB SB 2735
- Railroads, crews, radio transceiver, portable, required, SB 2735
- Railroads, crossings, accidents, liability, cities, first class, standard of care, provisions, SB 2567
- Railroads, crossings, reflectorized whistle posts, required, SB 2278
- Recreational campers, purchase, nonresident, use, certain, exempt, sales tax, HB 1317
- Reimbursable local projects, appropriation, *SUB HB 872, CH. 169X
- School bus stop shelters, signs, certain, permitted, HB 329, *SB 2277, CH. 69
- School districts, costs, considered part of basic education allocation, provisions, SB 2672
- School districts, levies, excess, maximum formula, percentage allocation, pupil transportation, *SUB HB 227, CH. 172X
- School districts, operating costs, reimbursement procedures, utilization of public systems, rent, lease, transportation vehicles, provisions, SUB HB 557
- School districts, services, contract, authorized, 5 years, limit, SB 2590
- School districts, vehicles, needs, SPI criteria, specifications, determination, payment by grant, SUB HB 556
- Schools, common, law implemented, SB 3074
- Search and rescue, volunteers, costs, certain, reimbursement, appropriation, law enforcement, responsibility, costs recovery, provisions, *2nd SUB HB 527, CH. 268X
- Seattle community college, south campus, traffic access, improvement, appropriation, SB 2619
- Snowmobile advisory committee, parks and recreation commission, created, *SUB HB 1281, CH. 182X, P.V.
- Snowmobile registration, fees, increased, fuel tax revenues, distribution, account created, operation regulations, fines, rules adoption, *SUB HB 1281, CH. 182X, P.V.
- Speed limit, 65 mph maximum, established, SB 2487
- Spokane river toll bridge, new, known, designated, James E. Keefe bridge, *SUB HB 749(a), CH. 131
- Spokane river toll bridge, refunding bonds, exchange, TRS, PERS, new bridge purposes, authorized, appropriation, SB 2608, SUB SB 2608, *SUB HB 749, CH. 131
- Spot checks, motor vehicles, Washington state patrol, authorized, any hour, plainly marked car, public highway, SB 2481
- Studies, various, legislative transportation committee, authorized, reports, 1981 session, *SUB HB 1031, CH. 192X

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

TRANSPORTATION AND TRANSPORTATION DEPARTMENT (See also TRANSIT SYSTEMS; also MASS TRANSIT)—cont.

- Taxicabs, rates, regulation, prohibited, cities, towns, counties, SB 2623
- Tires, studded, outlawed, 1981, April, SB 2098
- Tires, studded, outlawed, 1983, April, SB 2356
- Title only, SB 2956, SB 2957, SB 2958, SB 3046
- Title only, marine, SB 2952
- Title only, public, SB 2953, SB 2955
- Title only, public, appropriation, SB 2969
- Title only, rail, SB 3156
- Title only, schools, SB 2696
- Toll bridge, ferries, Puget Sound, revisions, yearly report mandated, SB 2312
- Torts, governmental units, certain, affirmative defenses, provisions, SB 2875
- Traffic offenses, certain, decriminalized, SB 2126
- Trails, paths, improvement funds, mandatory minimum expenditure, established, *HB 750, CH. 121X
- Truck semitrailers, second trailer pulling, authorized, SB 2343
- Urban arterial bonds, certain, authorization, reenacted, *SB 2065, CH. 5
- Use tax, exemptions, modified, HB 296
- UTC, study, freight amounts, interstate, intrastate, empty backhaul, inquiry limited to weigh stations, SB 2927
- Utility tax, interstate business, extended, SB 3124
- Vessels, passenger-carrying, inspection, licensing, navigation rules, labor and industries, regulate, SB 3100
- Vessels, passenger-carrying, inspection, licensing, navigation rules, labor and industries regulate, inspection fees, established, SB 3100, *SUB SB 3100, CH. 74
- Willapa Bay, pilotage district, boundaries, defined, SB 2108

TRAPPERS AND TRAPPING

- Beavers, tag requirement, eliminated, license fee, increased, SB 3011
- License fees, retained, issuing persons, increased, SB 2758, *HB 44, CH. 3X

TRAVEL

- Chiropractic disciplinary board, members' travel vouchers, approval, licensing department director, SB 2410
- Expenses, state employees, payment procedures, modified, SB 2412
- Hospital trustees, county, expenses, reimbursement, *HB 862, CH. 17X
- Insurance advisory committees, consumer, industry input, regulatory problems, appointment, travel expense reimbursement, provisions, SB 2653
- Insurance companies, costs, examiners' salaries, benefits, inclusion, per diem travel salary, establishment, provisions, *SUB HB 546, CH. 35X
- Insurance companies, insurers, examination, examiner expenses, travel, salary, benefits, reimbursement, provisions, SB 2649
- Insurers, health care service, HMO's, insurance commission, periodic examination, required, examiner's expenses, reimbursement, SB 2729
- Irrigation districts, directors, official duties, reasonable expenses, reimbursement, *SUB HB 402, CH. 83
- Libraries, job candidates, expenses, reasonable, reimbursement, permitted, *HB 759, CH. 40X

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

TRAVEL—cont.

- Special purpose districts, sewer, water, compensation, increased, provisions, SB 2394, SUB SB 2394
- Travel expenses, advance payment, period extended, *SB 2398, CH. 71X

TRAVEL TRAILERS

- Excise tax, imposed, out-of-state exemption, collection provisions, *SB 2066, CH. 123

TREASURER

- Port districts, designation, authorized, SB 2761
- Special purpose districts, sewer, water, board, designated, HB 132

TREATIES

- Indian fishing treaty issues, U.S. supreme court, speedy resolution, petitioned, SJM 105
- Steelhead, sales, transactions, between treaty Indians only, SB 2876

TREATMENT

- Alcohol, drug related traffic offenders, evaluation, treatment program, participation, requirements, development criteria, sentencing provisions, *SUB HB 665, CH. 176X
- Drunk drivers, defined, standards established, mandatory one-day jail sentence, *SUB HB 665, CH. 176X
- DWI, defined, standards established, mandatory one-day jail sentence, *SUB HB 665, CH. 176X
- Early, periodic screening, diagnosis, treatment program, social and health services department, administration, SB 2670
- Mental illness, involuntary, initial period, lengthened, SB 2046

TREES (See also FOREST AND FORESTRY)

- Christmas trees, shipped out of state, reports, repealed, SB 2258, *SUB HB 186, CH. 32X

TRESPASS

- Criminal, redefined, SB 2229, *HB 307, CH. 244X
- Dog bites, liability, persons lawfully on another's property, defined; *HB 25, CH. 148
- Dog bites, liability, revised, SB 2096
- Domestic violence, law enforcement procedures, established, SB 2613, *SUB HB 438, CH. 105X
- Force, property protection, permission, *HB 307(a), CH. 244X
- Motor vehicles, abandoned, removal, private property, procedures, established, SUB HB 451, SB 2377
- Motor vehicles, abandoned, rights, duties, penalties, provisions, *SUB HB 755, CH. 178X
- Private property, detention allowed, motor vehicle, criminal trespass, seizure and forfeiture, procedure, provisions, SUB HB 562

TREVINO, TRINIDAD

- Pardon from judgment/sentence, governor's message p. 893

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.
 SR Senate Resolution.
 GA Gubernatorial Appointment.

TRI-CITIES

- Bridge, Columbia point, authorized, appropriation, SB 3034, *SUB SB 3034, CH. 212X
- Bridge, toll, Horn Rapids, necessary highway improvements, appropriation, SB 3034, *SUB SB 3034, CH. 212X

TRUANCY

- Juveniles, habitual, defined, penalty, misdemeanor, SB 2496
- Juveniles, habitual, juvenile justice act, included, SB 3026
- Juveniles, parental responsibility, school, court procedures, violations, defense, fines, *SUB HB 1258, CH. 201X

TRUCKS AND TRACTORS

- Cab card, single, weight, special permits, deleted, HB 167
- Combinations, excess of 73 feet length, prohibited, SB 2041
- Equipment, standards, regulations, revisions, SB 2908
- International registration plan, fees, provisions, SB 2658, SUB SB 2658
- Length, maximum, increased, *HB 164, CH. 113X
- Maximum size, restrictions, modified, SB 2341
- Multi-units, defined, *HB 196, CH. 149X
- Proportional registration, eligibility basis, *HB 141, CH. 134
- Public utilities, fees, regulatory, certain, failure to pay, penalties, removed, SB 2349, *HB 441, CH. 198X
- Semitrailers, second trailer pulling, authorized, SB 2343
- Special movement permits, annual fee, *HB 164, CH. 113X
- Terminal areas, commercial zones, established, SB 2745
- Tonnage fees, monthly basis, minimum weight lowered, purchase fee, increased, *HB 141, CH. 134
- Tonnage license, purchase, monthly, permitted, SB 2778, SUB SB 2778
- Wrecker bond cancellations, notification, registered mail requirement, removed, SB 2070

TRUST COMPANIES

- Corporations, trust business, securities held in trust, deposit other banks, trust companies, permitted, SB 2739, *HB 808, CH. 45
- Depositaries, public, revisions, SB 2636
- Deposits, adverse claims, honoring, liability, modified, SB 2734, *HB 952, CH. 143
- Deposits, electronic, state employees' salaries, wages, state fund recipients' benefits, payments, state treasurer, authorized, SB 2310, *SUB SB 2310, CH. 93
- Deposits, receipts, account clearly indicated, required, SB 2668
- Fiduciaries, out-of-state affiliates, qualification, SB 2618, *HB 788, CH. 105
- Financial affairs privacy act, enacted, SB 2997
- Investments, real estate, amount increased, SB 2932, *HB 875, CH. 142
- Investments, small business investment companies stock, holdings, increase, authorized, HB 314, *SB 2479, CH. 124
- Notes and debentures, conversion rights, SB 2741, *SUB HB 803, CH. 106
- Property, personal, real, sale, documents, preparation, persons, institutions, certain, permitted, SB 2583, *SUB HB 481, CH. 107X
- Stocks, authorized, unissued, purchases, state supervisor, approval, SB 2741, *SUB HB 803, CH. 106

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(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

TRUST COMPANIES—cont.

Title only, SB 2813

TRUSTS

Banks, trust companies, fiduciaries, out-of-state affiliates, qualification, SB 2618, *HB 788, CH. 105

Employee welfare, regulations, repealed, SB 2651, *HB 455, CH. 34X

State land, fire protection, funds transferred, forest development, resource management cost accounts, general fund funding, *SUB SB 2967, CH. 208X

Trust funds, deposited with clerk, provisions, modified, SB 2273, *SUB SB 2273, CH. 227X

TUITION AND FEES - HIGHER EDUCATION

Adult corrections services, community colleges, authorized, *SUB SB 2250, CH. 226X

British Columbia, higher education, reciprocity, program, continued, 2 additional years, SB 2585

Community colleges, students, 19 or older, obtaining high school diploma, waived, SB 2631, *HB 358, CH. 148X

Disadvantaged, needy students, waiver, limitations, *SUB SB 2451, CH. 262X, P.V.

Displaced homemakers, community colleges, waiver, provisions, *SUB SB 2451(a), CH. 262X, P.V.

Foreign students, waiver, limitations, *SUB SB 2451, CH. 262X, P.V.

Higher education, employees, waived, space available basis, allowed, *SUB HB 319, CH. 82

Higher education, institutions, increased, SB 2478

National Guard, scholarships, higher education institutions, authorized, SUB SB 2212, *SUB HB 295, CH. 90X

National Guard, scholarships, higher education institutions, as defined, authorized, 2nd SUB SB 2212

National Guard, scholarships, state supported higher education institutions, authorized, SB 2212

Nationals, certain, friendly foreign nations, regional universities, TESC, waiver, authorized, SB 2513

Nonfaculty employees, certain higher education institutions, exemption, SB 2187

Oregon, reciprocity, waiver, certain community colleges, TESC, authorized, SB 2346, *HB 226, CH. 80

Students, higher education, parents assigned to consular missions, resident fees, pilot programs authorized, *SUB SB 2042, CH. 19X

Students, higher education, resident classification, application, time period, provisions, *SUB HB 201, CH. 15X

Students, higher education, undergraduates, parents assigned to consular missions, resident fees, pilot programs, authorized, SB 2042

Students, resident, exceptional educational ability, waiver, provisions, VETOED, *SUB SB 2451, CH. 262X, P.V.

Title only, SB 2447

Title only, appropriation, SB 3159

Veterans, Vietnam, higher education, increases, exemption, *SB 2923, CH. 83X

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

TUKWILA

Highways, state route no. 181, redefined, *SUB HB 1031(a), CH. 192X

TUTORS AND TUTORING

Remediation assistance, state-wide program, students, deficient, basic skills, created, SB 2517, *SUB HB 663, CH. 149

ULTRASOUND

Radiation control agency, program development, regulation, monitoring, emergency response plans, licensee investigation, SB 2743

Radiation control agency, program development, regulation, monitoring, emergency response plans, licensee investigation, appropriation, SUB HB 894

ULTRAVIOLET LIGHT

Radiation control agency, program development, regulation, monitoring, emergency response plans, licensee investigation, SB 2743

Radiation control agency, program development, regulation, monitoring, emergency response plans, licensee investigation, appropriation, SUB HB 894

Radiation pilot program, nonionizing radiation hazards, report to legislature, provision, appropriation, SUB HB 894

UNDERHILL, CAL

Commission on Asian-American affairs, member, GA 27, confirmed pp. 37,182,214

UNEMPLOYMENT

Public assistance, references deleted, revisions, SB 2678

UNEMPLOYMENT COMPENSATION

Agricultural workers, coverage, inclusion, SB 2597

Benefits, minimum weekly, computation, revised, SB 2644

Disqualifications, modified, SB 2578

Eligibility, combination week, provisions, SB 3111

Eligibility, disqualification, provisions, modified, SB 2870

Public assistance, references deleted, revisions, SB 2678

Rates, contributions, modified, SB 3138

Reports, employer, inaccurate, late, contributions, delinquent, penalties, established, SB 2643, *HB 650, CH. 190X

Students, graduate, certain, special coverage, excluded, SB 3137

Students, part-time, benefits, allowed, SB 2645

Title only, SB 2833, SB 3043

UNFAIR PRACTICES

Campers, unfair motor vehicle business practices act, inclusion, HB 145

Cemetery authorities, violations, *SUB HB 82, CH. 21

Credit reports, unfavorable, creditors, consumer notification, required, SB 2438

Debt adjusting, certain, provisions, *HB 86, CH. 156

Discrimination, protection, sensory, mental, physical handicaps, extended, appropriation, *SUB HB 480(a), CH. 127

Employee/employer relationships, labor, rights, bargaining, regulated, SB 3123

Labor-management act, enacted, SB 2011

Labor-management relations act, enacted, appropriations, SB 3090

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

UNFAIR PRACTICES—cont.

- Nursing homes, abuse, patients, reporting system, provisions, penalties, *SB 2338, CH. 228X
- Waste and inefficiency in state government commission, created, members, duties, SB 2777
- Wrecker bond cancellations, notification, registered mail requirement, removed, SB 2070

UNICAMERAL LEGISLATURE

- Established, provisions, office of lieutenant governor, abolished, SJR 106

UNIFORM COMMERCIAL CODE

- Wharfingers, warehousemen, rates, changes, regulation, repealed, SB 2123

UNINCORPORATED AREAS

- Solid waste disposal system, county, excise tax, authorized, delinquent, property lien, SB 2688

UNIONS

- Apprenticeship council, state, procedure, qualifying hours, *HB 576, CH. 37X
- Collective bargaining, agreements, conflict, employer policy, bargaining agreement prevails, SB 2854
- Collective bargaining, higher education, certain personnel, provisions, SB 2236
- Collective bargaining, higher education, public employees, scope, expanded, SB 3040
- Collective bargaining, port districts, employees, inclusion, SB 2431
- Collective bargaining, unformed personnel, arbitration, mediation, impasse procedures, established, *SB 2852, CH. 184X
- Employee/employer relationships, labor, rights, bargaining, unfair practices, regulated, SB 3123
- Ferry system, employees, personnel policies, civil service regulations, modified, SUB SB 2477
- Firefighters, law enforcement officers, collective bargaining procedures, modified, SB 2370
- Labor-management act, enacted, SB 2011
- Labor-management relations act, enacted, appropriations, SB 3090
- Marine employers, transportation department, disputes, record-keeping requirements, removed, HB 919
- School districts, strikes, certificated employees, prohibited, SB 3131
- Successor clauses, entertainment services, contracts, provisions, SB 2679, SUB SB 2679

UNIVERSITY OF WASHINGTON (See also COLLEGES AND UNIVERSITIES)

- Boards, institutions, certain, members, terms, selection, uniformity, SB 2858, SUB SB 2858
- Board, trustees, terms, meeting requirements, *SUB HB 398, CH. 103X
- Employees, public retirement system, credit WSU system, may transfer to UW, SB 2899
- Faculty center, class H liquor license, allowed, SB 2169, *HB 419, CH. 104X
- Funds, accounts, excess, certain, transferred into general fund, SB 2519
- Institute of forest products, abolished, duties transferred, institute of forest resources, *HB 585, CH. 50

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SR Senate Resolution.

GA Gubernatorial Appointment.

UNIVERSITY OF WASHINGTON (See also COLLEGES AND UNIVERSITIES)

—cont.

Law enforcement officers, certain, LEOFF retirement system, inclusion, SB 2340
 Youth sports center, provisions, appropriations, SB 2089

URANIUM

Mill tailings licensing and perpetual care act, enacted, SB 2197, *SUB SB 2197,
 CH. 110X

URBAN ARTERIALS

Bonds, certain, authorization, reenacted, *SB 2065, CH. 5

URBAN DEVELOPMENT

Land, DNR ownership, cooperative land use planning, *SB 2218, CH. 56X
 Parks, local government, acquisition, development programs, outdoor recreation
 committee, grant program, funding preference, SUB HB 334
 Parks, state, within city limits, provisions, HB 238

UTILITIES (See also PUBLIC UTILITIES)

Cogeneration facilities, B&O tax credit, property tax exemption, *SUB HB
 1013(a), CH. 191X

Cogeneration facilities, processes, users, public service company regulation,
 exemption, *SUB HB 1013, CH. 191X

Cogeneration facilities, tax credits, revenue department, certificates, authorized,
 SB 2598, SUB SB 2598

Consumer costs, minimize, policies, UTC, develop, directed, SB 3080

Electric, pricing policies, comprehensive study, required, provisions, SB 2201

Electrical, water service charges, liens, SB 2190

Energy conservation, local government, residential installation, assistance, financ-
 ing, constitutional contingency, *SUB SB 2976, CH. 239X

Energy conservation, residential, programs, authorized, SB 2202

Energy facilities, siting permits, federal standards compliance, *SUB SB 2979,
 CH. 254X

Geothermal resources, surface land owner, property rights, declared, *SB 2191,
 CH. 2X

Heat, homes, wood, natural gas, facilitating, SB 3087

Heat, homes, wood, natural gas, heating oil, propane, facilitating, SUB SB 3087

Mill tailings licensing and perpetual care act, enacted, SB 2197, *SUB SB 2197,
 CH. 110X

Pipelines, coal, coal products, carriers, regulations, provisions, SB 2205

Poles, attachments, rates, regulated, *SB 2186, CH. 33

Pollution control, air, water, facilities, tax exemption, credit, provisions, SB 2751

Rate-making, fair value, future utility plants, costs, allowance, authorized, SB
 3082

Retail sales, certain, counties, excise tax, imposition, authorized, SB 2441

Right of way, franchises, applicant, acceptance, rejection, procedures, SUB HB
 726

Security forces, operating agencies, thermal plants, law enforcement powers,
 authorized, SB 2584

Senior citizens, low-income, local governmental utility services, reduced rates,
 permitted, *SB 2077, CH. 116

Services, termination, regulated, SB 3085

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 adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

UTILITIES (See also PUBLIC UTILITIES)—cont.

- Sewerage improvement districts, 3rd class counties, transformed, sewer districts, validation, petition notice, SB 2117, *SUB SB 2117, CH. 35
- Swimming pools, new construction, heating, nonrenewable resources, use, prohibited, SB 2198
- Tax, local government, retail sales, SB 3144
- Title only, SB 2987, SB 2988, SB 3006, SB 3060
- Title only, rates, SB 2981, SB 2982, SB 2983
- Title only, registration, SB 2971, SB 2972
- Utility facilities, lease, public service companies, UTC approval, federal public utility holding company, exemption, authorized, *HB 989, CH. 125X

UTILITIES AND TRANSPORTATION COMMISSION

- Cab cards, single, weight, special permits, deleted, HB 167
- Carriers, nonprofit shipping consolidation groups, regulation exclusion, *SUB HB 535, CH. 138X
- Cogeneration facilities, B&O tax credit, property tax exemption, *SUB HB 1013(a), CH. 191X
- Cogeneration facilities, processes, users, public service company regulation, exemption, *SUB HB 1013, CH. 191X
- Cogeneration facilities, tax credits, revenue department, certificates, authorized, SB 2598, SUB SB 2598
- Commuter ride sharing, course of employment, industrial insurance, exclusion, *SUB HB 96, CH. 111
- Commuter ride sharing, private vehicles, owner's liability, *SUB HB 96, CH. 111
- Commuter ride sharing, publicly-owned vehicles, authorized, *SUB HB 96, CH. 111
- Consumer costs, minimize, policies, develop, directed, SB 3080
- Electric equity act, enacted, domestic and rural power authority, created, appropriation, SB 2788
- Electric, pricing policies, comprehensive study, required, provisions, SB 2201
- Eminent domain, public utilities, property acquired, improvement, within five years, required, HB 461
- Energy conservation, residential, programs, authorized, SB 2202
- Energy division, created, duties, energy office, documents, transfer, provisions, SUB SB 3063
- Exempt positions, provisions, SB 2199
- Fees, regulatory, certain, failure to pay, penalties, removed, SB 2349, *HB 441, CH. 198X
- Geothermal resources, surface land owner, property rights, declared, *SB 2191, CH. 2X
- Hazardous materials, committee, created, membership, duties, SB 2564
- Hazardous materials, incidence response program, preparation, teams, training, emergency services department, SB 2564
- Motor freight carriers, equipment safety, hazardous materials, regulated, penalties, SUB HB 639
- Operating agencies, thermal power plants, performance audits, required, SUB SB 2980, *SUB HB 1075, CH. 220X, P.V.
- Pipelines, coal, coal products, carriers, regulations, provisions, SB 2205
- Public service commission, UTC, redesignated, SB 2461

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

UTILITIES AND TRANSPORTATION COMMISSION—cont.

- Railroads, crews, radio transceiver availability, required where necessary, SUB SB 2735
- Railroads, crews, radio transceiver, portable, required, SB 2735
- Railroads, crossings, accidents, liability, cities, first class, standard of care, provisions, SB 2567
- Railroads, crossings, reflectorized whistle posts, required, SB 2278
- Railroads, first aid training, employees, certain, required, liability, standard of care, defined, SB 2299, SUB SB 2299
- Rate-making, fair value, future utility plants, costs, allowance, authorized, SB 3082
- Services, termination, regulated, SB 3085
- Study, freight amounts, interstate, intrastate, empty backhaul, inquiry limited to weigh stations, SB 2927
- Trains, certain, emergency air support equipment, required, SB 2298
- Transportation, communication businesses, certain, public utility, B&O taxes, applied, provisions, SB 2208
- Transportation, providers, private, nonprofit, elderly, handicapped, state certification, *SUB HB 96, CH. 111
- Utility facilities, lease, public service companies, approval, federal public utility holding company, exemption, authorized, *HB 989, CH. 125X
- Utility facilities, lease, public service companies, approval public utility exemption, authorized, *HB 989, CH. 125X
- Utility functions, certain, counties, excise tax, imposition, authorized, SB 2441
- Utility poles, attachments, rates, regulated, *SB 2186, CH. 33

VACATION (See also LEAVES AND SABBATICALS)

- Leave, accrual, state employees, limit, removed, SB 2185

VACCINATION

- Immunization, children, required, religious beliefs, exemption, provisions, appropriation, *SUB HB 502, CH. 118X
- Immunization, children, required, religious beliefs, exemption, provisions, SB 2241

VAN DYKE, SISTER CHARLOTTE

- Washington State hospital commission, member, GA 50, confirmed pp. 43,145,201-202

VAN HOLLEBEKE, SENATOR RAY

- Personal privilege, regarding SHB 264. p. 824
- Remarks, confirmation of Senator Newschwander to board of tax appeals p. 2722

VANDEVERT, ALAN P.

- Community college district 22, board of trustees, member, GA 169, confirmed pp. 387,588,696

VANIK, MILFORD F.

- Public disclosure commission, member, GA 80, confirmed pp. 50,369,449

VENDORS

- Interest, state obligations, required, SB 2238, SUB SB 2238

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

VENDORS—cont.

Public assistance, final charges, rendered, time period, extended, *SB 2753, CH. 81X

VENTILATION

Heating, ventilation, and air conditioning act, enacted, regulation purposes, SB 2864

VENUE

Change, counties, costs, certain, partial reimbursement, allowed, prosecutors reimbursement revolving fund, appropriation, SUB HB 1084

VESSEL REGULATION ACTIVITIES

Sunset report pp. 707-708

VESSELS (See also PILOTS - SHIPS)

Ferries, purchase, local governmental units, sales, use tax, exemption, SUB HB 746, *SUB SB 2929(a), CH. 266X

Fishing, buy-back, revisions, *SUB HB 962, CH. 43X

Fishing, commercial, licenses, transfers, data collection, fisheries department, required, annual report, legislature, SUB HB 1008

Grays Harbor pilotage district, established, boundaries, defined, SB 2108, *SUB SB 2952, CH. 207X

Passenger-carrying, inspection, licensing, navigation rules, labor and industries regulation, inspection fees, established, SB 3100, *SUB SB 3100, CH. 74

Safety provisions, certain, vessel compliance, pilots, certification, required, SB 2108(a), SB 2424

Salmon charter boats, fishing, anglers, number restricted, two-year program, established, *SUB HB 333, CH. 101

Salmon charter boats, licensing, established, SUB HB 177, *SB 2045(a), CH. 60

Salmon guides, certain, charter boat definition, exclusion, *SB 2045, CH. 60

Salmon licenses, commercial, buy-back price, limited, original cost, SB 3081

Salmon licenses, commercial, limitation, landing requirement waiver, *SUB HB 175, CH. 135

Stevedoring, related activities, excise tax imposed, SUB HB 326, SB 2231

Willapa Bay, pilotage district, boundaries, defined, SB 2108

VETERANS

Bonus act, repealed, *SB 2296, CH. 59X

Bonus act, 1972, reopened, six months period, compensation purposes, appropriation, SB 2747

Congressional medal of honor, winners, special license plates, issuance authorized, no fee, *SB 2502, CH. 77X

Disabled, certain, free hunting license, provisions, SB 2204

Employment, preference, competitive ratings, revisions, spouses, provisions, SB 3105, SUB SB 3105

Employment, preference, competitive ratings, certain, noncompetitive employment systems, revisions, SB 3106, SUB SB 3106

Estates, executor, director of veteran affairs, maximum size, increased, *SB 2101, CH. 64

Funds, revisions, gifts, grants, donations, cigarette tax, established, fund, *SB 2296, CH. 59X

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

VETERANS—cont.

- Passes, veteran's disability, state parks, age 62, thirty percent service-connected disability, free, *SUB HB 504, CH. 131X
- Relief services, county levies, 106% limitation, required, SUB HB 943
- Soldiers home, support items, residents, director of veteran affairs, value determination authority, *SB 2102, CH. 65
- State militia, provisions, certain, modified, disability, employment rights, compensation, federal compensatory benefits relieves state obligation, SB 2400
- Vietnam, higher education, tuition, fees, increases, exemption, *SB 2923, CH. 83X
- Widows, widowers, public employment, preference, provisions, SB 2591

VETERINARIANS

- Brucellosis, indemnity payments, appropriation, *SUB SB 2791(a), CH. 238X
- Governors board, licensed members, lay member inclusion, sunset review schedule, established, *SUB HB 163, CH. 31X

VICE PRESIDENT PRO TEMPORE (See also KEEFE, SENATOR JAMES E.)

- Keefe, Senator James E., nominated, elected p. 6
- National conference state legislatures, attendance authorized, regular per diem, actual expenses allowed, *SR 1979-53 p. 1035
- Retained, first extraordinary session, *SR 1979-54 p. 1046

VISUAL ARTS CENTERS

- Bonds, performing arts facilities, Olympia, Tacoma, issuance, authorized, bond redemption fund, created, SB 3129, *SUB SB 3129, CH. 260X
- Bonds, performing, visual arts, museum facilities, issuance, authorized, bond redemption fund, created, SB 3015
- Municipal, authorized, *SB 2062, CH. 222X

VITAL STATISTICS

- Adoption certificates, birth records, certain, provisions, SB 2020, *HB 4, CH. 101X
- Death, fetal death certificates, mandatory signature, time period, established, *SUB HB 262, CH. 162X
- Federal standards, compliance update, *SUB HB 262, CH. 162X
- Health officers, local, duties, revised, *SB 2060, CH. 52X

VOCATIONAL EDUCATION

- Apprenticeship council, state, procedure, qualifying hours, *HB 576, CH. 37X
- Basic education act, miscellaneous changes, SB 2156
- Basic education act, miscellaneous changes, curriculum, contact hours, seniors, last 5 days, SUB HB 210
- Commission, bonds, issuance, bond anticipation notes, authorized, fire training bond retirement fund, created, SB 2249
- Commission, fire service training center account, created, expenses, provisions, SB 2849
- Commission, fire service training center, bonds, issuance, anticipation notes, authorized, appropriation, *SUB SB 2249, CH. 225X
- Commission, fire service training centers, location, permissible areas, limited, SB 2918

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

VOCATIONAL EDUCATION—cont.

- Educational services registration act, enacted, certain private institutions, regulation, registration purposes, SB 2434, *SUB SB 2434, CH. 188X
- Electricians, apprentices, journeymen, trainees, licensing, modified, *SB 2905, CH. 156X
- Students, financial aid, state program, redefined, postsecondary education council, *SUB SB 2744, CH. 235X
- Title only, SB 2444, SB 2448, SB 2884, SB 2885

VOCATIONAL REHABILITATION

- Rehabilitation center, persons, any, use, SB 2938, *HB 888, CH. 42X
- Services, state purchase, formal sealed bid, requirements, execution, *HB 113, CH. 14X

VOGNILD, SENATOR LARRY L.

- Personal privilege, commending cafeteria employees p. 2792

VOLUNTEERS

- Firemen, early retirement pensions, schedule, established, *SB 2224, CH. 157X
- Prisoners, certain, leaves, medical, dental care, volunteer service projects, provisions, HB 1106
- Senior citizens, service centers, volunteers, public assistance recipients, utilization, appropriation, SB 2237, *HB 491, CH. 147X
- Senior citizens, well adult clinic services, authorized, appropriation, SB 2237, *HB 491, CH. 147X

von REICHBAUER, SENATOR PETER

- Personal privilege, regarding passage of EHB 516 p. 2669
- Remarks, regarding confirmation of Senator Newschwander to board of tax appeals p. 2722
- Rule 41, admission to senate not enforced, point of order p. 2718

VOTAW, CHARLES W.

- Community college district 20, board of trustees, member, GA 148, confirmed pp. 94,241,272

VOTERS AND VOTING (See also ELECTIONS)

- Aged persons, aid, local governmental units, permitted, SJR 104
- Ballots, ballot cards, machine records, duplicates required, SB 2288
- Commissioners, superior court, duties, numbers, constitutional limits, removed, SJR 108
- Commissioners, superior court, duties, numbers, constitutional limits, removed, legislative authority, added, SUB HJR 21
- Debt, state, limitations, SJR 103
- Development projects, public, indebtedness, payments, means, provided, HJR 22, SJR 118
- District of Columbia, congress, representatives, provisions, constitutional amendment, ratified, SJR 109
- Elections, general revisions, SB 3118, SUB SB 3118
- Elective offices, vacancies, procedures, provided, SB 2372, SUB SB 2372
- Emergency medical services, cities, towns, counties, six-year levy, imposition, voter approval, SB 3016, *2nd SUB HB 1239, CH. 200X
- Expenditures, state, limitations, SJR 105

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

VOTERS AND VOTING (See also ELECTIONS)—cont.

- Fire protection districts, annexation authorized, *SUB HB 972, CH. 179X
- Fire protection districts, annexation, cities under 10,000, authorized, *SUB HB 972(a), CH. 179X
- Fire protection districts, real property, sale, less than market value, approval, required, SB 2898
- Governor, term of office, second Monday in December, commencement, SJR 102
- Handicapped facilities, bonds, issuance, bond anticipation notes, authorized, bond redemption fund, created, appropriation, referendum provision, *SUB HB 740, CH. 221X
- Home rule charter, framing, alternative methods, provisions, SUB HJR 7
- Home-rule powers, counties, municipal corporations, granted, SJR 114, SUB SJR 114
- Insurance pooling, self-insurance, local governments, allowed, SJR 121
- Judges, election, procedures, standardized, SB 2358, SUB SB 2358
- Judges, superior courts, newly-created positions, election provision, VETOED, *SUB SB 2095(a), CH. 202X, P.V.
- Judicial qualifications commission, judicial disciplinary purposes, establishment, provisions, SJR 116
- Judicial system, audit requirement, SJR 111
- Justice courts, appeals, court of appeals, permitted, SJR 107
- Justice courts, districts, jurors, registered voters, random selection, SB 2008
- Legislator, civil office holder, salary increase, not eligible, *SJR 112
- Legislature, regular, special sessions, defined, authorized, SJR 110, *SUB SJR 110
- Legislature, regular, special sessions, defined, limited, authorized, SJR 117
- Legislature, representative, additional, at large, election, powers, duties, SUB SB 2893
- No vote provisions, permitted, SB 3127
- Pamphlets, candidates, more informative, SUB HB 306
- Park and recreation districts, joint, formation, authorized, election provisions, SB 2489, *SB 2053, CH. 11X
- Political advertising, sponsor designation, required, SB 2865
- Political advertising, sponsor designation, required, sign provision, SUB SB 2865
- Polling places, handicapped persons, accessibility, provisions, *SB 2565, CH. 64X
- Port districts, tax levies, voter approval, required, SB 2930
- Presidential primary, preference, provisions, absentee voting procedures, SB 2214, SUB SB 2214
- Property tax relief, personal, renters, provisions, SJR 101, SUB SJR 101
- Public utility districts, creation, construction, election procedures, revisions, SB 2993, *SUB SB 2993, CH. 240X
- Redistricting commissions, establishment provisions, constitutional contingency, SB 2347, SB 2573, SUB SB 3065, 2nd SUB SB 3065, 3rd SUB SB 3065
- Redistricting commissions, establishment provisions, HJR 31, SJR 115, SJR 119, SUB SJR 125
- Registration, transfer, at polls, general, primary election, permitted, provisions, *SB 2562, CH. 96
- Registration, various changes, SUB SB 2454
- Representative, state, additional, at large election, powers, duties, SUB SB 2893

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

VOTERS AND VOTING (See also ELECTIONS)—cont.

- Returnable beverage container act, enacted, INITIATIVE 61
- Schools, public, free from sectarian control, establishment, provisions, SUB HJR 26
- Tax relief, real property, residences, certain, legislative power, expanded, SJR 113
- Tax revenues, state, increases not to exceed total growth rate, state personal income, provisions, INITIATIVE 62
- Unicameral legislature, established, provisions, office of lieutenant governor, abolished, SJR 106
- Utilities, public, loans, energy conservation purposes, authorized, appropriate charge back provision, *SUB SJR 120
- Utilities, public, loans, energy conservation purposes, authorized, SJR 120

WAGES (See also SALARIES AND WAGES)

- Public works projects, prevailing, revisions, SB 2609
- Public works projects, prevailing, standardized hourly rate, intention, not to fix, SB 2776
- Sick leave account, general fund, created, sick leave payment, wage exclusion, social security purposes, SB 2030, *SUB SB 2030, CH. 152
- Sick leave payment, social security exclusion, state, school employees, appropriations, fund transfer, *SUB HB 1064, CH. 247X

WALGREN, SENATOR GORDON L.

- Commending Seattle Supersonics basketball champions p. 2787
- Commending staff for job well done p. 2811
- Commending members for courtesies pp. 2812-2813
- Constitutional amendments excluded if revenue/budget related, HCR 17 p. 1130
- National conference state legislatures, attendance authorized, regular per diem, actual expenses allowed, *SR 1979-53 p. 1035
- Remarks
 - Commending Bethlehem Steel Corporation, *SR 1979-30 p. 1004
 - Confirmation of Senator Newschwander to board of tax appeals p. 2720
 - Order of business p. 2131
 - Personal privilege, Senator North p. 1775
 - Plan of action, remaining legislation pp. 1800-1801
 - Referral of house bills to committee on rules, outside concurrent resolution . p. 869
 - Reverend Jesse Jackson p. 204
 - Senator Clarke, regarding adjournment p. 2435
 - Senator Newschwander, regarding adjournment pp. 2436-2438
 - SHB 1308 p. 1615
 - SCR 113, amendment to cutoff resolution p. 903
- Reply, Senators Pullen, Lewis, three-day adjournments, *SR 1979-120 pp. 2430-2431
- Rule 60, waived to consider, EHB 516 p. 2542
- Statutory, select committee appointments p. 2781
- Three minute rule in force on debate, April 11, 1979 p. 1570

WALSH, HAROLD

- Gambling commission, member, GA 44, confirmed pp. 41,225,331

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

WANAMAKER, SENATOR F. "PAT"

National conference state legislatures, attendance authorized, regular per diem, actual expenses allowed, *SR 1979-53 p. 1035
 Remarks regarding EHB 329 p. 1554

WAR CRIMES

German Federal Republic, statute of limitations, Nazi war criminals, extension, petitioned, SJM 104

WAREHOUSES AND WAREHOUSEMEN

Agricultural commodity, regulations, HB 87
 Agriculture, omnibus regulations, modified, *SUB SB 2791(a), CH. 238X
 Rates, changes, regulation, repealed, SB 2123
 Stevedoring, related activities, excise tax imposed, SUB HB 326, SB 2231
 Storage lockers, walk-in, confinement, accidental, precautions, required, SB 2080

WARRANTIES

Insurance policies, personal property loss, service, repair coverage, SB 2730, *HB 588, CH. 138

WARRANTS

Tax, liens, personal property subject, limited, excludes third person beneficiary, SB 2934

WARRANTS - FISCAL

Lost, destroyed, state, replacement procedures, modified, *SB 2398, CH. 71X

WARRANTS - LEGAL

Arrest, power, drivers, without warrant, certain traffic violations, defined, *SUB HB 22, CH. 28X
 Arrest, power, felonies, gross misdemeanors, without warrant, defined, *SUB HB 22, CH. 28X
 Docks, commercial, inspection, certification, warrant, labor and industries department requirements, appropriation, SUB SB 2969
 Search, homicides, felonies, use limited, HB 427

WASHINGTON PUBLIC POWER SUPPLY SYSTEM

Geothermal resources, surface land owner, property rights, declared, *SB 2191, CH. 2X
 Nuclear plants, bond indebtedness, plans, reports, develop, provisions, SB 3135
 Operating agencies, thermal plants, security forces, law enforcement powers, authorized, SB 2584
 Operating agencies, thermal power plants, performance audits, required, SUB SB 2980, *SUB HB 1075, CH. 220X, P.V.
 WPPSS, joint select legislative committee, established, investigation, review purposes, powers, duties, SCR 111

WASHINGTON STATE PATROL

Accidents, reports, copy fees, increased, *SB 2078, CH. 34
 Cab cards, single, weight, special, permits, deleted, HB 167
 Criminal justice commission, members, chief, private citizen, added, *SB 2175, CH. 55X
 Criminal records privacy act, administration, dissemination, disclosure procedures, modified, *HB 571, CH. 36X

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

WASHINGTON STATE PATROL—cont.

- Drivers, physical, mental disabilities, certificates, provisions, *SB 2067, CH. 61
- DWI, breathalyzer test, refusal, driving privilege revoked, court evidence, subsequent guilty plea, rescind revocation, *SUB HB 704, VETOED
- DWI, conviction, nonsuspendable sentences, provisions, SB 2122
- Fisheries, game enforcement, duties, SB 2476
- Hazardous materials, committee, created, membership, duties, SB 2564
- Hazardous materials, incidence response program, preparation, teams, training, emergency services department, SB 2564
- Motor vehicles, abandoned, removal, private property, procedures, established, SUB HB 451, SB 2377
- Motor vehicles, abandoned, rights, duties, penalties, provisions, *SUB HB 755, CH. 178X
- Organized crime advisory board, new name, membership, duties, meetings, fund, created, appropriation, SUB HB 1147
- Organized crime intelligence advisory board, name change, organized crime advisory board, membership, duties, SB 2390
- Organized crime intelligence unit, name change, organized crime unit, duties, SB 2390
- Reckless operation, lawful process, interference, reckless flight, felony, SB 2116
- Registered disposers, licensing requirements, *SUB HB 755, CH. 178X
- Retirement system, benefits, certain, increased, beneficiaries, benefits, defined, SB 2754
- Retirement system, benefits, certain, spouses, ex-spouses, payment, court ordered, *SB 2378, CH. 205X
- Retirement system, benefits, increased, SB 2240, SB 2994
- Retirement system, benefits, increased, adjustments, provisions, appropriation, *SUB HB 500, CH. 96X
- Retirement system, cadets, inclusion, HB 783
- Speeding violations, certain, parking violations, drivers insurance abstracts, exclusion, SUB SB 2418
- Spot checks, authorized, any hour, plainly marked patrol car, public highway, SB 2481
- Work-a-day program, thanks, gratitude, expressed, SCR 104

WASHINGTON STATE UNIVERSITY

- Boards, institutions, certain, members, terms, selection, uniformity, SB 2858, SUB SB 2858
- Board, trustees, terms, meeting requirements, *SUB HB 398, CH. 103X
- Bonds, capital improvements, issuance, bond anticipation notes, authorized, bond retirement fund, created, SB 2248
- Employees, federal civil service status, extension service, state employees insurance, health care plans, exclusion, *HB 691, CH. 9X
- Employees, former, retirement credit, may transfer to UW system, SB 2899
- Forest tree nursery, authorization repealed, SB 2034, *HB 69, CH. 52
- Funds, accounts, excess, certain, transferred into general fund, SB 2519

WASTE DISPOSAL (See also POLLUTION)

- Counties, unincorporated areas, system, excise tax, authorized, SB 2688
- Pollution control, air, water, facilities, tax exemption, credit, provisions, SB 2751

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

WASTE DISPOSAL (See also POLLUTION)—cont.

- Pollution control, ecology department, control, federal compliance, *HB 433, CH. 267X, P.V.
- Recycling activities, facilities, definition, bond issuance authorization, SB 2184, *SUB SB 2184, CH. 68
- Sanitary sewage disposal system, comprehensive plan, tax levy, modified, SB 3094, SUB SB 3094

WATANABE, TAUL

- State personnel board, member, GA 72, GA 112, confirmed pp. 48;85,342

WATER AND WATER DISTRICTS (See also SHORELANDS & SHORELINES)

- Aquatic plants, animal resources, shoreline management act, harvest defined, SB 2364
- Audits, financial, state auditor, frequency, payment provisions, revised, *SB 2403, CH. 71
- Bonds, water supply facilities, issuance, bond anticipation notes, authorized, bond redemption fund, created, appropriation, SB 2350, *SUB HB 574, CH. 258X
- Bonds, water supply facilities, public, issuance, bond anticipation notes, authorized, bond redemption fund, created, referendum provision, SB 2639, *SUB SB 2639, CH. 234X
- Comprehensive plan, sewer, water districts, county legislative authority, approval, deadline, SB 2395, *SUB HB 139, CH. 23
- Consumer costs, minimize, policies, UTC, develop, directed, SB 3080
- Drought, agricultural needs, facilities, irrigation districts, DOE, alleviation projects, appropriation, SB 2504, *SUB SB 2504, CH. 263X, P.V.
- Family farm permits, marital community, each member, authorized, SB 2921
- Formation, procedures, modified, SB 2061
- Ground waters, public, withdrawal limitations, revised, firefighting, exempted, SB 2877
- Interlocal cooperation act, districts, inclusion, SB 2118
- Interlocal cooperation act, public agency, definition, modified, *SUB SB 2118, CH. 36
- Irrigation districts, power generation, authorized, powers, duties, modified, SB 3033, SUB SB 3033, *2nd SUB SB 3033, CH. 185X
- Local improvement districts, sewer, drainage, bonds, authorized, guaranty fund, created, assessments, modified, SB 3086
- Pollution, ecology department, control, federal compliance, *HB 433, CH. 267X, P.V.
- Public utility districts, water resources, management, utilization, development, conservation, powers, modified, SB 2501
- Public waters, future use reservation, permit priority date, ecology department, exclusive authority, *SUB HB 446, CH. 166X
- Public water system coordination act, fire protection standards, incorporation, requirement, eliminated, SB 2689
- Rights, determination proceedings, scope, service of summons, fees, expenses, SB 2351, SUB SB 2351
- Rights, determination, proceedings, service of summons, withdrawal permits, procedures, DOE appropriation, *SUB SB 2794, CH. 216X
- Rights, determination proceedings, statement of facts, notice to owners, procedural requirements, SB 2351, SUB SB 2351

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(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

WATER AND WATER DISTRICTS (See also SHORELANDS & SHORELINES)

—cont.

- Rivers or lakes, future use reservation permit, flow and level protection, ecology department, exclusive authority, *SUB HB 446, CH. 166X
- Sanitary sewage disposal system, comprehensive plan, tax levy, modified, SB 3094, SUB SB 3094
- Senior citizens, low-income, local governmental entities, preferential rates, services, authorized, SB 2079
- Senior citizens, low-income, local governmental utility services, reduced rates, permitted, *SB 2077, CH. 116
- Service charges, liens, SB 2190
- Special purpose districts, board, treasurer, designated, HB 132
- Special purpose districts, commissioners, compensation, increased, travel provisions, SB 2394, SUB SB 2394
- Special purpose districts, small works contracts, bids, procedures, modified, SB 2397, *SUB HB 133, CH. 137X
- Systems, public, enforcement powers, granted, SB 2203
- Systems, reservoirs, counties, included within municipal water and sewer facilities act, SB 3095
- Title only, SB 2794
- Title only, sewer and water systems, SB 3005
- Title only, well water construction, SB 2830
- Water projects development act, enacted, irrigation purposes, SB 2857
- Water, sewer, special purpose districts, merged, board members, provisions, SUB HB 131
- Well construction, examining board, references deleted, SB 2936
- Well contractors, complaint procedure, ecology department, revised, SB 2352
- Well operators, contractors, licensing, permits, fees, obligations, damages, insurance, modified, SB 3035

WATER QUALITY

- Pollution control, facilities, tax exemption, credit, provisions, SB 2751
- Title only, SB 2692, SB 2693, SB 2695

WAYNE, DR. MARVIN A.

- Emergency medical and ambulance review committee member, GA 42, confirmed pp. 41,190,217

WEAPONS

- Deadly, corrections, institutions, residences, others, unauthorized possession, felony, *SB 2021, CH. 121
- Deadly, possession, detention facilities, prohibited, law enforcement officers, exempted, SB 2871
- Imprisonment, certain, terms, modified, SUB HB 498, SB 2247

WEATHER

- Stampede pass weather station, manned status, maintain, requested, SJM 110

WEBSTER, KEN

- Washington State hospital commission, member, GA 51, confirmed pp. 43,145,202

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

WEEDS AND WEED CONTROL

- Agricultural laws, updated, SB 2254, *SUB SB 2254, CH. 154, P.V.
- Agricultural laws, updated, agriculture department, appropriation, *SUB SB 2254, CH. 154, P.V.
- Inspectors, powers, enlarged, SB 2471
- Noxious weeds, control, enforcement procedures, established, misdemeanor, federal reimbursement, provisions, SB 2393, *SUB SB 2393, CH. 118
- Tansy ragwort seed, viable, hay sales, misdemeanor, agriculture department, rules, inspection, fees, federal reimbursement, provisions, SB 2393, *SUB SB 2393, CH. 118

WEEK

- Families, January 21-27, 1979, honored, established, HCR 2
- Families, March 11-17, 1979, honored, established, HCR 2(a)
- Families, week of January 28 - February 3, 1979, honored, established, SCR 105

WEHNERT, MARGARET C.

- State personnel board, member, GA 181, confirmed pp. 1693,1901,2079

WELFARE (See also PUBLIC ASSISTANCE)

- Applicants, recipients, grievances, hearings, decisions, appeals, procedures, over-payment recovery provision, *SUB HB 254, CH. 92X
- Dependent children, parent, support debt, notification, deadline, 30 days, SB 2103
- Employee trust funds, regulations, repealed, SB 2651, *HB 455, CH. 34X

WELLS

- Construction, examining board, references deleted, SB 2936
- Title only, well water construction, SB 2830
- Water, operators, contractors, licensing, permits, fees, obligations, damages, insurance, modified, SB 3035
- Water well construction operators examining board, sunset act, excluded, SUB SB 2830

WESTERN WASHINGTON UNIVERSITY

- Boards, institutions, certain, members, terms, selection, uniformity, SB 2858, SUB SB 2858
- Funds, accounts, excess, certain, transferred into general fund, SB 2519
- Tuition, fees, certain nationals, friendly foreign nations, waiver, authorized, SB 2513
- Tuition, fees, disadvantaged, needy students, waiver, limitations, *SUB SB 2451, CH. 262X, P.V.
- Tuition, fees, exceptional educational ability, resident students, waiver, provisions, VETOED, *SUB SB 2451, CH. 262X, P.V.
- Tuition, fees, foreign students, waiver, limitations, *SUB SB 2451, CH. 262X, P.V.

WHEAT

- Agriculture, omnibus regulations, modified, *SUB SB 2791(a), CH. 238X
- Commodity assessment, maximum, increased, *HB 351, CH. 93X

WHEELCHAIRS

- Motorized, public places, sidewalks, permitted, SB 2086
- Prescription, sales and use taxes, exemption, SB 2510

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

WHOLESALE AND DISTRIBUTORS

- Beer, wine, distilled spirits manufacturers, authorized, *SB 2602, CH. 23X
- Documents, private organizations, filing, recording requirements, secretary of state, revised, HB 903
- Fireworks law, state, enacted, SB 2878
- Gasohol, special liquor purchase permit, required, SUB SB 2978

WIDOWS AND WIDOWERS

- Displaced homemaker act, enacted, two-year pilot project, established, *SB 2406, CH. 73
- Displaced homemaker act, enacted, two-year pilot project, established, council, appropriation, *SB 2406, CH. 73
- Employment, public sector, veterans, preference, provisions, SB 2591
- Inheritance tax, general revisions, SB 2181, *SUB SB 2181, CH. 209X
- Retirement systems, public employees, beneficiary, predeceases, remarriage, provisions, SB 3021
- Veteran's employment preference, ratings, revisions, spouses, provisions, SB 3105, SUB SB 3105

WIEGMAN, DR. EUGENE

- Department of employment security, commissioner, GA 6, confirmed pp. 32,770,873

WILDLIFE

- Beavers, trapping, tag requirement, eliminated, license fee, increased, SB 3011
- Department, commission, created, game department, commission, powers, duties, transferred, SB 2405
- Hunting, vehicles, population control purposes, game department, permits, authorized, SB 2322
- Nisqually delta, new commercial dock facilities, expansion, prohibited, SB 3023
- Snags, selective removal, fire control, required, *SUB HB 188, CH. 8X
- Title only, fish and wildlife department, created, SB 3155

WILLAPA BAY

- Pilotage district, boundaries, defined, SB 2108

WILLIAMS, SENATOR AL

- Statement regarding vote on SB 2296 p. 553

WILLS

- Inheritance tax, general revisions, SB 2181, *SUB SB 2181, CH. 209X
- International, provisions, SB 2937
- Land, owner, 5 acres, transfer, parent, spouse, child, residential purposes, single family, zoning inapplicable, SB 2263
- Superior court, clerks, official fees, increased, SUB SB 2381
- Validity, determination, before testator's death, authorized, SB 2039
- Veteran's, estates, executor, director of veteran's affairs, maximum size, increased, *SB 2101, CH. 64

WILSON, SENATOR BRUCE A.

- National conference state legislatures, attendance authorized, regular per diem, actual expenses allowed, *SR 1979-53 p. 1035
- Personal privilege, regarding sunset bills, review process p. 580

- * Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.
- (a) Amendment to original bill.
- SR Senate Resolution.
- GA Gubernatorial Appointment.

WILSON, SENATOR BRUCE A.—cont.

Point of information, SSB 2273 revenue-related, consider following cutoff p. 1221

WINE AND WINERIES

Agents, wholesalers, distilled spirits manufacturers, authorized, *SB 2602, CH. 23X

WINTER SPORTS

Snowmobile advisory committee, parks and recreation commission, created, members, facilities, programs, development, *SUB HB 1281, CH. 182X, P.V.

Snowmobile regulation, registration fees, increased, fuel tax revenues, distribution, account created, fines, *SUB HB 1281, CH. 182X, P.V.

WITNESSES

Fees, court administrator, payment provisions, *HB 30, CH. 129

Marital communications, privileged, status, involuntary commitment proceedings, not applicable, SB 2409

WITTMAN, PHIL

Board of prison terms and paroles, member, GA 78, confirmed . . . pp. 49,131,202

WOMEN

Displaced homemaker act, enacted, two-year pilot project, established, *SB 2406, CH. 73

Displaced homemaker act, enacted, two-year pilot project, established, appropriation, *SB 2406, CH. 73

Displaced homemakers, community colleges, tuition, fees, waiver, provisions, *SUB SB 2451(a), CH. 262X, P.V.

Domestic violence, law enforcement procedures, established, SB 2613, *SUB HB 438, CH. 105X

Homemaker/home health services, eligibility, rights, protections, revisions, SB 2475

Insurance contracts, risk calculation age, changed, *HB 735, CH. 157, P.V.

Jury duty, selection, qualification procedures, mandatory service requirements, *SUB HB 99, CH. 135X

Retirement systems, public, spouses, ex-spouses, certain payments, court ordered, *SB 2378, CH. 205X

WONG, H.T.

Commission on Asian-American affairs, member, GA 28, confirmed pp. 38,182,214-215

WOOD AND WOOD PRODUCTS

Heat, homes, facilitating, SB 3087, SUB SB 3087

WOOD, JACK O.

State energy office, director, GA 177, confirmed pp. 1470,1900

WOODY, SENATOR DIANNE H.

Remarks, regarding personal privilege, Senator North pp. 1774-1776

WORD PROCESSING

Court reporters, qualifications, modified, SB 3091

WORK

Overtime, mandatory, prohibited, SB 2869

* Indicates bills, memorials and resolutions passed by both Senate and House. Also Senate Resolutions adopted.

(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

WORK—cont.

Overtime, mandatory, regulated, SB 2594

WORK RELEASE

Cities, counties, programs, authorized, *SUB SB 2505(a), CH. 232X

Prisoners, rehabilitation, commercial enterprises, institutional facilities, authorized, annual report to legislature, required, *SUB HB 80, CH. 160X

WORKING CONDITIONS

Standards, labor and industries, policies, revisions, SB 2593

WRECKING YARDS - MOTOR VEHICLES

Wrecker bond cancellations, notification, registered mail requirement, removed, SB 2070

YAKIMA AND YAKIMA COUNTY

Migrant labor housing, continued, fees, authorized, jurisdiction, transferred, employment security, appropriation, HB 672, *SB 2630, CH. 79X

Stampede pass weather station, manned status, maintain, requested, SJM 110

YAMAMOTO, HARRY M., JR.

Community college district 18, board of trustees, member, GA 145, confirmed pp. 93,240,271

YOUNG, JAMES L.

Washington State jail commission, member, GA 60, confirmed . . . pp. 46,872,908

YOUTH (See also MINORS)

Juveniles, curfew, violations, provisions, SUB SB 2495

Pornography, involving minors, prohibited, penalties prescribed, SUB HB 551, SB 2013

Pornography, prostitution, children, exploitation, crimes, defined, penalties, prescribed, SB 2579

Procedures for families in conflict, crisis intervention services, custody, detention, court records, DSHS appropriation, *SUB SB 2768, CH. 155, P.V.

Procedures for families in conflict, crisis intervention services, DSHS, provisions, SB 2768

Runaway, families, detention facilities, crisis shelters, modified, appropriations, SB 3122

Runaway, interstate compact, revisions, SB 3014, SUB SB 3014

Runaway, procedures for families in conflict, SB 2768

Runaway, procedures for families in conflict, appropriation, *SUB SB 2768, CH. 155, P.V.

Timber, harvest income, youth program use, tax exempt, SB 2084

Truancy, habitual, juvenile justice act, included, SB 3026

University of Washington youth sports center, provisions, appropriations, SB 2089

YUGOSLAVIA

Consul general Tugomir Dzalto, introduced p. 860

Director, press and culture center, New York, Tihomir Kondev, introduced p. 860

ZAMUDIO, MARGARET

Commission on Mexican-American affairs, member, GA 71, confirmed pp. 48,180,220

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(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

ZOLOTH, ARTHUR M.

State board of pharmacy, member, GA 165, confirmed pp. 386,561,694

ZONES AND ZONING

Aircraft, hazard, described, penalties, SB 2916

Boundary review boards, review provisions, revised, SB 2586

Community corporations, planning, land use, establishment, provisions, SB 2207

Comprehensive plan, sewer, water districts, county legislative authority, approval, deadline, SB 2395, *SUB HB 139, CH. 23

Energy facilities, sites, certification procedures, modified, SB 2139

Environmental coordination procedures act, modified, SB 2571

Land development, definition, modified, SB 2027

Land owner, 5 acres, transfer, parent, spouse, child, residential purposes, single family, zoning inapplicable, SB 2263

Right of way, franchises, applicant, acceptance, rejection, procedures, SUB HB 726

Urban land, DNR ownership, local governments, cooperative land use planning, *SB 2218, CH. 56X

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(a) Amendment to original bill.

SR Senate Resolution.

GA Gubernatorial Appointment.

